

From: Georgiana.Holmes@ocfl.net
To: [Seiler, Ann](#); [Senn, Nate](#)
Cc: [Weiss, Michael](#)
Subject: RE: Transmission Line Siting Application - OUC St. Cloud - Magnolia 230kV (TA21-18) - COMPLETENESS REVIEW
Date: Monday, July 12, 2021 4:58:57 PM
Attachments: [image005.png](#)
[2021-07-12 OC Completeness Letter.pdf](#)

Ann,
Please find attached Orange County's completeness review.
Thank you,
Georgiana

Georgiana Holmes
Assistant County Attorney
County Attorney's Office
201 South Rosalind Ave., 3rd Floor
P.O. Box 1393
Orlando, Florida 32802-1393
Phone: (407) 836-7320
Fax: (407) 836-5888



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From: Seiler, Ann <Ann.Seiler@FloridaDEP.gov>
Sent: Monday, July 12, 2021 4:49 PM
To: Holmes, Georgiana <Georgiana.Holmes@ocfl.net>; David.Tomek@osceola.org;
frank.townsend@osceola.org
Subject: FW: Transmission Line Siting Application - OUC St. Cloud - Magnolia 230kV (TA21-18) - COMPLETENESS REVIEW
Importance: High

Please submit your agency's completeness review today per below emails.
Thank you,



Ann Seiler

Florida Department of Environmental Protection
DARM/Siting Coordination Office
Environmental Consultant
ann.seiler@FloridaDEP.gov
Office: 850-717-9113
Cell: 850-228-6237

From: Seiler, Ann

Sent: Tuesday, July 6, 2021 10:24 AM

To: Vitani, Nicholas <nvitani@sfwmd.gov>; Simon Sunderland <ssunder@sfwmd.gov>; Cucinella, Josh <Josh.Cucinella@MyFWC.com>; Conservation Planning Services <conservationplanningservices@MyFWC.com>; Rogers, Scott <Scott.Rogers@deo.myflorida.com>; Raffington, Jasmin <Jasmin.Raffington@dot.state.fl.us>; Doug <dhearn@sjrwmd.com>; ApplicationSupport@sjrwmd.com; FWakley@sjrwmd.com; Aldridge, Jason H. <JASON.ALDRIDGE@DOS.MYFLORIDA.COM>; Stafford, Cindy <Cindy.Stafford@FloridaDEP.gov>; Georgiana.Holmes@ocfl.net; Alberto.vargas@ocfl.net; David F Tomek <David.Tomek@osceola.org>; LTan@psc.state.fl.us; frank.townsend@osceola.org; nichole.gonzalez@osceola.org; robert.mindick@osceola.org; Jon.Morris@dos.myflorida.com; Richard.Shine2@dot.state.fl.us
Cc: Weiss, Michael <Michael.Weiss@FloridaDEP.gov>; SCO <SCO@dep.state.fl.us>; Senn, Nate <Nate.Senn@FloridaDEP.gov>; CEasterling@ouc.com

Subject: FW: Transmission Line Siting Application - OUC St. Cloud - Magnolia 230kV (TA21-18) - COMPLETENESS REVIEW

Good morning.

Just a reminder that your agency Completeness, as per the below email, is due **Monday, July 12, 2021.**

Please contact Nate or I if you have any questions.

Thank you,



Ann Seiler

Florida Department of Environmental Protection
DARM/Siting Coordination Office
Environmental Consultant
ann.seiler@FloridaDEP.gov
Office: 850-717-9113
Cell: 850-228-6237

From: Seiler, Ann

Sent: Friday, June 11, 2021 3:38 PM

To: Vitani, Nicholas <nvitani@sfwmd.gov>; Simon Sunderland (<ssunder@sfwmd.gov>); Cucinella, Josh <Josh.Cucinella@MyFWC.com>; Conservation Planning Services <conservationplanningservices@MyFWC.com>; Rogers, Scott

<Scott.Rogers@deo.myflorida.com>; Raffington, Jasmin <Jasmin.Raffington@dot.state.fl.us>; Doug <dhearn@sjrwmd.com>; 'ApplicationSupport@sjrwmd.com'; EWakley@sjrwmd.com; Aldridge, Jason H. <JASON.ALDRIDGE@DOS.MYFLORIDA.COM>; Stafford, Cindy <Cindy.Stafford@FloridaDEP.gov>; Georgiana.Holmes@ocfl.net; Alberto.vargas@ocfl.net; Andrew Mai <Andrew.Mai@OSCEOLA.ORG>; David F Tomek <David.Tomek@osceola.org>; LTan@psc.state.fl.us

