

State of Florida

Commissioners:
JULIA L. JOHNSON, CHAIRMAN
SUSAN F. CLARK
J. TERRY DEASON
JOE GARCIA
DIANE K. KJESLING



DIVISION OF RECORDS &
REPORTING
BLANCA S. BAYÓ
DIRECTOR
(904) 413-6770

Public Service Commission

(VIA FAX NO. 926-3815)

February 3, 1997

Wakulla News
Crawfordville, Florida
Attn: Shannon

Re: Notice in Docket No. 961512-EM

Dear Shannon:

Attached is a notice for publication in the February 6, 1997 edition of the Wakulla News. This notice must be one-quarter page in size.

The bill for publication of the notice and for proof of publication should be sent to our Division of Administration (Attn: Fiscal Section) at the address printed below. The proof of publication should be sent directly to me.

Please fax a copy of the notice to me for proofing before it is published. My fax number is 413-7118.

Thanks for your help in this matter.

Sincerely,

Handwritten signature of Kay Flynn in black ink.

Kay Flynn, Chief
Bureau of Records

Attachment
cc: Docket No. 961512-EM

DOCUMENT NO. DATE
01867-97 2/16/10
TPSC - COMMISSION CLERK

Post-It® Fax Note	7871	Date	2/7/97
To	Kay Flynn	From	Karen
Co./Dept.	PSC	Co.	Wakulla News
Phone #		Phone #	924-7102
Fax #	413-7118	Fax #	924-3815

**BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION
NOTICE OF NEED DETERMINATION HEARING
ON PROPOSED ELECTRICAL POWER PLANT
TO
CITY OF TALLAHASSEE
AND
ALL OTHER INTERESTED PERSONS
DOCKET NO. 961512-EM
IN RE: PETITION TO DETERMINE NEED FOR ELECTRICAL POWER PLANT
IN ST. MARKS, WAKULLA COUNTY, BY CITY OF TALLAHASSEE.
ISSUED: FEBRUARY 4, 1997**

NOTICE is hereby given that the Florida Public Service Commission will hold a public hearing in the above docket at the time and place listed: 9:30 a.m., Thursday, April 3, 1997, Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida. All persons who wish to be heard are urged to be present at the beginning of the hearing on April 3, 1997.

*Friday, April 4, 1997 has been reserved for continuation of the hearing, if necessary. The starting time of the next day's session will be announced at the conclusion of the prior day. This hearing may be adjourned early if all testimony is concluded.

Any person requiring some accommodation at the hearing or the prehearing conference because of a physical impairment should call the Division of Records and Reporting at (904) 413-6770 at least five calendar days prior to the hearing or prehearing conference. Any person who is hearing or speech impaired should contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1-800-955-6771 (TDD).

PURPOSE AND PROCEDURES The purpose of this hearing will be for the Commission to take final action to determine the need, pursuant to Sections 403.501-.519, Florida Statutes (1995), for the construction of a power plant and related facilities in Wakulla County, Florida. This proceeding shall allow the City of Tallahassee to present evidence and testimony in support of its petition for a determination of need for its proposed plant and related facilities in Wakulla County, Florida; to permit any intervenors to present testimony and exhibits concerning this matter; to permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The proceedings will be governed by the provisions of Chapter 120, Florida Statutes, Section 403.519, Florida Statutes, and Chapter 25-22, Florida Administrative Code.

Under Section 403.519, Florida Statutes, the Commission is the sole forum for the determination of need for the electrical power plant and associated facilities. In making its determination, the Commission must take into account the need for electric system reliability and integrity, the need for adequate electricity at a reasonable cost, and whether the proposed plant is the most cost-effective alternative available. The Commission must also expressly consider the conservation measures taken by or reasonably available to the City of Tallahassee which might mitigate the need for the proposed plant, and other matters within its jurisdiction which it deems relevant. The Commission's determination of need for the Wakulla County facility shall create a presumption of public need and necessity and shall serve as the Commission's report as required by Subsection 403.507(2)(a)(2), Florida Statutes. An order entered by the Commission pursuant to this hearing shall constitute final agency action.

Only issues relating to the need for the power plant and its associated facilities will be heard at the April 3, 1997 hearing. Separate public hearings will be held before the Division of Administrative Hearings to consider environmental and other impacts of the proposed plant and associated facilities.

Members of the public who are not parties to the need determination proceeding will have an opportunity to present testimony regarding the need for the proposed plant and associated facilities. All members of the public who wish to offer testimony should be present at the beginning of the hearing. All witnesses will be sworn and will be subject to cross-examination at the conclusion of their testimony.

Written comments regarding the need for the proposed plant and associated facilities may be sent to the Commission at the following address: Blanca S. Bayo, Director, Division of Records and Reporting, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, Florida 32309-0870; Re: Docket No. 961512-EM.

Anyone wishing to become a party to the need determination proceeding should file an appropriate petition pursuant to Rule 25-22.039, Florida Administrative Code with the Director of the Commission's Division of Records and Reporting at the address listed above. Copies of the petition should be sent by mail to all parties. Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be a qualified representative pursuant to Chapter 120, Florida Statutes, and Rule 25-22.006, Florida Administrative Code. Petitions for leave to intervene must be filed at least five (5) days before the final hearing, must conform with Commission Rule 25-22.006(7)(e), Florida Administrative Code, and must include allegations sufficient to demonstrate that the intervenor is entitled to participate in the proceeding as a matter of constitutional or statutory right or pursuant to Commission rule, or that the substantial interests of the intervenor are subject to determination or will be affected through the hearing.

GENERAL LOCATION AND PROJECT DESCRIPTION The City of Tallahassee's proposed unit is estimated to produce 250 MW of electricity and is to be located at the existing Pardon Generating Station site in St. Marks, Wakulla County, Florida. The proposed project is an advanced combined cycle generating unit which consists of a combustion turbine/generator, heat recovery steam generator, steam turbine/generator and the associated facilities. The in service date for the proposed unit is estimated to be May, 2000.

PREHEARING CONFERENCE A prehearing conference will be held at the following time and place: 9:30 a.m., Friday, March 21, 1997, Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

The purpose of this prehearing conference will be to consider: (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of exhibits; (5) the establishment of an order of witnesses; and (6) such other matters as may aid in the disposition of the action.

JURISDICTION Jurisdiction over this determination of need is vested in the Commission by Chapter 366 and Section 403.519, Florida Statutes. This proceeding will be governed by the provisions of Chapter 120, Florida Statutes, as well as Chapter 25-22, Florida Administrative Code.

APPLICATION A copy of the Petition to Determine Need and supporting exhibits are available for public inspection during normal business hours at the following location: Florida Public Service Commission, Division of Records and Reporting, Room 110, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

BY DIRECTION of the Florida Public Service Commission, this 4th day of February, 1997.

BLANCA S. BAYO, Director, Division of Records and Reporting
(S E A L)