

Eric Fryson

120000-07

From: Marilyn Lozada [mlozada@llw-law.com]
Sent: Monday, July 02, 2012 4:20 PM
To: Filings@psc.state.fl.us
Cc: Andrew Baumann; Stephen Walker
Subject: Florida Power & Light's 2012 Ten-Year Power Plant Site Plan
Attachments: Ann Cole Letter re FPL's 2012 Ten-Year Power Plant Site Plan (00109472).PDF

Attached for electronic filing with the Florida Public Service Commission is Seminole Tribe of Florida's letter addressed to Ann Cole re: FPL's 2012 Ten-Year Power Plant Site Plan.

Marilyn Ayala-Lozada

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7/2/2012

FPSC-COMMISSION CLERK



Reply To: West Palm Beach

July 2, 2012

VIA ELECTRONIC MAIL

Ann Cole
Division of the Commission, Office of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: Florida Power & Light Company's 2012 Ten-Year Power Plant Site Plan

This Comment is submitted on behalf of the Seminole Tribe of Florida. Florida Power & Light has submitted its 2012 Ten-Year Power Plant Site Plan listed Potential Site #4 in Hendry County as a future PV and/or Natural Gas facility. Described on pages 153 and 154 of the Plan, the site is located on CR 833 on 3,127 acres of land immediately north of the Seminole Tribe's Big Cypress Reservation.

The Seminole Tribe is currently in litigation with Hendry County and Florida Power & Light concerning zoning approvals already obtained from the County. The Seminole Tribe continues to have serious concerns over the proposed site.

Given the proximity of this proposed plant to residential areas and successful ecotourism operations on the Big Cypress Reservation, the Seminole Tribe has serious concerns about the proposed potential site #4 in Hendry County. Unlike the description in the Site Plan, Florida Power & Light already identified in zoning submittals to Hendry County that it plans to build three natural gas units, with 150-foot-tall cooling towers resulting in a demand for 22.5 million gallons of cooling water per day (7.5 million gallons per unit) to be drawn from the groundwater aquifer adjacent to and beneath this property and the Seminole Big Cypress Reservation. The groundwater aquifer in this area has already been identified as having reached its maximum potential utilization. The Seminole Tribe's rights as protected by both state statute and the Water Compact between the Seminole Tribe and the State of Florida will be adversely impacted by this proposed plant. Additionally locating this plant adjacent to the Big Cypress Reservation will harm the Seminole Tribe's rights to use the Reservation for residential and business uses including agriculture and ecotourism.

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FPSC-COMPLIANCE CLERK

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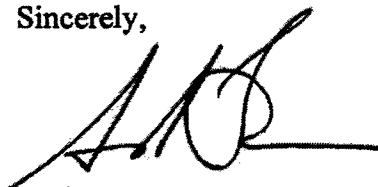
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Ms. Ann Cole
July 2, 2012
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Accordingly, the plan should accurately identify the size of the plant, the number of units and accurately state the source and quantity of water demanded for the site, as well as accurately describe the impact to the environment, including the Big Cypress Reservation.

Sincerely,

A handwritten signature in black ink, appearing to read 'AJB', with a horizontal line extending to the right.

Andrew J. Baumann

AJB/ml

cc: Jim Shore
Craig Tepper