



FLORIDA DEPARTMENT OF Environmental Protection

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

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Noah Valenstein
Secretary

December 6, 2018

Sent by Electronic Mail – Document Access Verification Requested

Brooke E. Lewis, Esquire
119 South Monroe Street, Suite 300
Tallahassee, Florida 32301
BrookeL@hgslaw.com

RE: Hardee Power Station
Certification Transfer of Transmission Lines
DEP File Number PA 89-25I
OGC Case Number 18-1380

FINAL ORDER TRANSFERRING CERTIFICATION

Dear Ms. Lewis:

The Siting Board authorized the construction and operation of the steam electric generating plant at the Hardee Power Station (HPS) on November 27, 1990 (PA89-25). Seminole Electric Cooperative, Inc. (SECI) is currently the co-licensee for the power plant facility and certain associated transmission lines. The Department of Environmental Protection (Department) has modified the Conditions of Certification by Final Order on eight occasions.

On November 2, 2018, the Department received a Notice of Intent to Transfer Certification of a portion of the Lee Transmission Line (Vandolah to Charlotte) from SECI to Florida Power and Light Company (FPL) pursuant to Rule 62-17.211(3), F.A.C. The Vandolah to Charlotte line represents an approximate thirty-mile portion of the Lee Transmission Line in Desoto and Charlotte Counties certified by the Siting Board as an associated facility to the HPS in 1990. The Department must approve the transfer, or object based on the inability of the new licensee to comply with the Conditions of Certification.

On November 2, 2018 all parties to the certification proceeding were also provided notice of SECI's intent to transfer a portion of the certified facility's associated transmission line. Pursuant to Rule 62-17.211(3), F.A.C., all parties to the certification proceeding have 30 days from notice to file with the Department a written objection to the transfer. Failure of a party to act within the time frame constitutes a waiver of the right to object.

No objections to the transfer have been received by the Department. The Department hereby approves the Transfer of Certification and the Conditions of Certification for the HPS are hereby updated as shown at the following link to reflect the transfer:

http://publicfiles.dep.state.fl.us/Siting/Outgoing/Web/Certification/pa89_25_Hardee_2018_1.pdf.

Copies of the Conditions of Certification and/or attachments may also be obtained by contacting Ann Seiler, Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 5500, Tallahassee, Florida 32399-3000, (850) 717-9000.

Any party to this Order has a right to seek judicial review of it pursuant to Section 120.68, Florida Statutes 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 thirty days from the date this Order is filed with the Clerk of the Department of Environmental Protection.

Executed in Tallahassee, Florida.

Cindy Mulkey
Digitally signed by Cindy Mulkey
Date: 2018.12.06 11:38:48 -05'00'

Cindy Mulkey
Administrator
Siting Coordination Office

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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.

Lynn Searce
Digitally signed by Lynn Searce
Date: 2018.12.06 11:48:23 -05'00'

Clerk Date

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