



# FLORIDA DEPARTMENT OF Environmental Protection

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

**Ron DeSantis**  
Governor

**Jeanette Nuñez**  
Lt. Governor

**Alexis A. Lambert**  
Secretary

December 11, 2024

## NOTICE OF FINAL AGENCY ACTION

By-Email

[sean.mcginis@lakelandelectric.com](mailto:sean.mcginis@lakelandelectric.com)

In the Matter of an  
Application for Permit Modification by:  
City of Lakeland-Lakeland Electric  
501 East Lemon Street  
Lakeland, Florida 33801

Polk County  
WACS 95347  
C.D. McIntosh Power Plant

Attention: Mr. McGinnis

DEP File No: 0425997-002-CP-IM

Enclosed is Permit Modification Number 0425997-002-CP-IM to Permit No. 0425997-001-CP-01 issued pursuant to Section 403.707(1), Florida Statutes (F.S.) and Chapters 62-4 and 62-701, Florida Administrative Code (F.A.C.). The following conditions of Permit Number 0425997-001-CP-01 are modified as follows:

SPECIFIC CONDITION	FROM	TO	TYPE OF MODIFICATION
Page 1	Existing	Amended	Addition of Permit Modification No. 0425997-002-CP-IM
2.D.1	Existing	Amended	Updated reference to revised Appendix 2, Documents 9 and 10
2.F.1	Existing	Amended	Updated reference to revised Appendix 2, Documents 3 and 7
2.F.3	Existing	Amended	Updated reference to revised Appendix 2, Document 12
2.F.4	Existing	Amended	Updated reference to revised Appendix 2, Document 13
2.G.1	Existing	Amended	Updated reference to revised Appendix 2, Document 11
Appendix 2	Existing	Amended	Addition of Documents 11 through 13

Pursuant to Section 403.815, F.S., and Rule 62-701.805, F.A.C., you are required to publish at your own expense the enclosed Notice of Final Agency Action. The Notice of Final Agency Action shall be published one time only within 30 days of receipt of this written notice in the legal advertisements section of a newspaper of general circulation in the area where the facility is located that meets the requirements of Section 50.011 and 50.031 or 50.0311, F.S., and on the applicant's publicly accessible CCR internet website. If you are uncertain that a newspaper meets these requirements, please contact the Department's Office of General Counsel at (850) 245-2242. You must provide proof of publication to the Department at the following address within seven days of

publication: Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Mail Station 4565, Tallahassee, Florida 32317, phone: 850-245-8707.

Public participation is solicited without regard to race, color, religion, sex, pregnancy, national origin, age, handicap or marital status. Persons who require special accommodations under the Americans with Disabilities Act (ADA) or persons who require translation services (free of charge) are asked to contact DEP's Limited English Proficiency Coordinator at 850-245-2118 or [LEP@FloridaDEP.gov](mailto:LEP@FloridaDEP.gov). If you have a hearing or speech impairment, please contact the agency using the Florida Relay Service, 800-955-8771 (TDD) or 800-955-8770 (voice).

## **NOTICE OF RIGHTS**

The Department's proposed agency action will become final 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 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, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; 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 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.

Mr. Sean McGinnis  
City of Lakeland -Lakeland Electric  
December 11, 2024  
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The petition must be filed (received by the Agency 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, the petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing.

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 **14** 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 **14** days of publication of the notice or within **14** days of receipt of the written notice, whichever occurs first. 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.

#### 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 expiration of the deadline proposed to be extended. 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.

### **EXECUTION AND CLERKING**

Executed in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Kimberly A. Walker  Digitally signed by Kimberly A. Walker  
Date: 2024.12.11 14:40:57 -05'00'

Kimberly A. Walker  
Program Administrator  
Permitting and Compliance Assistance Program

#### **Attachment(s):**

1. Permit Modification No. 0425997-002-CP-IM

Mr. Sean McGinnis  
City of Lakeland -Lakeland Electric  
December 11, 2024  
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**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:

Todd Anderson, P.E., Geosyntec Consultants	<a href="mailto:TAnderson@Geosyntec.com">TAnderson@Geosyntec.com</a>
Lane Dorman, P.G., Geosyntec Consultants	<a href="mailto:LDorman@Geosyntec.com">LDorman@Geosyntec.com</a>
Melissa Madden, FDEP Southwest District	<a href="mailto:Melissa.Madden@FloridaDEP.gov">Melissa.Madden@FloridaDEP.gov</a>
Elizabeth Kromhout, P.G., FDEP Tallahassee	<a href="mailto:Elizabeth.Kromhout@FloridaDEP.gov">Elizabeth.Kromhout@FloridaDEP.gov</a>

**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.

*Tamela Starling*  
Clerk

12/11/2024  
Date

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
NOTICE OF FINAL AGENCY ACTION

The Department of Environmental Protection gives Notice of its issuance of a modification to solid waste coal combustion residuals (CCR) Closure Permit No. 04245997-001-CP-01 to City of Lakeland-Lakeland Electric, 3030 East Parker Drive, Lakeland, Florida 33805. The C.D. McIntosh Power Plant is located at 3030 East Parker Drive, Lakeland, Florida 33805. This permit authorizes the closure of the CCR unit at the C.D. McIntosh Power Plant known as the By-product Storage Area by leaving the CCR in place and installing a final cover system in accordance with Rule 62-701.805(8), F.A.C. The Department has assigned File Number 0425997-002-CP-IM to this project.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32317, phone 850-245-8707. Documents are also available at the following link: [https://fldeploc.dep.state.fl.us/www\\_wacs/REPORTS/SW\\_Facility\\_Docs.asp?wacsid=95347](https://fldeploc.dep.state.fl.us/www_wacs/REPORTS/SW_Facility_Docs.asp?wacsid=95347).