Cc: Weiss, Michael <Michael.Weiss@FloridaDEP.gov>; SCO <SCO@dep.state.fl.us>; Senn, Nate <Nate.Senn@FloridaDEP.gov>; Easterling, Chuck <CEasterling@ouc.com>

Subject: Transmission Line Siting Application - OUC St. Cloud - Magnolia 230kV (TA21-18) - COMPLETENESS REVIEW

*******AGENCY ACTION Required by Monday, July 12, 2021*******

Hello everyone.

Today, the Department of Environmental Protection's Siting Coordination Office (SCO) is in receipt of a Site Certification Application (TA21-18) from Orlando Utilities Commission (OUC). The application will be processed under the [Florida Electric Transmission Line Siting Act](#). The SCO will coordinate incorporating your agencies' regulatory requirements (excluding federal permits) during the application process. The project consists of an approximate 21 mile long corridor from St. Cloud East substation in Osceola County to the Magnolia Ranch North substation in Orange County.

The application is located at

http://publicfiles.dep.state.fl.us/Siting/Outgoing/OUC%20StCloudMagnolia%20230kv_TA21-18/Application/. The application, as well as other relevant project information will be available at the SCO website <https://floridadep.gov/air/siting-coordination-office/content/applications-process> under 'Transmission Lines'.

The SCO will be sending emails containing detailed information with each approaching deadline to walk your agency through the process. There will also be a complete schedule posted on the application website (link above) sometime next week. Please copy both me and Nate on all correspondence.

Currently, with this email the SCO is asking for the following:

- Contact information for the individual(s) from your agency with whom we will work with as the project moves forward. If you are the proper contact, please reply with an email letting us know. Please let us know if anyone else should be added to this distribution list.
- Your acknowledgement that we will require your assessment of the application completeness (including a list of questions, if any). The deadline for submitting your agency completeness recommendation is **July 12, 2021**.
 - The review for completeness is to determine whether there is enough information included in the application for your agency to make an adequate review of the matters within your agency's jurisdiction. If your agency determines the application complete, please note that your completeness recommendation must also include your Preliminary Statements of Issues (refer to 403.526(1), Florida Statute). Please send your agency's

completeness recommendation through email. All comments and requests for additional information from all agencies (and the DEP district office) will be forwarded collectively to the applicant through the Department's filing (as to the completeness of the application) with the Division of Administrative Hearings (DOAH), the applicant and all parties.

For Osceola and Orange Counties - Please note that transmission lines are exempt from land use and zoning determinations as they are not considered development (380.04(3), F.S.)

The relevant statute language is pasted below. Myself and Nate Senn (contact information below) will be Case Managers for this project so please contact us should you have any questions. Please copy both me and Nate on all correspondence regarding this application.

Thank you!



Ann Seiler

Florida Department of Environmental Protection
DARM/Siting Coordination Office
Environmental Consultant
ann.seiler@FloridaDEP.gov
Office: 850-717-9113
Cell: 850-228-6237



Nate Senn

Florida Department of Environmental Protection
DARM/Siting Coordination Office
Environmental Specialist
nate.senn@FloridaDEP.gov
Office: 850-717-9111

403.5252 Determination of completeness.--

(1) (a) Within 30 days after distribution of an application, the affected agencies shall file a statement with the department containing the recommendations of each agency concerning the completeness of the application for certification.

(b) Within 7 days after receipt of the completeness statements of each agency, the department shall file a statement with the Division of Administrative Hearings, with the applicant, and with all parties declaring its position with regard to the completeness of the application. The statement of the department shall be based upon its consultation with the affected agencies.

(2) If the department declares the application to be incomplete, the applicant, within 14 days after the filing of the statement by the department, shall file with the Division of Administrative Hearings, with all parties, and with the department:

(a) A withdrawal of the application;

(b) Additional information necessary to make the application complete. After the department first determines the application to be incomplete, the time schedules under this act are not tolled if the applicant makes the application complete within the 14-day period. A subsequent finding by the department that the application remains incomplete tolls the time schedules under this act until the application is determined complete;

(c) A statement contesting the department's determination of incompleteness; or

(d) A statement agreeing with the department and requesting additional time to provide the information necessary to make the application complete. If the applicant exercises this option, the time schedules under this act are tolled until the application is determined complete.

