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Governor

Carlos Lopez-Cantera
Lt. Governor

Jonathan P. Steverson
Secretary



Florida Department of Environmental Protection

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

September 20, 2016

Sent by Electronic Mail – Document Access Verification Requested

Alissa Meyers
Environmental Regulatory Compliance Administrator
City of Tallahassee
300 South Adams Street
Tallahassee, Florida 32301

RE: Arvah B. Hopkins Electric Generating Station
Modification to Conditions of Certification
DEP Case Number PA 74-030
OGC Case Number 11-0488

FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION

Dear Ms. Meyers:

On May 20, 1975, the Florida Pollution Control Board issued a Site Certification to the City of Tallahassee (COT) for the construction and operation of the Arvah B. Hopkins Generating Station (Hopkins 2). The Department of Environmental Protection (Department) has modified the Conditions of Certification (Conditions) for Hopkins 2 by Final Order on fifteen other occasions. Pursuant to Section 403.516(1)(c), Florida Statutes (F.S.), the Department has initiated a modification to Hopkins 2's Conditions to incorporate a uniform set of general conditions consistent with recent site certifications, and to update antiquated specific conditions that are no longer applicable or consistent with current regulations.

On August 3, 2016, all parties to the certification proceeding were provided notice of the Department's intent to modify the Conditions for Hopkins 2. On August 4, 2016, notice of the Department's intent to modify the Conditions for Hopkins 2 was also published in the Florida Administrative Register (FAR).

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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 Hopkins 2 are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated August 3, 2016, which can be downloaded from the following file transfer protocol (ftp) site: http://publicfiles.dep.state.fl.us/Siting/Outgoing/COT%20Hopkins/Modifications/Mod_O_DEP_Initiated/2016_8_3_ABH_ModO_NOI.pdf.

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/pa74_03_2016_O.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,



Cindy Mulkey
Administrator,
Siting Coordination Office

CC by electronic mail:
District Director, FDEP: shawn.hamilton@dep.state.fl.us
District Liaison, FDEP: charles.harp@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.



2016.09.20 14:19:33 -04'00'

Clerk

Date

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

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