

# FLORIDA DEPARTMENT OF Environmental Protection

Northwest District 160 W. Government Street, Suite 308 Pensacola, FL 32502 Ron DeSantis Governor

Jeanette Nuñez Lt. Governor

Noah Valenstein Secretary

# **Permittee/Authorized Entity:**

Gulf Power Company
Attn: Richard Markey
One Energy Place
Pensacola, Florida 32520
Richard.Markey@nexteraenergy.com

## **Gulf Power Sinai Substation Stormwater**

# **Authorized Agent:**

Jeffrey Cole
Gulf Power Company
1230 E. 15<sup>th</sup> St.
Panama City, FL 32405
Jeffrey.Cole@nexteraenergy.com

# **Environmental Resource Permit State-owned Submerged Lands Authorization – Not Applicable**

U.S. Army Corps of Engineers Authorization – Not Included

Jackson County
Permit No.: 0192125-002-EI/32

Permit Issuance Date: November 14, 2019 Permit Construction Phase Expiration Date: November 14, 2024

#### **Environmental Resource Permit**

Permittee: Gulf Power Company Permit No: 0192125-002-EI/32

#### PROJECT LOCATION

The activities authorized by this permit are located near Hammond road at the site of an existing substation for Nextera Energy on an approximately 12.08-acre site and is part of a larger planned development. Parcel ID No. 14 3N 07 0000-0010-0010 in Sinai, Florida 32460, Section 14, Township 03 North, Range 07 West in Jackson County, at Latitude 30° 39' 47.3" N Longitude 84° 54' 4.55" W.

#### PROJECT DESCRIPTION

The application and plans for this project have been reviewed and the project qualifies for an ERP pursuant to Chapter 62-330, Florida Administrative Code. The project involves construction of an expansion to the current substation which will be treated by the existing stormwater management system.

Authorized activities are depicted on the attached exhibits.

#### **AUTHORIZATIONS**

#### **Gulf Power Sinai Substation Stormwater**

#### **Environmental Resource Permit**

The Department has determined that the activity qualifies for an Environmental Resource Permit. Therefore, the Environmental Resource Permit is hereby granted, pursuant to Part IV of Chapter 373, Florida Statutes (F.S.), and Chapter 62-330, Florida Administrative Code (F.A.C.).

#### Sovereignty Submerged Lands Authorization

As staff to the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees), the Department has determined the activity is not on submerged lands owned by the State of Florida. Therefore, your project is not subject to the requirements of Chapter 253, F.S., or Rule 18-21, F.A.C.

#### Federal Authorization

Your proposed activity as outlined on your application and attached drawings **does not qualify** for federal authorization pursuant to the State Programmatic General Permit and a **SEPARATE permit** or authorization **shall be required** from the U.S. Army Corps of Engineers (Corps). You must apply separately to the Corps using the federal application form (ENG 4345). More information about Corps permitting may be found online in the Jacksonville District Regulatory Division Sourcebook. **Failure to obtain Corps authorization prior to construction could subject you to federal enforcement action by that agency.** 

Authority for review – an agreement with the Corps entitled "Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection, or Duly Authorized Designee, State Programmatic General Permit," Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 2 of 11

This permit does not include federal authorization or imply the presence or limits of Waters of the United States (WOTUS) on the subject property. Activities that may impact WOTUS shall require a separate permit from the U.S. Army Corps of Engineers (Corps). It is recommended that you contact your local Corps office to determine whether your project site contains WOTUS and/or if a Department of the Army permit is needed. A map of local Corps offices and the federal application form (ENG 4345) are available online at the Jacksonville District Regulatory Division website.

#### Coastal Zone Management

Issuance of this authorization also constitutes a finding of consistency with Florida's Coastal Zone Management Program, as required by Section 307 of the Coastal Zone Management Act.

#### **Water Quality Certification**

This permit also constitutes a water quality certification under Section 401 of the Clean Water Act, 33 U.S.C. 1341.

#### Other Authorizations

You are advised that authorizations or permits for this activity may be required by other federal, state, regional, or local entities including but not limited to local governments or municipalities. This permit does not relieve you from the requirements to obtain all other required permits or authorizations.

The activity described may be conducted only in accordance with the terms, conditions and attachments contained in this document. Issuance and granting of the permit and authorizations herein do not infer, nor guarantee, nor imply that future permits, authorizations, or modifications will be granted by the Department.

#### PERMIT CONDITIONS

The activities described must be conducted in accordance with:

- The Specific Conditions
- The General Conditions
- The limits, conditions and locations of work shown in the attached drawings
- The term limits of this authorization

You are advised to read and understand these conditions and drawings prior to beginning the authorized activities, and to ensure the work is conducted in conformance with all the terms, conditions, and drawings herein. If you are using a contractor, the contractor also should read and understand these conditions and drawings prior to beginning any activity. Failure to comply with these conditions, including any mitigation requirements, shall be grounds for the Department to revoke the permit and authorization and to take appropriate enforcement action. Operation of the facility is not authorized except when determined to be in conformance with all applicable rules and this permit, as described.

#### SPECIFIC CONDITIONS – ADMINISTRATIVE/EMERGENCIES

1. The permittee shall be responsible for keeping records documenting that relevant permit conditions are met. This documentation shall include, at a minimum, the date of each inspection, the name and qualifications of the inspector, any maintenance actions taken, and a determination

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 3 of 11

by the inspector as to whether the system is operating as intended. Inspection documentation must be readily available and shall be provided at the Department's request. Submittal of the inspection documentation to the Department is not required.