(3) (a) If the applicant contests the determination by the department that an application is incomplete, the administrative law judge shall schedule a hearing on the statement of completeness. The hearing shall be held as expeditiously as possible, but not later than 21 days after the filing of the statement by the department. The administrative law judge shall render a decision within 7 days after the hearing.

(b) Parties to a hearing on the issue of completeness shall include the applicant, the department, and any agency that has jurisdiction over the matter in dispute. Any substantially affected person who wishes to become a party to the hearing on the issue of completeness must file a motion no later than 10 days before the date of the hearing.

(c) If the administrative law judge determines that the application was not complete, the applicant shall withdraw the application or make such additional submittals as necessary to complete it. The time schedules referencing a complete application under this act do not commence until the application is determined complete.

(d) If the administrative law judge determines that the application was complete at the time it was declared incomplete, the time schedules referencing a complete application under this act shall commence upon such determination.

(4) If the applicant provides additional information to address the issues identified in the determination of incompleteness, each affected agency may submit to the department, no later than 14 days after the applicant files the additional information, a recommendation on whether the agency believes the application is complete. Within 21 days after receipt of the additional information from the applicant submitted under paragraph (2)(b), paragraph (2)(d), or paragraph (3)(c) and considering the recommendations of the affected agencies, the department shall determine whether the additional information supplied by an applicant makes the application complete. If the department finds that the application is still incomplete, the applicant may exercise any of the options specified in subsection (2) as often as is necessary to resolve the dispute.

403.526 Preliminary statements of issues, reports, and project analyses; studies.—

(1) Each affected agency that is required to file a report in accordance with this section shall submit a preliminary statement of issues to the department and all parties no later than the submittal of each agency's recommendation that the application is complete. The failure to raise an issue in this

preliminary statement of issues does not preclude the issue from being raised in the agency's report.



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All e-mails to and from County Officials are kept as a public record.
Your e-mail communications, including your e-mail address may be
disclosed to the public and media at any time.



COUNTY ATTORNEY'S OFFICE
JEFFREY J. NEWTON, County Attorney

201 South Rosalind Avenue 3rd Floor
Reply To: Post Office Box 1393
Orlando, FL 32802-1393
407-836-7320 Fax 407-836-5888

July 12, 2021

Deputy County Attorney
Joel D. Prinsell

Senior Assistant County Attorneys

Elaine M. Asad
Lila McHenry

Assistant County Attorneys

Roberta Alfonso
Cristina T. Berrios
Linda Brehmer-Lanosa
Joy Carmichael
Whitney E. Evers
Georgiana Holmes
Aleas Koos
Katherine W. Latorre
Scott McHenry
Sawsan Mohiuddin
Dylan Schott
Scott Shevenell
Stephanie Stone
Adolphus Thompson

Legal Administrative Supervisor

Anna M. Caban

Senior Paralegal
Melessia Lofgren

Paralegals

Maria Vargas, ACP
Gail Stanford

Ms. Ann Seiler
Environmental Consultant
DARM/Siting Coordination Office
Department of Environmental Protection
2600 Blair Stone Road, MS 5500
Tallahassee, FL 32399-2400

Mr. Nate Senn
Environmental Specialist
DARM/Siting Coordination Office
Department of Environmental Protection
2600 Blair Stone Road, MS 5500
Tallahassee, FL 32399-2400

RE: *OUC; St. Cloud East-Magnolia Ranch North 230 Kv Transmission Line Siting Application No. TA21-18, DOAH Case No. 21-1939TL ("Siting Application")*

Dear Ms. Seiler and Mr. Senn;

Pursuant to Section 403.5252(1), Florida Statutes ("Fla. Stat.") and the timeframe set forth in the Schedule for Review of Certification Application Under the Florida Transmission Line Siting Act, adopted by the Order Establishing Schedule entered June 25, 2021, various Orange County Department staff have reviewed portions of the above-referenced Siting Application related to the property within its jurisdiction and recommend that the application for certification is incomplete.

General Comments

1. In Section 2.4.4, Vicinity Scenic, Cultural and Natural Landmarks of the Application, fourth paragraph, first sentence, Crosby Island Marsh Preserve is managed by Orange County Environmental Protection Division.

