



# Florida Department of Environmental Protection

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

Rick Scott  
Governor

Carlos Lopez-Cantera  
Lt. Governor

Ryan E. Matthews  
Interim Secretary

May 25, 2017

***Sent by Electronic Mail – Document Access Verification Requested***

John Power  
Solid Waste Director  
Pasco County Utilities  
14230 Hays Road  
Spring Hill, Florida 34610  
[jpower@pascocountyfl.net](mailto:jpower@pascocountyfl.net)

RE: Pasco County Resource Recovery Facility  
Modification to Conditions of Certification  
DEP Case Number PA 87-23C  
OGC Case Number 16-1326

## **FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION**

Dear Mr. Powers:

On August 24, 1988, the Florida Siting Board issued a Site Certification to Pasco County (Pasco) for the construction and operation of the Pasco County Resource Recovery Facility (PCRRF). The Department of Environmental Protection (Department) has modified the Conditions of Certification (Conditions) for PCRRF by Final Order on two other occasions. Pursuant to Section 403.516(1)(c), Florida Statutes (F.S.), the Department has initiated a modification to PCRRF's Conditions to incorporate a uniform set of general conditions consistent with recent site certifications, and to update antiquated specific conditions that are no longer applicable or consistent with current regulations. Conditions have also been updated as requested by the Southwest Florida Water Management District to accurately reflect wells in operation as well as those that have been capped.

On February 9, 2017, all parties to the certification proceeding were provided notice of the Department's intent to modify the Conditions for PCRRF. On February 22, 2017,

notice of the Department's intent to modify the Conditions for PCRRF was also published in the Florida Administrative Register (FAR). On April 5, 2017, all parties to the certification proceeding were provided a re-notice of the Department's intent to modify the Conditions for PCRRF due to a request from the Southwest Florida Water Management District to properly identify the reclaimed water infrastructure. On April 12, 2017, a re-notice of the Department's intent to modify the Conditions for PCRRF was published in the 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 PCRRF are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated February 9, 2017, and April 5, 2017, and can be downloaded from the following file transfer protocol (ftp) site:

<http://publicfiles.dep.state.fl.us/Siting/Outgoing/Pasco%20Cty%20RRF/Modifications/Mod C/>.

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/pa87\\_23\\_2017\\_C.pdf](http://publicfiles.dep.state.fl.us/Siting/Outgoing/Web/Certification/pa87_23_2017_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 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 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.

Mr. John Power

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Sincerely,



Cindy Mulkey  
Administrator,  
Siting Coordination Office

CC by electronic mail:

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SWD District Liaison, FDEP: [mark.langford@dep.state.fl.us](mailto:mark.langford@dep.state.fl.us)

**FILING AND ACKNOWLEDGMENT**

FILED, on this date, pursuant to §120.52

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

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Clerk

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Date

Mr. John Power

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

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