- 2. Within 30 days of any failure of a stormwater management system or deviation from the permit, a report shall be submitted to the Department on Form 62-330.311(1), Operation and Maintenance Inspection Certification, describing the remedial actions taken to resolve the failure of deviation. This report shall be signed and sealed by a registered professional.
- 3. For emergencies involving a serious threat to the public health, safety, welfare, or environment, the emergency telephone contact number is 800-320-0519 (State Warning Point). The Department telephone number for reporting nonthreatening problems or system malfunctions is (850) 595-0663, day or night.
- 4. The mailing address for submittal of forms for the "Construction Commencement Notice", "As Built Certification ...", "Request for Conversion of Stormwater Management Permit Construction Phase to Operation and Maintenance Phase", or other correspondence is FDEP, SLERP, 160 W. Government Street, Pensacola, Florida, 32502.

#### SPECIFIC CONDITIONS - PRIOR TO ANY CONSTRUCTION

- 5. This permit does not authorize the construction of any additional structures not illustrated on the permit drawings. This permit does not authorize the dredging or filling of wetlands or surface waters.
- 6. Best management practices for erosion control shall be implemented prior to construction activities and maintained at all times during construction to prevent siltation and turbid discharges into adjacent wetlands. Methods shall include but are not limited to the use of staked hay bales, staked filter cloth, sodding, seeding, and mulching; staged construction; and the installation of turbidity screens around the immediate project site. Erosion control methods shall be implemented as described and shown in the attached permit drawings. The permittee shall be responsible for ensuring that erosion control devices/procedures are inspected and maintained daily during all stages of construction authorized by this permit until all areas that were disturbed during construction are sufficiently stabilized to prevent erosion, siltation, and turbid discharges.

#### SPECIFIC CONDITIONS – CONSTRUCTION ACTIVITIES

- 7. The construction phase expires at 11:59 p.m. on the date indicated on the cover page of this permit, unless an application for extension is received and approved pursuant to Rule 62-330.320, F.A.C. If construction of the stormwater management system authorized by this environmental resource permit has not been completed and continued use of the system formally transferred to the operating phase before the expiration date of the permit, or an authorized extension, then at least 60 days before such expiration date, the permittee shall apply for another individual stormwater permit, using the forms and accompanied by the fee required by rules in effect at that time.
- 8. Erosion controls shall remain in place until the filled area has sufficient vegetative coverage to ensure stability and prevent erosion into the surrounding wetlands or surface waters. Grass seed and mulch or sod shall be installed and maintained on all exposed slopes and disturbed soil areas within 48 hours of completing final grade, and at any other time as necessary, to prevent erosion,

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 4 of 11

sedimentation, or turbid discharges into adjacent wetlands. A vegetative cover that stabilizes and prevents erosion of the fill material shall be established within 60 days of sodding or seeding. Upon establishment of a substantial vegetative cover, all erosion control devices shall be removed.

- 9. All material used as fill shall be clean sand/fill dirt/shell material and shall not be contaminated with vegetation, garbage, trash, tires, hazardous waste, and deleterious materials.
- 10. The permittee shall be responsible for ensuring that erosion control devices/procedures are inspected and maintained daily during all phases of construction authorized by this permit until all areas that were disturbed during construction are sufficiently stabilized to prevent erosion, siltation, and turbid discharges.
- 11. If any construction de-watering is required, which results in an offsite discharge of groundwater, the permittee and/or the contractor shall ensure that the requirements of pertinent portions of Chapter 62-621, F.A.C. are met. Please contact Bill Evans, P.E., at 850-595-0584, for more information.
- 12. There shall be no storage or stockpiling of tools, materials (i.e. lumber, pilings, debris) within wetlands or elsewhere within waters of the state.

#### SPECIFIC CONDITIONS – OPERATION AND MAINTENANCE ACTIVITIES

13. The stormwater management systems shall be inspected by a registered professional to evaluate whether the system is functioning as designed and permitted. Percolation performance should specifically be addressed. The registered professional may record his inspection on Form No. 62-330.311(1), Operation and Maintenance Inspection Certification or may provide his evaluation in any other format; however, any report must be signed and sealed by the registered professional. Submittal of the inspection report to the Department is not required; but the report shall be made available to the Department upon request. Inspections shall be made by the registered professional in accordance with this schedule:

#### For Dry Retention:

- a. On the first anniversary of the date of conversion to Operation and Maintenance Phase.
- b. Every fifth year on the anniversary of conversion to Operation and Maintenance phase, after the first year of successful operation.
- 14. The Stormwater Operation and Maintenance Plan, as approved and enclosed with this permit, shall be implemented.
- 15. Percolation performance shall be evaluated within the pond at least every third year. If there is evidence of inadequate percolation, the pond bottom must be re-scarified or deep-raked to restore percolation characteristics. If reworking the pond bottom fails to restore adequate percolation, additional retention area restoration shall be performed as follows:
  - a. Remove the top layer of the retention area bottom material to a depth of 2 to 3 inches and scarify or deep-rake the excavated bottom.
  - b. Replace excavated bottom material with suitably permeable material and restore the pond bottom to design grade.

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 5 of 11

- 16. All structures authorized by this permit shall remain in operable condition and shall not be allowed to deteriorate or otherwise contribute to a water quality violation for the life of the facility. All stormwater structures identified by this permit shall be maintained in proper working order for the life of the facility.
- 17. Inspections by the Permittee:
  - a. The stormwater system shall be inspected periodically for accumulation of debris and trash. Accumulations of debris and trash that negatively affect the function of the system shall be removed upon discovery.
  - b. The stormwater system shall be inspected periodically for silt accumulation. Accumulations of silt that negatively affect the function of the system shall be removed.
- 18. Within 30 days of any failure of a stormwater management system or deviation from the permit, a report shall be submitted to the Department on Form 62-330.311(1), Operation and Maintenance Inspection Certification, describing the remedial actions taken to resolve the failure of deviation. This report shall be signed and sealed by a registered professional.

#### GENERAL CONDITIONS FOR INDIVIDUAL PERMITS

The following general conditions are binding on all individual permits issued under chapter 62-330, F.A.C., except where the conditions are not applicable to the authorized activity, or where the conditions must be modified to accommodate project-specific conditions.