2. Figure 1-10, Existing OUC Right-of-Way Magnolia Ranch – Stanton Corridor Looking West, please update the Figure to call out the poles as "existing".

3. Orange County Real Estate Management has identified existing County real estate interests that may be impacted by the proposed transmission line. Attached is a map and chart listing County real estate interests, with reference to the appropriate recorded document in Orange County Official Records for reference. OUC will need to coordinate as appropriate with Orange County Public Works, Utilities, Environmental

Protection or Transportation Planning to determine any specific impacts, if any, to the proposed transmission corridor in the Siting Application.

Sunbridge Parkway Alignment

4. According to the Siting Application, portions of the proposed corridor will be co-located along proposed public and private roadways and canals, including the proposed Sunbridge Parkway, which is expected to be constructed and conveyed to Orange County before the OUC Project begins. Sunbridge Parkway plans are currently at the final stage, with bidding expected to occur later in 2021. Previous delays have been experienced in the proposed Sunbridge Parkway project, and future delays could alter the estimated completion timeframes in the Siting Application. OUC should continue to coordinate with Orange County Public Works Department to ensure their Project timeframes are consistent with completion of construction timeframes for the Sunbridge Parkway.

5. Please show the future water, wastewater, and reclaimed water mains (as applicable) within the Sunbridge Parkway Trail and Utility Easement required to serve the Sunbridge Regulating Plan Development on Figures 1-8a and 1-8b (100' Right-of-Way West Side of Sunbridge Parkway Looking North).

Innovation Way Extension

6. The proposed OUC corridor intersects with the Innovation Way road extension project. This project is currently under design as detailed in the *Transportation Agreement for Innovation Way (from Moss Park to Sunbridge Parkway)*, recorded at Orange County Official Records Document No. 20190037751, *Moss Park Transportation and Proportionate Share Agreement (Moss Park DRI/Innovation Way South)*, recorded at Orange County Official Records Document No. 20120467348, and *First Amendment to Moss Park Transportation and Proportionate Share Agreement*, recorded at Orange County Official Records Document No. 20140534419. OUC should coordinate with Orange County Public Works to ensure their Project does not conflict with the Innovation Way road extension under design.

Water Supply Project

7. Orange County has been working with several local utilities on a regional water supply project that will provide drinking water to partially meet future public water supply demands. The OUC Water Transmission Line Routing Study for the Taylor Creek Reservoir/St. John's River Water Supply Project (January 2020) proposed a water transmission line route along the general alignment of Sunbridge Parkway (Figures 1-8a and 1-8b), Wewahootee Road (Figure 1-9) and the existing OUC power easement adjacent to the railroad (Figure 1-10). In order to evaluate compatibility with the proposed OUC corridor, please update the figures to show the minimum 30-foot utility corridor/easement for the future water transmission route.

Water Quality

8. Please be aware that portions of the Econlockhatchee River are verified impaired for fecal coliform and nutrients and additional loading of these constituents is prohibited and that all precautions should be taken to avoid water quality impacts to this waterbody.

9. Please be aware the Econlockhatchee River has been designated as an Outstanding Florida Waterway which prohibits increasing turbidity above background levels and that all precautions should be taken to avoid water quality impacts to this waterbody.

10. Please be aware Lake Mary Jane and Lake Hart are verified impaired for lead and mercury and that all precautions should be taken to avoid water quality impacts to this waterbody.

Thank you for your consideration of this matter. Orange County reserves the right to raise issues as more information on this proposed project becomes available.

