

15-5540 EPP
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**Initial Schedule for Review of Site Certification Application for
Florida Power & Light Company's Okeechobee Clean Energy Center**

DIVISION OF
ADMINISTRATIVE HEARINGS

Day/Date	Requirement/Deadline	Statute
Friday, September 25, 2015	FPL files the SCA with DEP and other agencies identified in § 403.507(2)(a), Fla. Stat.	403.504(3) 403.5064(1)
Friday, October 2, 2015	DEP requests that DOAH assign an ALJ and files a proposed schedule; DEP provides FPL and DOAH with a list of additional agencies or persons entitled to notice.	403.5064(2), (4) 403.5065(1)
Friday, October 9, 2015	FPL distributes copies of the SCA to any additional agencies identified by DEP.	403.5064(2)
Friday, October 9, 2015	DOAH appoints an ALJ and ALJ issues an order establishing the schedule.	403.506, 403.5064(4)
Monday, October 12, 2015	Deadline for DEP to file a copy of the SCA with the ALJ.	403.5065(1)
Friday, October 16, 2015	Deadline for DEP to publish Florida Administrative Review notice of filing of the SCA.	403.5064(6) 403.5115(4)(b)
Friday, October 16, 2015	Deadline for FPL to publish newspaper notice of filing of the SCA.	403.5064(6) 403.5115(1)(b)
Monday, October 26, 2015	AGENCIES submit recommendations regarding the completeness of the SCA to DEP.	403.5066(1)(a)
Wednesday, November 4, 2015	DEP issues 1st Completeness Determination on the SCA (schedule assumes application incomplete).	403.5066(1)(b)
Monday, November 9, 2015	FPL makes good faith effort to provide direct notice (via U.S. mail or hand-delivery) to local landowners (identified in § 403.5115) of the filing of the application.	403.5115(6)(a)
Monday, November 9, 2015	LOCAL GOVERNMENTS issue determination(s) of land use/zoning consistency for power plant site and associated facilities that are not exempt from the requirements of land use plans and zoning ordinances under Chapter 163 and s. 380.04(3).	403.50665
Thursday, November 19, 2015	FPL files position statement in response to DEP's 1st determination that the SCA is incomplete (schedule assumes FPL advises that it will file additional information).	403.5066(2)

Request for ALJ Attachment A -
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Tuesday, November 24, 2015	FPL files with DEP a list of the landowners and residences notified in accordance with § 403.5115, F.S.	403.5115(6)(b)
Wednesday, November 25, 2015	LOCAL GOVERNMENTS (or the Regional Planning Council) provide notice to all parties if electing to hold optional informational public meeting. (The Regional Planning Council may hold such a meeting if a local government does not. Notice must be provided not less than 5 days prior to the meeting, excluding Saturdays, Sundays, and holidays.)	403.50663(3)
Wednesday, November 25, 2015	LOCAL GOVERNMENTS (or the Regional Planning Council) provide newspaper notice of informational public meeting. (The Regional Planning Council may hold such a meeting if a local government does not. Notice must be published not less than 7 days prior to the meeting.)	403.50663(3) 403.5115(5)
Monday, November 30, 2015	Deadline for DEP to publish Florida Administrative Review notice of County's determination of land use and zoning consistency.	403.5115(4)(c)
Monday, November 30, 2015	FPL publishes newspaper notice of County's determination of land use and zoning consistency.	403.5115(1)(c)
Friday, December 4, 2015	Deadline for LOCAL GOVERNMENTS (or the Regional Planning Council) to hold optional informational public meeting. (The Regional Planning Council may hold such a meeting if a local government does not.)	403.50663(1)
Friday, December 4, 2015	FPL files additional information in response to DEP's 1st determination that the SCA is incomplete.	403.5066(2)(b)
Wednesday, December 9, 2015	Deadline for NON-LISTED AGENCIES and PUBLIC INTEREST GROUPS to file notice of intent to be a party to the proceeding.	403.508(3)(c)
Monday, December 21, 2015	AGENCIES submit recommendations regarding the completeness of the SCA to DEP in response to FPL's additional information.	403.5066(4)
Monday, December 21, 2015	Deadline for SUBSTANTIALLY AFFECTED PERSON to file petition for hearing on a local government's land use determination.	403.50665(4)
Monday, December 28, 2015	DEP issues 2nd Completeness Determination on the SCA.	403.5066(4)
Monday, December 28, 2015	ALJ schedules hearing on land use (if a petition for hearing was filed by a substantially affected person).	403.508(1)(a)