- 1. All activities shall be implemented following the plans, specifications and performance criteria approved by this permit. Any deviations must be authorized in a permit modification in accordance with Rule 62-330.315, F.A.C. Any deviations that are not so authorized may subject the permittee to enforcement action and revocation of the permit under Chapter 373, F.S.
- 2. A complete copy of this permit shall be kept at the work site of the permitted activity during the construction phase and shall be available for review at the work site upon request by the Agency staff. The permittee shall require the contractor to review the complete permit prior to beginning construction.
- 3. Activities shall be conducted in a manner that does not cause or contribute to violations of state water quality standards. Performance-based erosion and sediment control best management practices shall be installed immediately prior to, and be maintained during and after construction as needed, to prevent adverse impacts to the water resources and adjacent lands. Such practices shall be in accordance with the *State of Florida Erosion and Sediment Control Designer and Reviewer Manual* (Florida Department of Environmental Protection and Florida Department of Transportation June 2007), and the *Florida Stormwater Erosion and Sedimentation Control Inspector's Manual* (Florida Department of Environmental Protection, Nonpoint Source Management Section, Tallahassee, Florida, July 2008), which are both incorporated by reference in subparagraph 62-330.050(9)(b)5., F.A.C., unless a project-specific erosion and sediment control plan is approved or other water quality control measures are required as part of the permit.
- 4. At least 48 hours prior to beginning the authorized activities, the permittee shall submit to the Agency a fully executed Form 62-330.350(1), "Construction Commencement Notice," [October 1, 2013], which is incorporated by reference in paragraph 62-330.350(1)(d), F.A.C., indicating

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 6 of 11

the expected start and completion dates. A copy of this form may be obtained from the Agency, as described in subsection 62-330.010(5), F.A.C. If available, an Agency website that fulfills this notification requirement may be used in lieu of the form.

- 5. Unless the permit is transferred under Rule 62-330.340, F.A.C., or transferred to an operating entity under Rule 62-330.310, F.A.C., the permittee is liable to comply with the plans, terms and conditions of the permit for the life of the project or activity.
- 6. Within 30 days after completing construction of the entire project, or any independent portion of the project, the permittee shall provide the following to the Agency, as applicable:
  - a. For an individual, private single-family residential dwelling unit, duplex, triplex, or quadruplex "Construction Completion and Inspection Certification for Activities Associated with a Private Single-Family Dwelling Unit" [Form 62-330.310(3)]; or
  - b. For all other activities "As-Built Certification and Request for Conversion to Operational Phase" [Form 62-330.310(1)].
  - c. If available, an Agency website that fulfills this certification requirement may be used in lieu of the form.
- 7. If the final operation and maintenance entity is a third party:
  - a. Prior to sales of any lot or unit served by the activity and within one year of permit issuance, or within 30 days of as- built certification, whichever comes first, the permittee shall submit, as applicable, a copy of the operation and maintenance documents (see sections 12.3 thru 12.3.3 of Volume I) as filed with the Department of State, Division of Corporations and a copy of any easement, plat, or deed restriction needed to operate or maintain the project, as recorded with the Clerk of the Court in the County in which the activity is located.
  - b. Within 30 days of submittal of the as- built certification, the permittee shall submit "Request for Transfer of Environmental Resource Permit to the Perpetual Operation Entity" [Form 62-330.310(2)] to transfer the permit to the operation and maintenance entity, along with the documentation requested in the form. If available, an Agency website that fulfills this transfer requirement may be used in lieu of the form.
- 8. The permittee shall notify the Agency in writing of changes required by any other regulatory agency that require changes to the permitted activity, and any required modification of this permit must be obtained prior to implementing the changes.
- 9. This permit does not:
  - a. Convey to the permittee any property rights or privileges, or any other rights or privileges other than those specified herein or in Chapter 62-330, F.A.C.;
  - b. Convey to the permittee or create in the permittee any interest in real property;
  - c. Relieve the permittee from the need to obtain and comply with any other required federal, state, and local authorization, law, rule, or ordinance; or
  - d. Authorize any entrance upon or work on property that is not owned, held in easement, or controlled by the permittee.
- 10. Prior to conducting any activities on state-owned submerged lands or other lands of the state, title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund, the permittee must receive all necessary approvals and authorizations under Chapters 253 and 258, F.S.

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 7 of 11

Written authorization that requires formal execution by the Board of Trustees of the Internal Improvement Trust Fund shall not be considered received until it has been fully executed.

- 11. The permittee shall hold and save the Agency harmless from any and all damages, claims, or liabilities that may arise by reason of the construction, alteration, operation, maintenance, removal, abandonment or use of any project authorized by the permit.
- 12. The permittee shall notify the Agency in writing:
  - a. Immediately if any previously submitted information is discovered to be inaccurate; and
  - b. Within 30 days of any conveyance or division of ownership or control of the property or the system, other than conveyance via a long-term lease, and the new owner shall request transfer of the permit in accordance with Rule 62-330.340, F.A.C. This does not apply to the sale of lots or units in residential or commercial subdivisions or condominiums where the stormwater management system has been completed and converted to the operation phase.
- 13. Upon reasonable notice to the permittee, Agency staff with proper identification shall have permission to enter, inspect, sample and test the project or activities to ensure conformity with the plans and specifications authorized in the permit.
- 14. If any prehistoric or historic artifacts, such as pottery or ceramics, stone tools or metal implements, dugout canoes, or any other physical remains that could be associated with Native American cultures, or early colonial or American settlement are encountered at any time within the project site area, work involving subsurface disturbance in the immediate vicinity of such discoveries shall cease. The permittee or other designee shall contact the Florida Department of State, Division of Historical Resources, Compliance and Review Section, at (850) 245-6333 or (800) 847-7278, as well as the appropriate permitting agency office. Such subsurface work shall not resume without verbal or written authorization from the Division of Historical Resources. If unmarked human remains are encountered, all work shall stop immediately, and notification shall be provided in accordance with Section 872.05, F.S.
- 15. Any delineation of the extent of a wetland or other surface water submitted as part of the permit application, including plans or other supporting documentation, shall not be considered binding unless a specific condition of this permit or a formal determination under Rule 62-330.201, F.A.C., provides otherwise.
- 16. The permittee shall provide routine maintenance of all components of the stormwater management system to remove trapped sediments and debris. Removed materials shall be disposed of in a landfill or other uplands in a manner that does not require a permit under Chapter 62-330, F.A.C., or cause violations of state water quality standards.
- 17. This permit is issued based on the applicant's submitted information that reasonably demonstrates that adverse water resource-related impacts will not be caused by the completed permit activity. If any adverse impacts result, the Agency will require the permittee to eliminate the cause, obtain any necessary permit modification, and take any necessary corrective actions to resolve the adverse impacts.