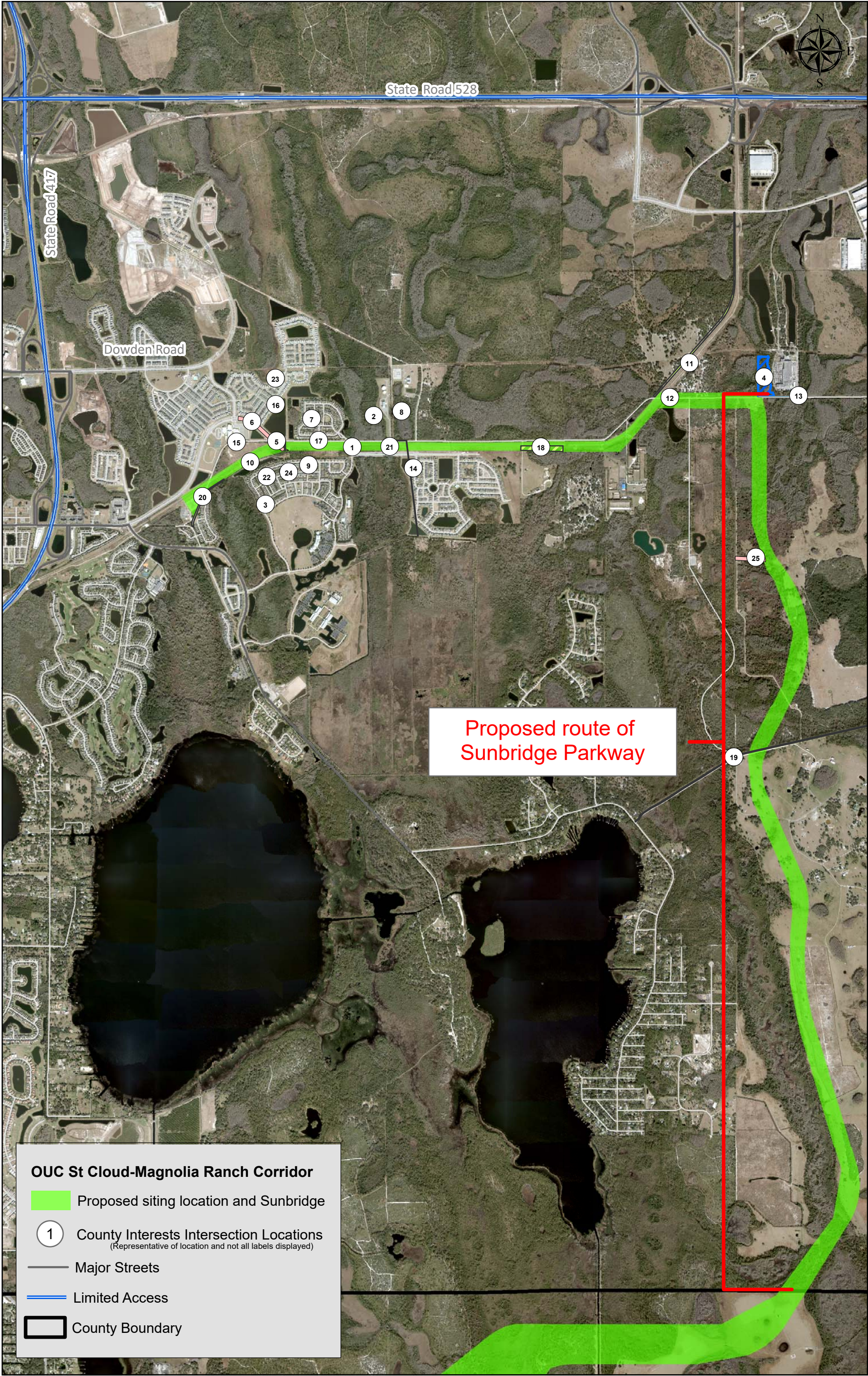
Sincerely,



Georgiana Holmes
Assistant County Attorney
Georgiana.Holmes@ocfl.net

cc Michael Weiss, Senior Assistant General Counsel
(Michael.Weiss@FloridaDEP.gov)

Attachments (*as stated*)



