

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

SIERRA CLUB, INC.,
Petitioner,

vs.

OGC CASE NO. 96-1588
DOAH CASE NO. 96-3039

JACKSONVILLE ELECTRIC AUTHORITY
and STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondents.

FINAL ORDER

On June 21, 1996, the Florida Department of Environmental Protection (Department) received a petition for an administrative hearing that challenged the Department's decision to issue Proposed Permit Amendment PSD-FL-010(B) to Jacksonville Electric Authority, for an amendment of the Conditions of Approval in the Final Determination (PSD Permit) applicable to the St. Johns River Power Park Unites 1 & 2, in Duval County.

On October 4, 1996, after receiving a Joint Stipulation and Motion for Dismissal, the assigned administrative law judge issued an order closing the file of the Division of Administrative Hearings and relinquishing jurisdiction back to the Department. See Exhibit 1. There being no further matters to consider,

IT IS ORDERED:

The petition having been withdrawn, the Department's Division of Air Resources Management is directed to issue Permit Amendment No. PSD-FL-010(B).

CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed to:

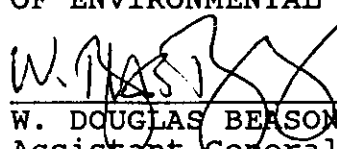
Ann Cole, Clerk
R. Michael Ruff, Administrative Law Judge
Division of Administrative Hearing
The DeSoto Bldg.
1230 Apalachee Parkway
Tallahassee, FL 32399-1550

Priscilla N. Harris, Esquire
Harris Law Offices
1680 Smith Street, Suite 5
Orange Park, FL 32073

Gary P. Sams, Esquire
James S. Alves, Esquire
Angela Morrison, Esquire
Hopping, Green, Sams & Smith
Post Office Box 6526
Tallahassee, FL 32314-6526

on this 1st day of Nov. ~~October~~ 1996.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



W. DOUGLAS BEASON
Assistant General Counsel
Florida Bar No. 379239

Douglas Building
3900 Commonwealth Boulevard
Mail Station #35
Tallahassee, FL 32399-3000
Telephone: (904) 488-9730

DONE AND ORDERED this 28th day of October 1996 in
Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

F. Perry Odom
F. PERRY ODOM
General Counsel

FILING AND ACKNOWLEDGEMENT
FILED, on this date, pursuant to S120.52
Florida Statutes, with the designated
Department Clerk, receipt of which
is hereby acknowledged.

Douglas Building
3900 Commonwealth Boulevard
Mail Station #35
Tallahassee, FL 32399-3000
Telephone: (904) 488-9314

Rebecca P. 10/29/96
Clerk Date

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

SIERRA CLUB, INC.,)

Petitioner,)

vs.)

CASE NO. 96-3039

JACKSONVILLE ELECTRIC AUTHORITY)
and DEPARTMENT OF ENVIRONMENTAL)
PROTECTION,)

Respondents.)

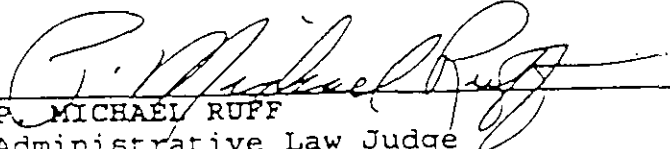
ORDER RELINQUISHING JURISDICTION

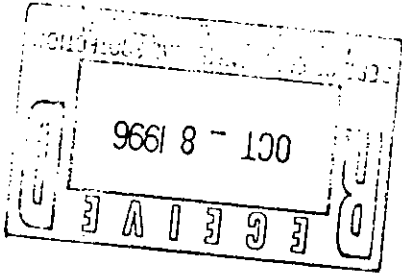
THIS CAUSE came on for consideration upon a Joint Stipulation and Motion for Dismissal. The undersigned being fully advised in the premises, it is, therefore

ORDERED that:

1. The hearing presently scheduled for October 21-25, 1996 is hereby CANCELLED.
2. Case No. 96-3039 is hereby CLOSED.
3. Jurisdiction in this cause is hereby relinquished to the Department of Environmental Protection.

DONE AND ORDERED this 4th day of October, 1996, in Tallahassee, Leon County, Florida.


P. MICHAEL RUFF
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060
(904) 488-9675 SUNCOM 278-9675
Fax Filing (904) 921-6847



FILED WITH THE CLERK OF THE
DIVISION OF ADMINISTRATIVE HEARINGS
THIS 14 DAY OF OCTOBER, 1996.

Copies furnished:

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Douglas Beason, Esquire

Department of Environmental Protection
The Douglas Building

3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000

**BEFORE THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

In RE: Jacksonville Electric Authority)	
St. Johns River Power Park)	DER CASE NO. PA 81-13H
Modification of Conditions of)	OGC NO. 85-0353
of Certification)	
Duval County, Florida)	
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ORDER CORRECTING SCRIVENER'S ERROR

The Department of Environmental Protection ("Department") hereby corrects a scrivener's error in the Final Order Modifying Conditions of Certification ("Final Order") issued on October 8, 1996. The Final Order's revised Condition I.A.2.c included the following formula for determining the sulfur dioxide (SO₂) emission limitation when coals with a sulfur content greater than 3.63 percent are co-fired with petroleum coke:

$$\text{SO}_2 \text{ (lb/MMBtu)} = (0.1653 \times C \times S - 0.4 \times \{C + 40\}) \times 1/100.$$

That formula in the Final Order is hereby corrected to read as follows:

$$\text{SO}_2 \text{ (lb/MMBtu)} = (0.1653 \times C \times S - 0.4 \times C + 40) \times 1/100.$$

Dated: _____

**STATE OF FLORIDA, DEPARTMENT
OF ENVIRONMENTAL PROTECTION**

**VIRGINIA B. WETHERELL
SECRETARY
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy was sent to the following parties by United States mail on the _____ day of October, 1996.

**Clare Gray, Esquire
St. Johns River Water
Management District
P.O. Box 1429
Palatka, Florida 32178-1429**

**Richard Breitmoser
Jacksonville Electric Authority
21 West Church Street
Jacksonville, FL 32202-3139**

**Karen Brodeen, Esquire
Department of Community Affairs
2740 Centerview Drive
Tallahassee, FL 32399-2100**

**Gregory K. Radlinski, Esquire
Assistant General Counsel
1300 City Hall
220 East Bay Street
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**Bob Elias, Esquire
Florida Public Service
Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850**

**W.O. Birchfield, Esquire
Martin, Ade, Birchfield and
Johnson
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Jacksonville, FL 32202**

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Assistant General Counsel**

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Attorney for Department