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 8 of 11

18. A Recorded Notice of Environmental Resource Permit may be recorded in the county public records in accordance with subsection 62-330.090(7), F.A.C. Such notice is not an encumbrance upon the property.

#### **NOTICE OF RIGHTS**

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until a subsequent order of the Department. Because the administrative hearing process is designed to formulate final agency action, the subsequent order may modify or take a different position than this action.

### Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency\_Clerk@FloridaDEP.gov. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

# <u>Time Period for Filing a Petition</u>

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 9 of 11

you are not required to publish notice of this action, you may elect to do so pursuant to Rule 62-110.106(10)(a), F.A.C.

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you do not publish notice of this action, this waiver may not apply to persons who have not received a clear point of entry.

#### **Extension of Time**

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency\_Clerk@FloridaDEP.gov, before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

#### Mediation

Mediation is not available in this proceeding.

#### FLAWAC Review

The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

#### Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S. by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, 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 must be filed within 30 days from the date this action is filed with the Clerk of the Department.

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 10 of 11

Thank you for applying to the Submerged Lands and Environmental Resource Permit Program. If you have any questions regarding this matter, please contact Blake Chapman at the letterhead address, at (850)595-0611, or at Blake.A.Chapman@floridadep.gov

#### **EXECUTION AND CLERKING**

Executed in Pensacola, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Kimberly R. Allen

Kimberly RAlle

Permitting Program Administrator

KRA:bc

#### **Attachments:**

Exhibit 1, Project Drawings and Design Specs., 9 Pages Exhibit 2, Operation and Maintenance Plan, 2 Pages

Copies of 62-330 forms may be obtained at: https://floridadep.gov/water/submerged-landsenvironmental-resources-coordination/content/forms-environmental-resource

#### CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments were sent on the filing date below to the following listed persons:

Kimberly R. Allen, DEP, Kim.Allen@FloridaDEP.gov

Tanya McHale, FDEP, Tanya.McHale@FloridaDEP.gov

Blake Chapman, FDEP, Blake.A.Chapman@FloridaDEP.gov

Richard Markey, Gulf Power, Richard.Markey@nexteraenergy.com

Jeffrey Cole, Gulf Power, Jeffrey.Cole@nexteraenergy.com

Morgan Hurst, Dewberry, mhurst@Dewberry.com

Jackson County, wdaniels@jacksoncountyfl.com, connieb@sneadsfl.com

#### FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, F.S., with the designated Department Clerk, receipt of which is hereby acknowledged.

Trille Olers November 14, 2019

Permittee: Gulf Power Company Permit No.: 0192125-002-EI/32

Page 11 of 11



Gulf Power

VICINITY MAP

CONSTRUCTION PLANS FOR:

# SINAI SUBSTATION EXPANSION & STORMWATER MODIFICATION

8257 HAMMOND ROAD SNEADS, FLORIDA

PREPARED FOR:

GULF POWER COMPANY / NextEra Energy, Inc. 1 ENERGY PLACE, PENSACOLA, FLORIDA

PREPARED BY:



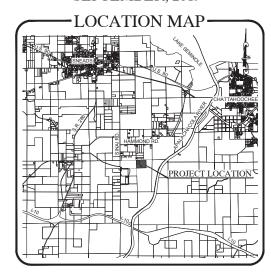


203 ABERDEEN PKWY, PANAMA CITY, FL 32405 (850) 522-0644

PROJECT NUMBER - 50089295

SEPTEMBER, 2019







48 HOURS BEFORE YOU DIG CALL SUNSHINE ONE 1-800-432-4770 www.callsunshine.com

PRELIMINARY DOCUMENTS

NOT FOR CONSTRUCTION

REV.NO.	REV. DATE	REVISION DESCRIPTION	RELEASED TO	RELEASE DATE

-DRAWING INDEX -

TITLE	NO.
COVER	
GENERAL NOTES	C1
STORM WATER POLLUTION PREVENTION PLAN	C2
EXISTING CONDITIONS AND SITE SURVEY	C3
MASTER SITE PLAN w/IMPROVEMENTS	C4
GRADING PLAN	C5
GRADING SECTION & DETAILS	C6
EXISTING SWMF DETAILS	D1
DRAINAGE DETAILS	D2

1.2019.110.03.38 EST

DESCRIPTION

**GENERAL NOTES** 

PROJECT NO.