MAP ID	INTEREST TYPE	INTEREST USAGE	PROJECT NAME	COMMENTS	RESPONSIBLE AGENCY	ACQUISITION DATE	DOCUMENT
1	Easement	Access	MOSS PARK PARCEL "Q"-(JOHN WYCLIFFE BLVD)	RAIL CROSSING EASEMENT	PW - Roads and Drainage	6/27/2006	OR 8749, Page 3417
2	Fee Simple	Roadway	MOSS PARK PARCEL "Q"-(JOHN WYCLIFFE BLVD)	WARRANTY DEED	PW - Roads and Drainage	5/22/2006	OR 8749, Page 3410
3	Temporary Easement	Other	CNL / MOSS PARK DRI (RAC)	EXPIRES - UNTIL NO LONGER REQUIRED FOR CONSTRUCTION, REPAIR AND/OR MAINTENANCE FOR	PW - Roads and Drainage	8/21/2018	20180506057
4	Conservation Easement	Conservation	CORRECT CRAFT AT ICP	CONSERVATION AREA "A" IMPACT PERMIT #05-102	CES - Environmental Protection	6/6/2006	OR 8707, Page 3508
5	Temporary Easement	Utility Easement	CNL / MOSS PARK DRI (RAC)	TEMP ACCESS AND UTILITY EASEMENT	UD - Water/Waste Reclamation	8/28/2012	OR 10435, Page 739
6	Future Interest	Roadway	INNOVATION WAY SOUTH (CAMINO REALE) RAC	SEGMENT 6	CEDS - Transportation Planning	12/18/2018	20190037751
7	Easement	Utility Easement	INNOVATION PLACE PROJECT (AKA STOREY PARK UTILITIES)		UD - Water/Waste Reclamation	7/12/2016	20160405879
8	Easement	Utility Easement	INNOVATION PLACE PROJECT (A.K.A. STORY PARK UTILITIES)	UTILITY EASEMENT AGREEMENT	UD - Water/Waste Reclamation	11/29/2016	20160640537
9	Easement	Utility Easement	INNOVATIION PLACE PROJECT (A.K.A. STOREY PARK UTILITIES)	ALSO PCL ID#032431000000008	UD - Water/Waste Reclamation	11/30/2017	20170683062
10	Easement	Multiple Use	CNL / MOSS PARK DRI (RAC)	PURPOSE PATHWAY, ROADWAY APPURTENANCES, LANDSCAPING, AND DRAINAGE EASEMENT	PW - Roads and Drainage	8/21/2018	20180506056
11	Easement	Utility Easement	EASTERN REGIONAL WATER/WW TRANS SYS IMP CONTRACT #3		UD - Water/Waste Reclamation		OR 5543, Page 2713
12	Easement	Utility Easement	TM RANCH SHOTGUN RANGE		UD - Water/Waste Reclamation		OR 5814, Page 3793
13	Perpetual Public Use	Access	CORRECT CRAFT		PW - Roads and Drainage	2/13/2007	PB 68, Page 61
14	Easement	Access	MOSS PARK PD / WESTERN PORTION PCL N (CROSBY ISLAND MARSH)	RESOLUTION NO. 2017-M-07; ORIG DOC OR 7414/4021	CES - Environmental Protection	3/21/2017	20170159266
15	Temporary Easement	Other	CNL / MOSS PARK DRI (RAC)	EXPIRES - UNTIL NO LONGER REQUIRED FOR CONSTRUCTION, REPAIR AND/OR MAINTENANCE FOR	PW - Roads and Drainage	8/21/2018	20180506057
16	Temporary Easement	Other	CNL / MOSS PARK DRI (RAC)	EXPIRES 7 YEARS OR COMPLETION OF CONSTRUCTION	PW - Roads and Drainage	8/21/2018	20180506054
17	Easement	Utility Easement	INNOVATION PLACE PROJECT (A.K.A. STOREY PARK UTILITIES)		UD - Utility Engineering	7/19/2018	20180430938
18	Easement	Utility Easement	EASTERN REGIONAL WATER TRANS (SYS IMP)		UD - Water/Waste Reclamation		OR 5564, Page 4152
19	Easement	Access	TM RANCH (HOLLAND PROPERTY)		PW - Roads and Drainage	10/4/2002	OR 6633, Page 4958
20	Easement	Utility Easement	EASTERN REGIONAL WATER TRANS (SYS IMP)		UD - Water/Waste Reclamation		OR 5564, Page 4807
21	Easement	Utility Easement	INNOVATION PLACE PROJECT (AKA STOREY PARK UTILITIES)		UD - Water/Waste Reclamation	7/12/2016	20160405880
22	Fee Simple	Roadway	CNL / MOSS PARK DRI (RAC)	SPECIAL WARRANTY DEED	PW - Roads and Drainage	8/21/2018	20180506055
23	Easement	Multiple Use	CNL / MOSS PARK DRI (RAC)	PURPOSE PATHWAY, ROADWAY APPURTENANCES, LANDSCAPING, AND DRAINAGE EASEMENT	PW - Roads and Drainage	8/21/2018	20180506056
24	Temporary Easement	Other	CNL / MOSS PARK DRI (RAC)	EXPIRES - UNTIL NO LONGER REQUIRED FOR CONSTRUCTION, REPAIR AND/OR MAINTENANCE FOR	PW - Roads and Drainage	8/21/2018	20180506057
25	Future Interest	Roadway	INNOVATION WAY SOUTH (CAMINO REALE) RAC	SEGMENT 1	CEDS - Transportation Planning	12/18/2018	20190037751