



Florida Department of Environmental Protection

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

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Jonathan P. Steverson
Secretary

January 12, 2016

Sent by Electronic Mail – Document Access Verification Requested

Mr. Stanley M. Kroh
Manager, Land & Water Programs
Environmental, Health, and Safety
Tampa Electric Company
P.O. Box 111
Tampa, Florida 33601-0111

RE: Polk Power Station
Modification to Conditions of Certification
DEP Case Number PA 92-32Q
OGC Case Number 15-0223

NOTICE OF INTENT TO MODIFY CONDITIONS OF CERTIFICATION

Dear Mr. Kroh:

On April 10, 2015, the Department of Environmental Protection (Department), Siting Coordination Office received a petition from Tampa Electric Company (TEC), and the associated fee for a modification to the Polk Power Station (PPS) Site Certification in accordance with Section 403.516(1)(c), Florida Statutes (F.S.). The petition is for the expansion of the existing Polk County Reclaimed Pipeline Corridor. The existing corridor was previously approved under Modification P of the PPS Site Certification.

On May 8, 2015, the Department requested additional information regarding this petition. Based on the supplemental information supplied by TEC on October 23, 2015, the Department determined the petition complete.

The Department is modifying the Conditions of Certification (Conditions) for PPS to incorporate changes associated with TEC's petition, and to incorporate department updates and clarifications. These changes are shown in strikethrough/underline notation (words ~~stricken~~ are deletions and words underlined are additions) in the Draft Conditions (PA 92-32Q), which can

be downloaded from the following site:

http://publicfiles.dep.state.fl.us/Siting/Outgoing/TECO_Polk/Modification_Q/NOI/.

Copies of the Conditions and/or attachments may also be obtained by contacting the Department of Environmental Protection, Siting Coordination Office, 3900 Commonwealth Blvd, Tallahassee, Florida 32399-3000, (850) 245-2002.

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 this notice in which to file a written objection to the modification. A public notice will also be published in the Florida Administrative Register (FAR) regarding this Intent to Modify the Conditions. 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 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. The Department will issue a Final Order Modifying the Conditions of Certification for the PPS if no written objections are received by the Department.

Written objections must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000. If the Department does not receive any written objections, then an Order Modifying the Conditions of Certification shall be issued by the Department. If written objections are timely filed which address only a portion of the modification, then pursuant to subparagraph 62-17.211(1)(b)5, F.A.C., the Department shall issue an Order approving that portion of the modification to which no objections were filed, unless that portion of the modification is substantially related to or necessary to implement the portion to which written objections are filed. If written objections are raised, then pursuant to Section 403.516(1)(c), F.S., the applicant may file a petition for modification with the Department and the Division of Administrative Hearings seeking approval for those portions of the modification to which written objections were timely filed.

Mediation is not available in this proceeding.

Any questions regarding this Intent to Modify Conditions of Certification should be directed to Bobby Bull at (850) 717-9111. Questions regarding legal issues should be referred to the Department's Office of General Counsel at (850) 245-2257. Such contact with any of the above does not constitute an objection to the modification.

Sincerely,

A handwritten signature in blue ink, appearing to read "Cindy Mulkey", with a stylized flourish at the end.

Cindy Mulkey
Administrator,
Siting Coordination Office

TEC PPS Mod Q

Page 3 of 5

January 12, 2016

CC by electronic mail:

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Adrian Alcoz, TEC: ajalcoz@tecoenergy.com

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FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to §120.52

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

Clerk

Date

Service List: *Sent by Electronic Mail – Document Access Verification Requested*

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