C1

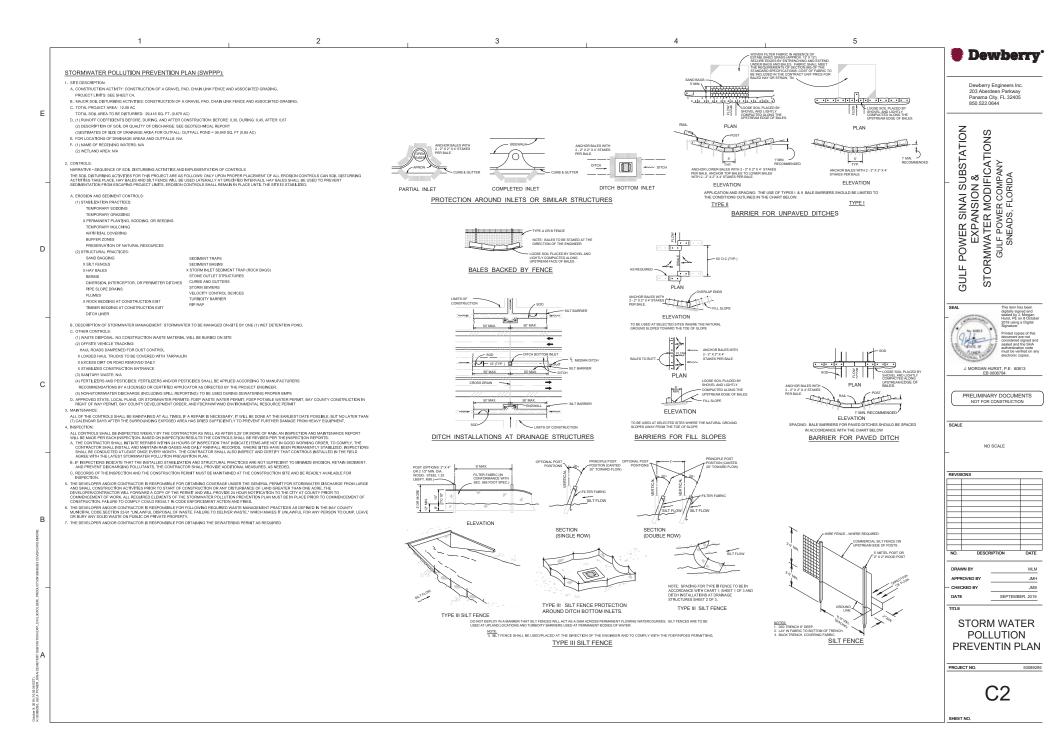
SHEET NO.

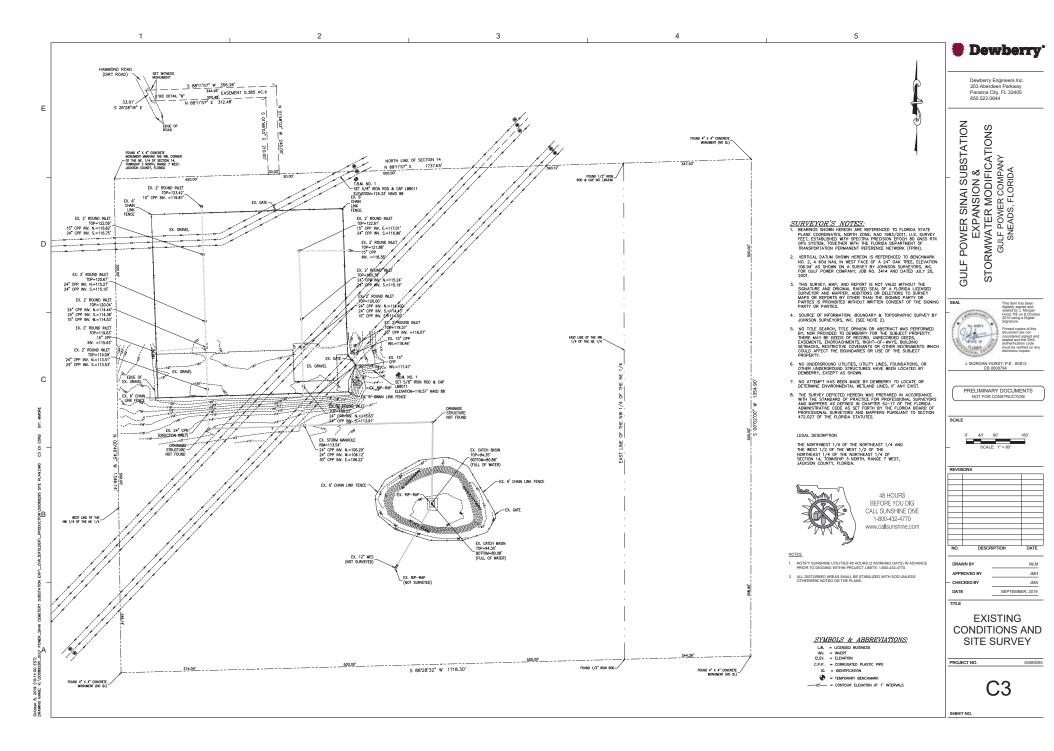


SODDING INCLUDES MAINTAINING SLOPES AND SOD UNTIL COMPLETION AND ACCEPTANCE OF TOTAL PROJECT OR GROWTH IS ESTABLISHED, WHICHEVER COMES LAST, UNTIL THEN, ALL EROSION, SILTATION AND MAINTENANCE OF GRADES IS THE RESPONSIBILITY OF THE

