



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Building
2600 Blainstone Road
Tallahassee, Florida 32399-2400

Colleen M. Castille
Secretary

June 27, 2006

- CERTIFIED MAIL - RETURN RECEIPT REQUESTED -

Mr. Mark J. Hornick,
General Manager, Polk Power Station
Tampa Electric Company.
Post Office Box 111
Tampa, Florida 33601-0111

**RE: Tampa Electric Company – Polk Power Station
Modification to Conditions of Certification
DEP Case Number PA 92-32H
OGC Case Number 06-1045**

Dear Mr. Hornick:

On January 27, 1994, the Governor and Cabinet, sitting as the Siting Board, issued a final order approving certification for the Tampa Electric Company Polk Power Station Unit 1 electrical power plant site. That certification order approved the construction and operation of a 1,150 MW Integrated Coal-Gasification Combined Cycle power plant facility and associated facilities located at the Polk Power Station site in Polk County, Florida.

On October 24, 2005, the Department of Environmental Protection (DEP) received an air construction permit application and a request for modification of the Conditions of Certification for the Polk Power Station for two 165 MW, simple cycle, gas-fired combustion turbines. On April 28, 2006, the DEP issued DEP Permit No. PSD-FL-363 for the Polk Power Station. That permit allows the construction of Simple Cycle Units 4 & 5. The Department proposes to modify the conditions to include the appropriate revisions of the PSD Permit in the Conditions of Certification pursuant to section 403.516, Florida Statutes, and Florida Administrative Code rule section 62-17.211(4). Copies of the Departments proposed modifications are available for public review.

On or before May 19, 2006, all parties to the certification proceeding were provided with notice by certified mail of the Department's intent to modify the Conditions of Certification for this facility, along with a copy of the proposed Order Modifying Conditions of Certification. Additionally, on May 19, 2006, notice of the Department's intent to modify the Conditions of Certification for this facility was published on the Department's website. Those notices specified that pursuant to Section 403.516, F.S., and Rule 62-17.211, F.A.C., all parties to the certification proceeding have 45 days from the issuance of the notice by mail to such party's last address of

record in which file a written objection to the modification; that failure of any of the parties to file a response will constitute a waiver of objection to the modification; and that 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 on the web site to object in writing.

No objections to the modification have been received by the Department. The Conditions of Certification for the TEC Polk Power Station Unit 1 are hereby modified as follows:

XIII. AIR

The construction and operation of Polk Power Station (Project) shall be in accordance with all applicable provisions of Chapter 62, F.A.C., and PSD Permit PSD-FL-194.

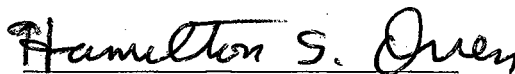
A. and B. - No change

C. Phase III Construction and Operation

The following limitations pertain to the construction and operation of Units 4 & 5, two nominal 165 MW General Electric P7241 (FA) simple cycle, natural gas combustion turbine-electrical generators to be used for peaking purposes. In accordance with PSD-FL-363, the units will be restricted to 4380 hours per year of operation. The construction of Units 4 & 5 shall be in conformance to the applicable Conditions of Certification contained herein and in conformance to DEP Permit PSD-FL-363 attached hereto as Appendix F.

Any party to this Order has a right to seek judicial review of it pursuant to Section 120.68, Florida Statutes 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 thirty days from the date this Order is filed with the Clerk of the Department of Environmental Protection.

Executed in Tallahassee, Florida.



Hamilton S. Owen, P.E.

Administrator

Siting Coordination Office

June 26, 2006

Page Three

Attach:

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to §120.52

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

Janda Korokow

Clerk

6-27-06

Date

James V. Antista, Esquire
Florida Fish and Wildlife Conservation
Commission
620 South Meridian Street
Tallahassee, FL 32399-1600

Mary Ann Helton, Esquire
Division of Legal Services
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Kelly Martinson, Esquire
Florida Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, FL 32399-2100

Norman White, Esq.
Central Florida Regional
Planning Council
555 East Church Street
Bartow, FL 33830

Emiline Acton, Esquire
Sara M. Fotopoulos, Esquire
Greg Nelson, P.E.
Roger Tucker, Esquire

Sheauchang Yu, Esquire
Assistant General Council
Florida Department of Transportation
650 Suwannee Street, Mail Station 58
Tallahassee, FL 32399-0450

Scott Goorland, Esq.
Florida Department of Environmental
Protection
3000 Commonwealth Blvd.
Tallahassee, FL 32399-3000

Mark Campanini, Esquire
Office of County Attorney
Post Office Box 60
Bartow, FL 3380-0060

Martha A. Moore, Esq.
Senior Attorney
Southwest Florida Water Management
District
2379 Broad Street
Brooksville, FL 34604-6899