



# Florida Department of Environmental Protection

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

Rick Scott  
Governor

Carlos Lopez-Cantera  
Lt. Governor

Noah Valenstein  
Secretary

August 30, 2017

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

Garfield Blair  
Director of Environmental Affairs  
Orlando Utilities Commission  
Reliable Plaza  
100 West Anderson Street  
Orlando, Florida 32802  
[gblair@ouc.com](mailto:gblair@ouc.com)

RE: Stanton Energy Center  
Modification to Conditions of Certification  
DEP Case Number PA 81-14M  
OGC Case Number 17-0841

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

Dear Mr. Blair:

The Florida Siting Board issued a Site Certification to the Orlando Utilities Commission (OUC) for the construction and operation of the Stanton Energy Center (SEC) in Orange County on December 15, 1982. The Department of Environmental Protection (Department) has modified the Conditions of Certification (Conditions) for SEC by Final Order on twelve other occasions. Pursuant to Section 403.516(1)(c), Florida Statutes (F.S.), the Department has initiated a modification to SEC'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of general conditions consistent with recent site certifications, and to update antiquated specific conditions that are no longer applicable or consistent with current regulations.

On July 3, 2017, all parties to the certification proceeding were provided notice of the Department's intent to modify the Conditions for SEC. On July 11, 2017, notice of the Department's intent to modify the Conditions for SEC 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 SEC are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated July 3, 2017, which can be downloaded from the following file transfer protocol (ftp) site:  
[http://publicfiles.dep.state.fl.us/Siting/Outgoing/OUC\\_Stanton/Modification\\_M/](http://publicfiles.dep.state.fl.us/Siting/Outgoing/OUC_Stanton/Modification_M/).

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/pa81\\_14\\_2017\\_M.pdf](http://publicfiles.dep.state.fl.us/Siting/Outgoing/Web/Certification/pa81_14_2017_M.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.

Sincerely,

A handwritten signature in blue ink, appearing to read "Cindy Mulkey", enclosed within a large, loopy circular flourish.

Cindy Mulkey  
Administrator,  
Siting Coordination Office

CC by electronic mail:

District Director, FDEP: [jeff.prather@dep.state.fl.us](mailto:jeff.prather@dep.state.fl.us)

District Liaison, FDEP: [cindy.stafford@dep.state.fl.us](mailto:cindy.stafford@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.

Kae Craig  
Clerk

08/30/17  
Date

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

Michael Weiss, Esquire  
Department of Environmental Protection  
3900 Commonwealth Blvd., M.S. 35  
Tallahassee, Florida 32399-3000  
[michael.weiss@dep.state.fl.us](mailto:michael.weiss@dep.state.fl.us)

Andrew S. Grayson, Esquire  
Florida Fish & Wildlife Conservation  
Commission  
620 South Meridian Street  
Tallahassee, Florida 32399-1600  
[andrew.grayson@myfwc.com](mailto:andrew.grayson@myfwc.com)

Scott Rogers  
Department of Economic Opportunity  
107 East Madison Street  
Tallahassee, Florida 32399  
[scott.rogers@deo.myflorida.com](mailto:scott.rogers@deo.myflorida.com)

Lee Eng Tan, Esquire  
Florida Public Service Commission  
Office of General Counsel  
2450 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850  
[LTan@psc.state.fl.us](mailto:LTan@psc.state.fl.us)

Anthony Cutter, Esquire  
Administration Building, 5th Floor  
201 Rosalind Avenue  
Orlando, Florida 32801  
[AnthonyTony.Cotter@ocfl.net](mailto:AnthonyTony.Cotter@ocfl.net)

Charles Lee  
Director of Advocacy  
Central Florida Policy Office  
Florida Audubon Society  
460 Highway 435, Suite 200  
Casselberry, Florida 32707  
[clee@audubon.org](mailto:clee@audubon.org)

Hugh W. Harling, Jr.  
Director  
East Central Florida Regional Planning Council  
LYNX Building  
455 N. Garland Ave. 4th Floor  
Orlando, Florida 32801  
[hharling@ecfrpc.org](mailto:hharling@ecfrpc.org)

Scott Sanders  
Florida Fish & Wildlife Conservation  
Commission  
620 South Meridian Street  
Tallahassee, Florida 32399-1600  
[fwccconservationplanningservices@myfwc.com](mailto:fwccconservationplanningservices@myfwc.com)

Kris Davis, Esquire  
Assistant General Counsel  
St. Johns River Water Management District  
4049 Reid Street, P.O. Box 1429  
Palatka, Florida 32178-1429  
[ApplicationSupport@sjrwmd.com](mailto:ApplicationSupport@sjrwmd.com)

Kimberly Menchion, Esquire  
Assistant General Counsel  
Department of Transportation  
605 Suwannee Street, MS 58  
Tallahassee, Florida 32399-0458  
[kimberly.menchion@dot.state.fl.us](mailto:kimberly.menchion@dot.state.fl.us)

Deena Woodward  
Department of State - DHR  
R.A. Gray Building 4th Floor  
500 South Bronough Street  
Tallahassee, Florida 32399-0250  
[deena.woodward@dos.myflorida.com](mailto:deena.woodward@dos.myflorida.com)

Tasha Buford, Esquire  
308 Oaks Will Court  
Tallahassee, Florida 32312  
[tashabuford@gmail.com](mailto:tashabuford@gmail.com)