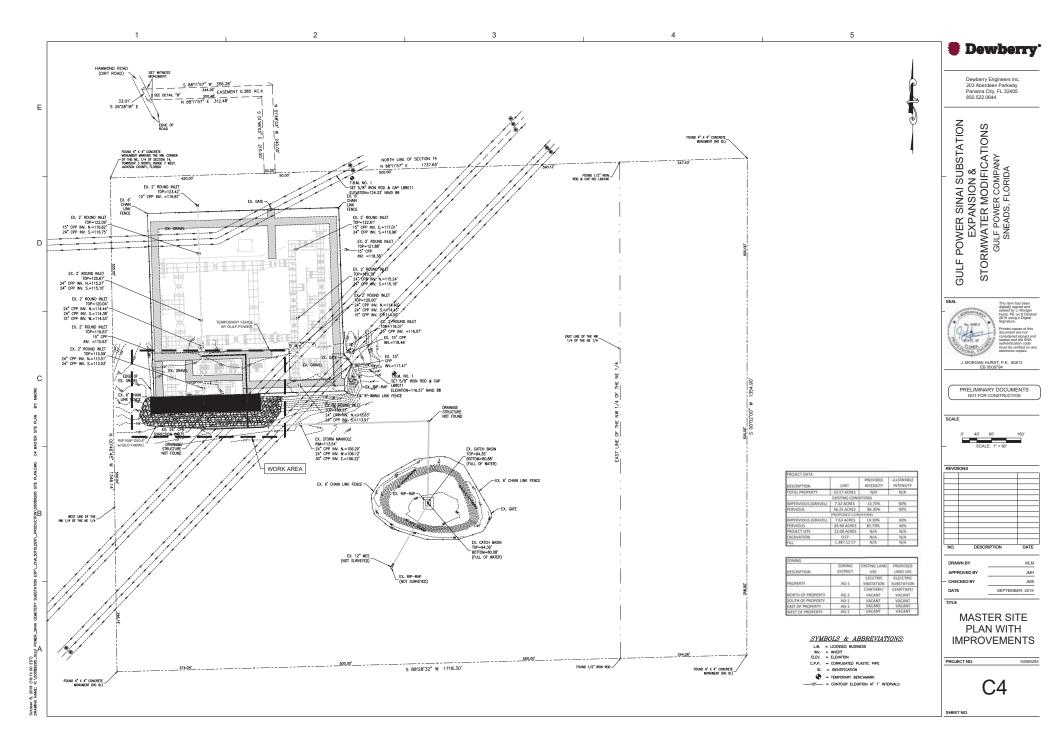
OTHER APPROVED MEANS, AT CONTRACTORS SEVENES. COMPREHENS SHALL BE ACCOMPLISHED BY MEANS OF A WELL DON'T SYSTEM OF SUBMITTED BY THE CONTRACTOR PRIOR TO INSTALLATION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ALL PERMITTING ASSOCIATE WITH DEWATERING.

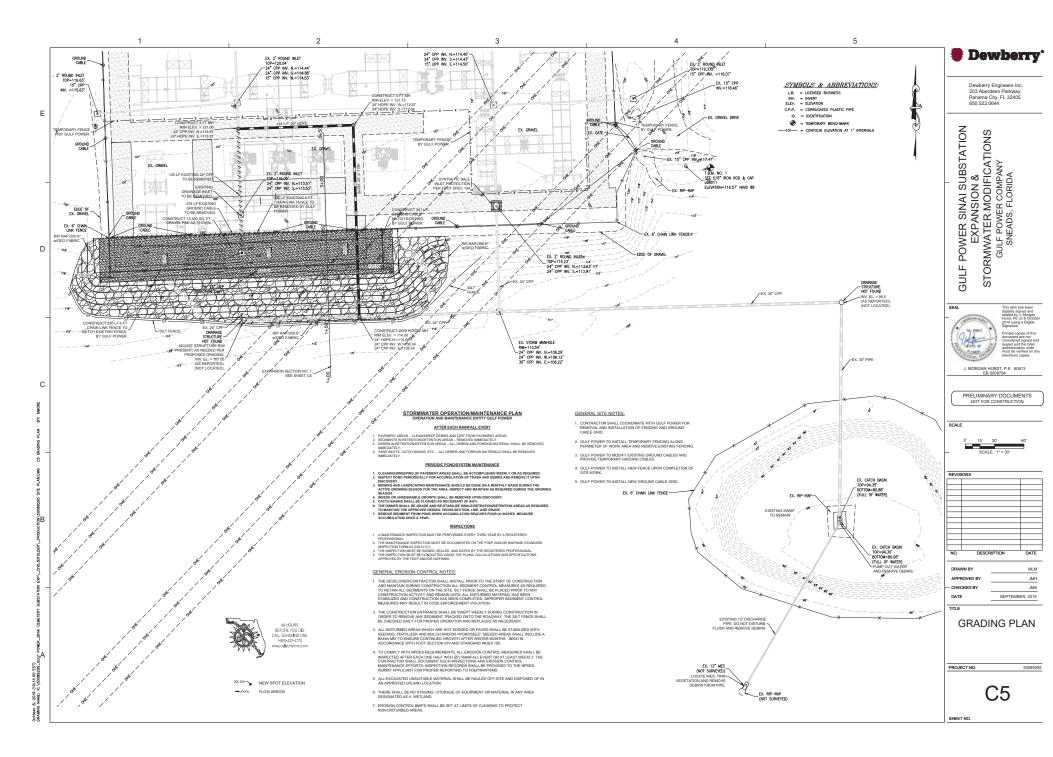
 THE CONTRACTOR SHALL REPAIR OR REPLACE ANY METERS, VALVES, SERVICE LATERALS, FIRE HYDRANTS, MAINS, WATER, WASTEWATER, OR GAS FACILITIES DAMAGED DURING CONSTRUCTION AT NO ADDITIONAL COST. A BURN PERMIT ISSUED THROUGH JACKSON COUNTY IS REQUIRED. BURNING IS PROHIBITED TWO (2) CALENDAR DAYS BEFORE AND TWO (2) CALENDAR DAYS AFTER A HOLIDAY. 5

