



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

August 25, 2015

Sent by Electronic Mail – Document Access Verification Requested

Matthew Raffenberg
Director of Environmental Licensing and Permitting
Environmental Services Department
Florida Power & Light Company
700 Universe Blvd (JES/JB)
Juno Beach, Florida 33408

RE: Lauderdale Plant
Modification to Conditions of Certification
DEP Case Number PA 89-26H
OGC Case Number 15-0222

FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION

Dear Mr. Raffenberg:

On January 10, 1991, the Florida Siting Board issued a Site Certification to Florida Power & Light Company (FPL) for the construction and operation of Lauderdale Plant (Lauderdale) in Broward County. The Department of Environmental Protection (Department) has modified the Conditions of Certification (Conditions) for Lauderdale by Final Order on seven other occasions.

The Department has reviewed FPL's petition dated March 27, 2015 for a modification to Lauderdale's Conditions pursuant to Section 403.516(1)(c), Florida Statutes (F.S.), to incorporate five new combustion turbine peaker units at the facility. The project will also connect to the existing on-site transmission facilities. Additionally, the Department has considered modifications pursuant to 403.516(1)(c), F.S., to update various conditions that are no longer applicable or consistent with current regulations.

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On July 7, 2015, all parties to the certification proceeding were provided notice of the Department's intent to modify the Conditions for Lauderdale. On July 8, 2015, notice of the Department's intent to modify the Conditions for Lauderdale 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 Lauderdale are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated July 7, 2015, which can be downloaded from the following file transfer protocol (ftp) site: http://publicfiles.dep.state.fl.us/Siting/Outgoing/FPL_Lauderdale_PA89-26/Modification_H/NOI/.

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/pa89_26_2015_H.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 Rd., M.S. 5500, Tallahassee, Florida, 32399-2400, 850-717-9000.

Any party to the 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", with a stylized flourish at the end.

Cindy Mulkey
Program Administrator
Division of Air Resource Management

Mr. Matthew Raffenberg

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Sent by Electronic Mail:

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Paul Wierzbicki, DEP SED: paul.wierzbicki@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.

Clerk

Date

Mr. Matthew Raffenberg

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

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