



FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

July 14, 2020

Sent by Electronic Mail – Document Access Verification Requested

Jay Chesser
Station Manager
Crystal River North Plant and Fuel Operations
Duke Energy Florida, LLC
15760 Power Line Street
Crystal River, Florida 34428
Jay.Chesser@duke-energy.com

RE: Crystal River Energy Complex
Modification to Conditions of Certification
DEP Case Number PA 77-09U
OGC Case Number 20-0912

FINAL ORDER OF MODIFICATION

Dear Mr. Chesser:

On November 21, 1978, the Florida Pollution Control Board issued a Site Certification to the Florida Power Corporation, now known as Duke Energy Florida (DEF), for the construction and operation of Crystal River Energy Complex (CREC) Units 4 and 5. On May 5, 2015, the Secretary of the Department of Environmental Protection (Department) issued a Site Certification to DEF for the construction and operation of the Citrus Combined Cycle Plant (CCCP) Units 1 and 2. The Department has modified the Conditions of Certification (Conditions) for CREC/CCCP by Final Order on twenty other occasions.

On March 9, 2020, the Department's Siting Coordination Office received a petition for modification from DEF for the five-year review of the sodium exemption pursuant to the Conditions, and to request an increase of permitted capacity for the industrial wastewater ponds at the CCCP. The Department has reviewed DEF's petition pursuant to §403.516(1)(c), F.S.

On May 28, 2020, all parties to the Certification proceeding were provided notice of the Department's intent to modify the Conditions for CREC/CCCP. On June 8, 2020, a notice of the Department's intent was also published in the Florida Administrative Register (FAR).

Pursuant to §403.516, F.S., and Rule 62-17.211, Florida Administrative Code (F.A.C.), all parties to the certification proceeding have 45 days from the issuance of notice in which to file a written objection to the modification. Pursuant to §403.516, F.S., and Rule 62-17.211, F.A.C., any person who is not already a party to the certification proceeding and whose substantial interests will be affected by the requested modification has 30 days from the date of publication of the public notice in the FAR to object in writing. Failure to act within the time frame constitutes a waiver of the right to become a party.

These timeframes have expired, and the Department has received no objections to the modification. Therefore, the Conditions for DEF are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated May 28, 2020, which can be downloaded from the following file transfer protocol (ftp) site: http://publicfiles.dep.state.fl.us/Siting/Outgoing/DEF_CREC/Modifications/Mod_U_Sodium_Exemption_Increase_Capacity_IWW_Pond/

The final version of the modified Conditions (including attachments) can be viewed and obtained from the following website:

http://publicfiles.dep.state.fl.us/Siting/Outgoing/Web/Certification/pa77_09_2020_U.pdf

Copies of the Conditions and/or attachments may also be obtained by contacting the Department of Environmental Protection, Siting Coordination Office, 2600 Blair Stone Road, M.S. 5500, Tallahassee, Florida 32399-2400, (850) 717-9000.

Any party to this Order has a right to seek judicial review of it pursuant to §120.68, F.S., by filing a Notice of Appeal, pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department of Environmental Protection in the Office of General Counsel, 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida 32399-3000, and by filing a copy of the Notice of Appeal, accompanied by the applicable filing fees, with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date this Order is filed with the Clerk of the Department of Environmental Protection.

Sincerely,

Cindy Mulkey
Administrator
Siting Coordination Office

Final Order of Modification
CREC/CCCP (Mod U)
July 14, 2020
Page 3 of 4

CC by electronic mail:

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Duke Energy Florida: ilia.balcom@duke-energy.com

Executive Director, Tampa Bay Regional Planning Council: sean@tbrpc.org

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to §120.52

Florida Statutes, with the designated
Department Clerk, receipt of which is
hereby acknowledged.

Clerk

Date

Service List: *Sent by Electronic Mail – Document Access Verification Requested*

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