



**FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION**

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SECRETARY

January 27, 2015

***Sent by Electronic Mail – Document Access Verification Requested***

Jay Worley  
Director, Environmental Programs  
JEA  
21 West Church Street  
Jacksonville, Florida 32202

RE: Brandy Branch Generating Station  
Modification to Conditions of Certification  
DEP Case Number PA 00-43F  
OGC Case Number 12-1532

**FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION**

Dear Mr. Worley:

On March 25, 2002, the Florida Siting Board issued a Site Certification to JEA for the construction and operation of the Brandy Branch Generating Station (BBGS). The Department of Environmental Protection (Department) has modified the Conditions of Certification (Conditions) for BBGS by Final Order on five other occasions. Pursuant to Section 403.516(1)(c), Florida Statutes (F.S.), the Department has initiated a modification to BBGS' Conditions to include revised language for the St. Johns River Water Management District (SJRWMD) and update various conditions to reflect recent rule and General Condition language changes for the Department.

On December 12, 2014, all parties to the certification proceeding were provided notice of the Department's intent to modify the Conditions for BBGS. On December 15, 2014, notice of the Department's intent to modify the Conditions for BBGS 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 BBGS are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated December 12, 2014, which can be downloaded from the following file transfer protocol (ftp) site:

[http://publicfiles.dep.state.fl.us/Siting/Outgoing/JEA%20Brandy%20Branch/Mod\\_F\\_DEP\\_initiated\\_GC/](http://publicfiles.dep.state.fl.us/Siting/Outgoing/JEA%20Brandy%20Branch/Mod_F_DEP_initiated_GC/).

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/pa00\\_43\\_2015\\_F.pdf](http://publicfiles.dep.state.fl.us/Siting/Outgoing/Web/Certification/pa00_43_2015_F.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 Road, M.S. 5500, Tallahassee, Florida 32399-2400, (850) 717-9000.

Any party to 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 'Justin Green', with a long, sweeping horizontal line extending to the right.

Justin Green  
Administrator,  
Siting Coordination Office

CC by electronic mail:

Greg Strong, FDEP NED: [greg.strong@dep.state.fl.us](mailto:greg.strong@dep.state.fl.us)

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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.

Essie Turner  
Clerk

1/27/15  
Date

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

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