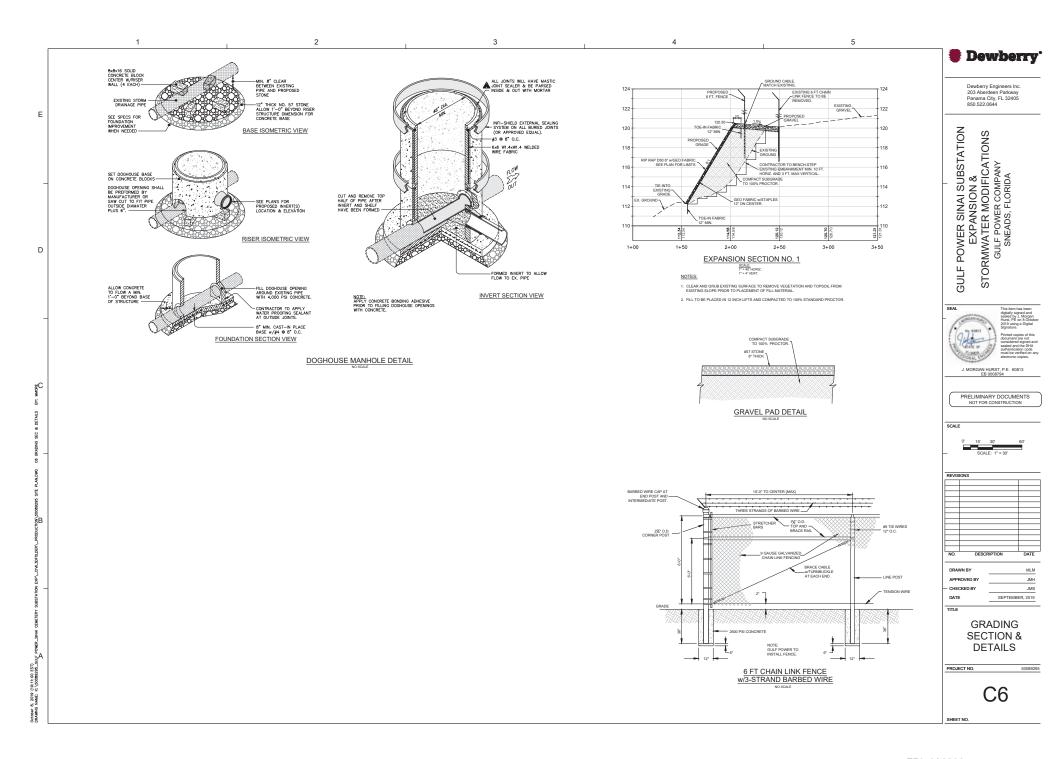


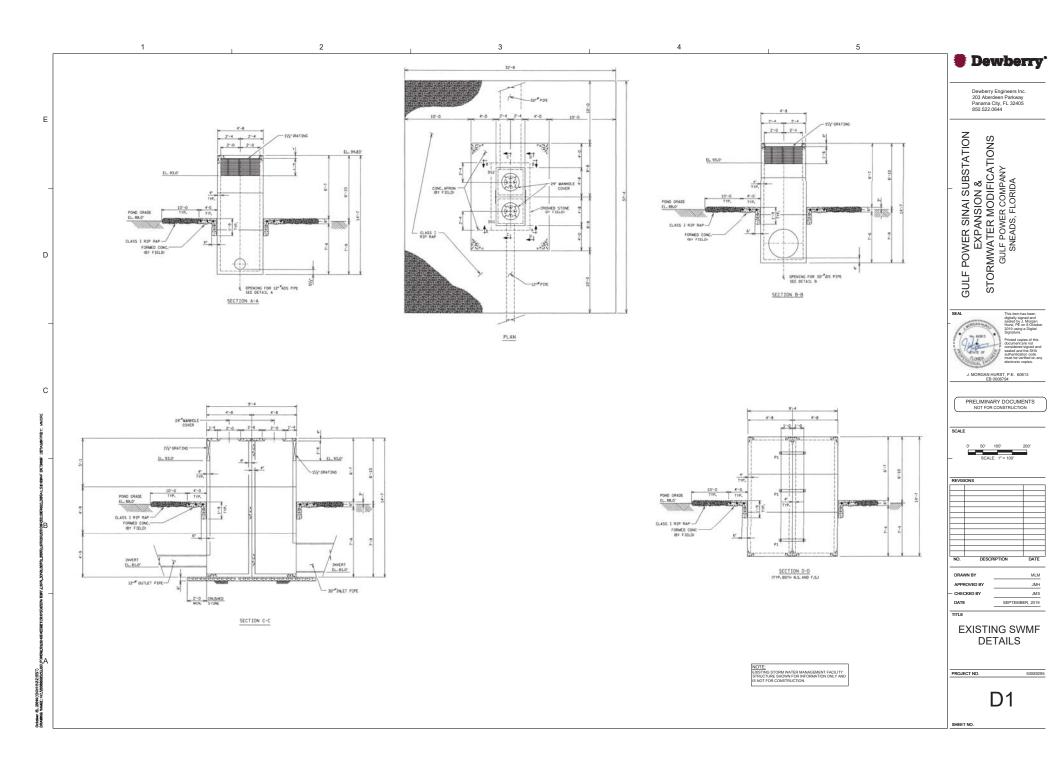


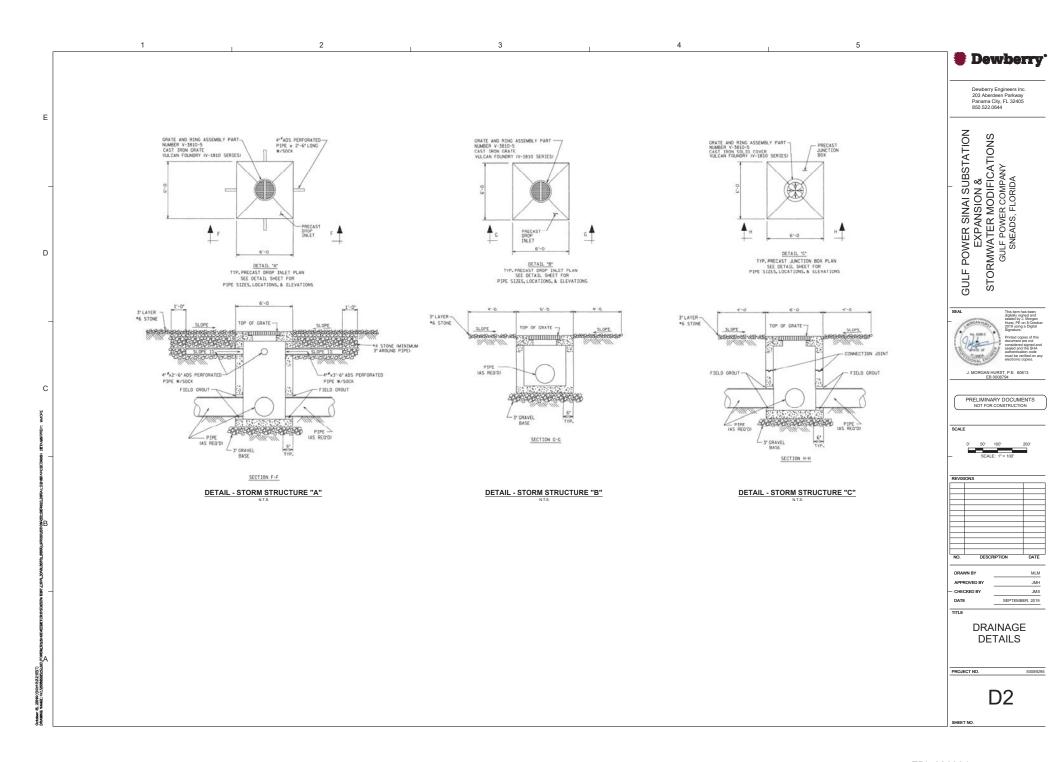
FPL 026829 20210015-EI











#### I. Demolition Plan

Some existing surface improvements and existing storm structures will be demolished as part of the construction activities.

#### J. <u>Responsible Parties</u>

The responsible legal party for monitoring, submitting the notice of construction commencement and submitting the as-built certification for project completion is the applicant. Portions of this work will be delegated to others for completion. The anticipated party that will be delegated the responsibility for these items is contained in the following table.



Description	Responsible Party	
Construction Monitoring	Gulf Power	
Notice of Construction Commencement	Dewberry Engineers	
As-built Certification	Dewberry Engineers	

### **OPERATION & MAINTENANCE**

#### A. Legal Autorization

The project site and facilities are owned by a single entity. Said entity will be responsible for operation and maintenance. No easements or rights of way are necessary for access.

#### B. Stormwater Collection System

- 1) Stormwater inlets should be inspected on an annual cycle and following significant rainfall events. Debris and sediments should be removed.
- 2) Pipe systems should be inspected annually for debris and sediments. Debris and sediments should be removed.

#### C. Retention/Detention Basins (Ponds)

- 1) Basins should be inspected once every five years and following significant rainfall events for deposition of debris and sediments, erosion, and health of stabilizing vegetation. Deficiencies should be corrected.
- 2) Control structures should be inspected once every five years and following significant rainfall events for blockages, debris and sediments. Deficiencies should be corrected.
- 3) Conduct site operations to prohibit discharges of foreign materials into basins including yard clippings, landscape mulch and soils. Do not sweep or wash sediments and other materials from pavement areas into basins. Utilize vacuum trucks and street cleaning services for removal of such materials.
- 4) Once every five years, monitor performance of basins during a rainfall event of a minimum of 1-inch of rainfall within a 24-hour period. Note the amount and time length of rainfall, the maximum water level in the basin, and the amount of time for discharge of the water. Compare the results with other measured events. When performance has noticeably deteriorated, a professional evaluation should be performed to determine the necessary maintenance.
- 5) For dry retention/detention areas perform following activities.
  - a. Once every five years aerate soils and stabilizing vegetation using a spiked grass aerator.

COMPANY CONFIDENTIAL AND PROPRIETARY: Use or disclosure of data contained on this sheet is subject to restriction on the title page of this proposal.



