



**FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION**

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TALLAHASSEE, FLORIDA 32399-2400

RICK SCOTT
GOVERNOR

CARLOS LOPEZ-CANTERA
LT. GOVERNOR

JONATHAN P. STEVERSON
SECRETARY

December 30, 2014

Sent by Electronic Mail – Document Access Verification Requested

David A. Buff, P.E.
Principal
Golder Associates
6026 NW 1st Place
Gainesville, Florida 32607

RE: Okeelanta Cogeneration Facility
Modification to Conditions of Certification
DEP Case Number PA 04-46C
OGC Case Number 14-0292

FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION

Dear Mr. Buff:

On May 26, 2005, the Florida Siting Board issued a Site Certification to New Hope Power Company (NHPC) for the construction and operation of the Okeelanta Cogeneration Facility (Okeelanta) in Palm Beach County. The Department of Environmental Protection (Department) has modified the Conditions of Certification (Conditions) for Okeelanta by Final Order on two other occasions.

The Department has reviewed NHPC's petition dated May 22, 2014 for a modification to Okeelanta's Conditions pursuant to Section 403.516(1)(c), Florida Statutes (F.S.). The modification is to revise the consumptive use conditions under authority of the South Florida Water Management District as follows:

1. An increase in the maximum annual allocation of surficial aquifer water from 137 million gallons per year (MGY) to 185 MGY;
2. The replacement of one existing surficial aquifer supply well with a new well, that will be installed in a new location; and
3. The installation of a new, addition surficial aquifer well (i.e. a fourth well in the surficial aquifer).

On November 10, 2014, all parties to the certification proceeding were provided notice of the Department's intent to modify the Conditions for Okeelanta. On November 12, 2014, notice of the Department's intent to modify the Conditions for Okeelanta was also published in the Florida Administrative Register (FAR).

Pursuant to Section 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 Section 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 no objections to the modification have been received by the Department. Therefore, the Conditions for Okeelanta are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated November 10, 2014, which can be downloaded from the following file transfer protocol (ftp) site: http://publicfiles.dep.state.fl.us/Siting/Outgoing/New_Hope_Okeelanta/New_Hope_Okeelanta_Mod_C/2014_11_10_Mod_C_NOI-signed.pdf.

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/pa04_46_2014_C.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 Rd., M.S. 5500, Tallahassee, Florida 32399-3000, (850) 717-9000.

Any party to this Order has a right to seek judicial review of it pursuant to Section 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,

A handwritten signature in blue ink, appearing to read 'Justin Green', with a long horizontal flourish extending to the right.

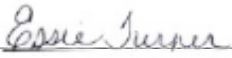
Justin Green
Administrator,
Siting Coordination Office

Sent by Electronic Mail:

John Iglehart, District Director, FDEP: Jon.Iglehart@dep.state.fl.us

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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

12/30/14

Date

Service List: *Sent by Electronic Mail – Received Receipt Requested*

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