



Florida Department of Environmental Protection

Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard
Tallahassee, Florida 32399-3000

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

April 27, 2010

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Robert Yarborough
Senior Environmental Engineer
Seminole Electric Coop., Inc.
16313 North Dale Mabry Highway
Tampa, FL 33688-2000

RE: Seminole Generating Station Units 1 & 2
DEP Case Number PA 78-10
Post-certification Amendment Request

Dear Mr. Yarborough:

On March 10, 2010, the Florida Department of Environmental Protection's Siting Coordination Office received a request from Seminole Electric Cooperative, Inc. (SECI) for a post certification amendment to their Seminole Generating Station Units 1 & 2 (SGS) Site Certification Application to expand an existing certified maintenance building by 2,000 sq. ft. to include a welding shop.

Pursuant to subsection 62-17.205(1), Florida Administrative Code ("F.A.C."), the Department has determined that this proposal is an amendment to the application that will not require modification to the Conditions of Certification (COC) for the Facility.

Based on a review of the information submitted on March 10, 2010 and supplemental information received on April 20, 2010, the Department has determined that the existing stormwater management system for SGS has enough capacity to accommodate the additional runoff that will be generated from the new impervious surface of the welding shop. Therefore, the Department has no objections to the proposed project and hereby approves the amendment request, provided that SECI continues to comply with all terms and conditions of the existing COC for the Facility.

The Department's Order shall become final unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, Florida Statutes ("F.S."), within **21** days of receipt of this Order. The procedures for petitioning for a hearing are set forth below.

Persons affected by this Order have the following options:

If you choose to accept the above decision by the Department concerning the postcertification amendment you do not have to do anything. This Order is final and effective as of the date on the top of the first page of this Order.

If you disagree with the decision, you may do one of the following:

1. File a petition for administrative hearing with the Department's Office of General Counsel within **21** days of receipt of this Order; or
2. File a request for an extension of time to file a petition for hearing with the Department's Office of General Counsel within **21** days of receipt of this Order. Such a request should be made if you wish to meet with the Department in an attempt to informally resolve any disputes without first filing a petition for hearing.

Please be advised that mediation of this decision pursuant to Section 120.573, F.S., is not available.

How to Request an Extension of Time to File a Petition for Hearing

For good cause shown, pursuant to subsection 62-110.106(4), F.A.C., the Department may grant a request for an extension of time to file a petition for hearing. Such a request must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida, 32399-3000, within **21** days of receipt of this Order. Petitioner, if different from the addressee, shall mail a copy of the request to the addressee at the time of filing. Timely filing a request for an extension of time tolls the time period within which a petition for administrative hearing must be made.

How to File a Petition for Administrative Hearing

A person whose substantial interests are affected by this Order may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida, 32399-3000, within **21** days of receipt of this Order. Petitioner, if different from the addressee, shall mail a copy of the petition to the addressee at the time of filing. Failure to file a petition within this time period shall waive the right of anyone who may request an administrative hearing under Sections 120.569 and 120.57, F.S.

Pursuant to Sections 120.54(5)(b)4 and 120.569(2), F.S. and Rule 28-106.201, F.A.C., a petition for administrative hearing shall contain the following information:

- a) The name, address, and telephone number of each petitioner, the name, address, and telephone number of the petitioner's representative, if any, the site owner's name and address, if different from the petitioner, the DEP facility number, and the name and address of the facility;
- b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- c) An explanation of how each petitioner's substantial interests are or will be affected by the Department's action or proposed action;
- d) A statement of the material facts disputed by the petitioner, or a statement that there are no disputed facts;
- e) A statement of the ultimate facts alleged, including a statement of the specific facts the petitioner contends warrant reversal or modification of the Department's action or proposed action;
- f) A statement of the specific rules or statutes the petitioner contends requires reversal or modification of the Department's action or proposed action; and
- g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the Department to take with respect to the Department's action or proposed action.

This Order is final and effective as of the date on the top of the first page of this Order. Timely filing a petition for administrative hearing postpones the date this Order takes effect until the Department issues either a final order pursuant to an administrative hearing or an Order Responding to Supplemental Information provided to the Department pursuant to meetings with the Department.

Judicial Review

Any party to this Order has the right to seek judicial review of it under Section 120.68, F.S., by filing a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the

April 27, 2010

appropriate district court of appeal. The notice of appeal must be filed within thirty days after this order is filed with the clerk of the Department (see below).

Questions

Any questions regarding the Department's review of your postcertification amendment should be directed to Jessica Dalton at (850) 245-2002. Questions regarding legal issues should be referred to the Department's Office of General Counsel at (850) 245-2242. Contact with any of the above does not constitute a petition for administrative hearing or request for an extension of time to file a petition for administrative hearing.

Sincerely,



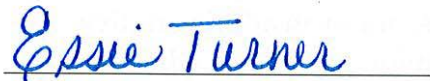
Michael P. Halpin, P.E.

Administrator,

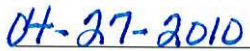
Siting Coordination Office

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.



Clerk



Date

Seminole Generating Station Units 1 & 2

Page 5 of 5

April 27, 2010

Service List: CC by certified mail or email (return receipt requested)

Toni Sturtevant, Esquire
Department of Environmental Protection
3900 Commonwealth Blvd., M.S. 35
Tallahassee, Florida 32399-3000
toni.sturtevant@dep.state.fl.us

Brian J. Accardo
Hopping Green & Sams, P.A.
POB 6526
Tallahassee, FL 32314
BAccardo@hgslaw.com

Barbara Lenczewski
Department of Community Affairs
2555 Shumard Oak Blvd.
Tallahassee, Florida 32399
Barbara.Lenczewski@dca.state.fl.us

Kimberly Menchion, Esq.
Assistant General Counsel
Department of Transportation
605 Suwannee Street, MS 58
Tallahassee, FL 32399-0458
kimberly.menchion@dot.state.fl.us

Russell Castleberry, Esq.
Putnam County Attorney
POB 758
Palatka, FL. 32178-0758
rleary@putnam-fl.com

Mr. Wayne Smith, Chairman
Union County BOCC
15 Northeast First ST
Lake Butler, FL 32054
JacksonD@circuit8.org

Mr. Patrick Gilligan
Attorney for the City of Ocala
1531 SE 36th Avenue
Ocala, Florida 34471
pgilligan@ocalalaw.com

Brian Teeple, Executive Director
Northeast FL Regional Planning Council
6850 Belfort Oaks Place
Jacksonville, FL 32216
bteeple@nefrc.org

Emily Norton, Esquire
Fish and Wildlife Conservation Commission
6230 South Meridian Street
Tallahassee, FL 32399-1600
emily.norton@myfwc.com

Vance Kidder, Esq.
St. Johns River Water Management District
P.O. Box 1429
Palatka, FL 32178-1429
VKidder@sjrwmd.com

Jennifer Brubaker, Attorney Supervisor
Florida Public Service Commission
Office of General Counsel
2450 Shumard Oak Boulevard
Tallahassee, FL 32399-0850
jbrubake@psc.state.fl.us

Mark Scruby, Esq.
Clay County Attorney
P.O. Box 1366
Green Cove Springs, FL 32043
mark.scruby@co.clay.fl.us

Mr. Thomas Wright, Esq.
Marion County Attorney
601 Southeast 25th Ave
Ocala, FL 34471
tom.wright@marioncountyfla.org

Mr. Ronald Williams, Chairman
Columbia Co. BOCC
Post Office Drawer 1529
Lake City, FL 32056
ronald_williams@columbiacountyfla.com