- b. Once every 10 years, a hand auger boring or borings should be conducted in the bottom of the basin by a Professional Geotechnical Engineer to evaluate plugging of the underlying soils. Such other tests as recommended by the Geotechnical Engineer should be performed to verify the capabilities of the system.
- c. Once every fifteen years, removal of vegetation and the top layer of underlying soils should be removed and replaced unless annual monitoring dictates that such maintenance is not required. Soils placed within the basin should be tested to insure permeability rates match the underlying soils.

# REASONABLE ASSURANCE

The proposed design complies with the applicable criteria in AH.II.3 and, therefore, a presumption of reasonable assurance exists that the proposed development will not cause adverse impacts to on-site or off-site property. No site specific conditions exist that would negate this presumption

#### Water Quality Impacts a.

The project will not cause adverse water quality impacts or water quality standard violations to receiving waters and adjacent lands. Discharge from facility is designed to comply with regulatory requirements for treatment. No untreated runoff will be discharged from facilities

#### b. Water Quantity/Flood Impacts

The project will not cause adverse flooding to on-site or off-site property. The proposed project will not increase rates of discharge off-site.

#### **Surface Water Impacts** C.

The project will not cause adverse impacts to surface waters including storage and conveyance capabilities: The proposed project discharges to an open basin and does not reduce available storage or conveyance

#### d. Flora and Fauna Impacts

The project will not cause adverse impacts to wetlands or surface waters that would adversely impact those functions provided to fauna and listed flora. No untreated discharges to wetlands will occur as a result of the project. No known threatened and endangered species are located within or in proximity to the site.

#### Secondary Impacts

The project will not cause adverse secondary impacts to water resources including the maintenance of surface or ground water levels or surface water flows.

#### f. Function

The facilities will be capable, based on generally accepted engineering and scientific principles, of being constructed and functioning as designed and permitted

#### Legal Entity q.

The facility operation will be conducted by an entity with the financial, legal, and administrative capability of ensuring that the activity will be undertaken in accordance with the terms and conditions of the permit.

#### h. **Special Requirements**

The project complies with special basin or geographic criteria rules established in AH.II.9 and AH.II.17. The project does not use swales for treatment. However, the project is within applicable Sensitive Karst Area as shown on AH.II Figure 17.0-1 or listed in Appendix A thereof. Since the existing SWMF will not be modified as part of the proposed

COMPANY CONFIDENTIAL AND PROPRIETARY: Use or disclosure of data contained on this sheet is subject to restriction on the title page of this proposal.