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Tuesday, January 5, 2016	Deadline for DEP to publish Florida Administrative Register notice of land use hearing before the ALJ (if a petition for hearing was filed by a substantially affected person).	403.508(1)(b) 403.5115(4)(d)
Tuesday, January 5, 2016	Deadline for FPL to publish newspaper notice of land use hearing before the ALJ (if a petition for hearing was filed by a substantially affected person).	403.508(1)(b) 403.5115(1)(d)
Wednesday, January 20, 2016	ALJ conducts hearing on the challenge to the determination of land use consistency, if one (schedule assumes a 2-day hearing).	403.508(1)(a)
Thursday, January 21, 2016		
Monday, February 8, 2016	AGENCIES file preliminary statement of issues	403.507(1)
Monday, February 22, 2016	Deadline for PSC to issue Agency Report/Need Determination.	403.507(4)(a)
Monday, February 22, 2016	ALJ issues Recommended Order from hearing on land use consistency.	403.508(1)(d)
Tuesday, March 22, 2016	Deadline for LISTED AGENCIES to file notices of intent to be a party to the Certification Hearing.	403.508(3)(b)
Monday, April 4, 2016	Deadline for DEP to publish Florida Administrative Register notice of Siting Board Hearing on land use consistency.	403.5115(4)(e)
Wednesday, April 6, 2016	AGENCIES issue reports as to matters within their jurisdiction.	403.507(2)(a)
Friday, April 15, 2016	FPL publishes newspaper notice of Certification Hearing and notice of the deadline for filing notice of intent to be a party.	403.508(2)(b) 403.5115(1)(e)
Tuesday, April 19, 2016	SITING BOARD hearing on land use consistency. (NOTE: The Siting Board typically meets on Tuesdays. The deadline reflected in the schedule is for the last Tuesday within the deadline for the hearing established by the PPSA. The actual hearing date is subject to change.)	403.508(1)(d)
Friday, May 6, 2016	Deadline for DEP to publish Florida Administrative Register notice of Certification Hearing.	403.508(2)(b) 403.5115(4)(f)
Friday, May 6, 2016	DEP files Project Analysis Report	403.507(5)

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Monday, May 23, 2016	Deadline for INTERVENORS to file motions to intervene in the Certification Hearing.	403.508(3)(e)
Tuesday, May 24, 2016	<i>Earliest date to request that ALJ cancel the Certification Hearing and relinquish jurisdiction to DEP if all parties stipulate.</i>	403.508(6)(a)
Tuesday, May 31, 2016	<i>Deadline for ALJ to issue order granting or denying the request to relinquish jurisdiction based on earliest request date to cancel Certification Hearing.</i>	403.508(6)(b)
Friday, June 10, 2016	<i>Deadline for PARTIES to submit Proposed Recommended Orders to DEP if ALJ has relinquished jurisdiction (based on earliest relinquish date).</i>	403.508(6)(d)(2)
Wednesday, June 15, 2016	<i>FPL to have published newspaper notice of cancellation of Certification Hearing if ALJ has relinquished jurisdiction.</i>	403.508(6)(c) 403.5115(4)(h)
Wednesday, June 15, 2016	<i>Deadline for DEP to have published Florida Administrative Register notice of cancellation of Certification Hearing if ALJ has relinquished jurisdiction.</i>	403.508(6)(c) 403.5115(1)(g)
Monday, June 20 2016	ALJ conducts hearing on Site Certification (schedule assumes a 5-workday hearing)	403.508(2)(a)
Friday, June 24, 2016		
Monday, July 11, 2016	<i>Deadline for DEP Secretary to issue Final Order on Certification if ALJ has relinquished jurisdiction.</i>	403.508(6)(d)1 403.509(1)(a)
Monday, August 15, 2016	ALJ issues Recommended Order on Site Certification (schedule assumes hearing transcripts are filed 5 working days after the hearing concludes).	403.508(5)
Monday, September 26, 2016	Deadline for DEP to publish Florida Administrative Review notice of Siting Board Hearing on Site Certification.	403.5115(4)(i)
Tuesday, October 11, 2016	SITING BOARD hearing on Site Certification. (NOTE: The Siting Board typically meets on Tuesdays. The deadline reflected in the schedule is for a Tuesday hearing date within the deadline for the hearing established by the PPSA. The actual hearing date is subject to change.)	403.509(1)(b)