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- (b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified

representative; 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 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
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# FLORIDA DEPARTMENT OF Environmental Protection

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

**Ron DeSantis**  
Governor

**Jeanette Nuñez**  
Lt. Governor

**Shawn Hamilton**  
Secretary

Permit Issued to:

City of Lakeland- Lakeland Electric  
3030 East Parker Drive  
Lakeland, Florida 33805  
(863) 834-6169

WACS Facility ID No.: 95347  
Facility Name: C.D. McIntosh Power Plant  
Facility Address: 3030 East Parker Drive  
Lakeland, Polk County, Florida

Contact Person:  
Sean McGinnis  
3030 East Parker Drive  
Lakeland, Florida 33805  
[Sean.McGinnis@lakelandelectric.com](mailto:Sean.McGinnis@lakelandelectric.com)  
(863) 834-6169

Solid Waste Closure Permit – Coal Combustion Residuals Landfill  
Permit No.: 0425997-001-CP-01  
Includes Modification No. 0425997-002-CP-IM

Permit Issued: August 18, 2023  
Permit Renewal Application Due Date: June 18, 2028  
Permit Expires: August 18, 2028

Permitting Authority  
Florida Department of Environmental Protection  
Permitting and Compliance Assistance Program  
2600 Blair Stone Road  
Tallahassee, Florida 32399  
(850) 245-8707



## SECTION 1 - SUMMARY INFORMATION

### A. Authorization

The permittee is hereby authorized to perform closure of the Coal Combustion Residuals (CCR) unit described below in accordance with the specific and general conditions of this permit and any documents attached to this permit or specifically referenced in this permit and made a part of this permit.

This solid waste closure permit is issued under the provisions of Chapter 403, Florida Statutes, (F.S.), and Chapters 62-4 and 62-701, Florida Administrative Code, (F.A.C.).

This permit does not relieve the permittee from complying with any other appropriate local zoning or land use ordinances or with any other laws, rules or ordinances. Receipt of any permits from the Department does not relieve the applicant from obtaining other federal, state, and local permits and/or modifications required by law, including those from other Sections within the Department or of the Water Management District.

### B. Facility Location

3030 East Lake Parker Drive  
Lakeland, Florida 33805  
Latitude: 28°04'50" N Longitude: 81°55'32" W

### C. Facility Description

The C.D. McIntosh Power Plant and associated facilities are operated by City of Lakeland-Lakeland Electric on a 530-acre site in Lakeland, Florida. City of Lakeland-Lakeland Electric operates one fossil fuel fired steam generator and two gas turbines capable of producing a combined nominal 510 Megawatts. A coal burning electric generating unit was retired at the C.D. McIntosh Power Plant on April 4, 2021. There is one CCR unit at the C.D. McIntosh Power Plant identified as the Byproduct Storage Area (BSA). The BSA encompasses approximately 44 acres and contains approximately 2.91 million cubic yards of CCR.

This permit authorizes the closure of the CCR unit by leaving the CCR in place and installing a final cover system in accordance with Rule 62-701.805(8), F.A.C.

### D. Appendices Made Part of This Permit

APPENDIX 1 - General Conditions

APPENDIX 2 – List of Approved Documents Incorporated into the Permit



## SECTION 2 - SPECIFIC CONDITIONS

### A. Administrative Requirements

1. Documents Part of This Permit. The permit application in final form as revised, replaced or amended in response to the Department's Request(s) for Additional Information is contained in the Department's files and are made a part of this permit. Those documents that make up the complete permit application are listed in APPENDIX 2.
2. Permit Modification. Any change to construction, operation, monitoring, or closure requirements of this permit may require a modification to this permit, in accordance with the provisions of Rule 62-701.805(13)(f), F.A.C.
3. Permit Renewal. In order to ensure uninterrupted closure of this facility, a timely and sufficient permit renewal application must be submitted to the Department in accordance with Rule 62-701.805(13)(g), F.A.C. A permit application submitted prior to 60 days before expiration of the existing permit is considered timely and sufficient.
4. Transfer of Permit or Name Change. In accordance with Rule 62-701.805(13)(h), F.A.C., and Rule 62-4.120, F.A.C., the Department must be notified by submitting Form 62-701.900(8) within 30 days: (a) of any sale or transfer of the facility; (b) if a new or different person takes ownership or control of the facility; or (c) if the facility name or permittee's legal name is changed.

### B. Liner System Construction Requirements

1. This Permit does not authorize any liner system construction activities.

### C. Operation Requirements

1. This Permit does not authorize the operation of the CCR Unit.

### D. Groundwater Monitoring Requirements

1. Groundwater Monitoring. The permittee shall conduct groundwater monitoring under the corrective action monitoring program (APPENDIX 2, Documents 6 and 7) in accordance with and until the requirements of Rule 62-701.805(5), F.A.C are satisfied. Detection monitoring will begin when the selected remedy is complete, and the corrective action program is no longer required. Detection monitoring will continue until closure is deemed complete pursuant to Rule 62-701.805(8)(a) and (d), F.A.C.

2. Groundwater Monitoring Wells. The following wells are used for monitoring groundwater quality and ground water levels around the CCR landfill:

Well ID	WACS ID	Designation
<b>CCR Groundwater Monitoring Network</b>		
CCR-1	031465	Background
CCR-2	031466	Background
CCR-4	031467	Assessment
CCR-5	031468	Assessment
CCR-6	031469	Assessment
CCR-7	031470	Assessment
CCR-8	031471	Assessment
CCR-9	031472	Assessment
CCR-11	031473	Assessment
CCR-12	031474	Assessment
CCR-13	031475	Assessment
<b>Groundwater Monitoring Locations for Nature and Extent</b>		
CCR-15	031476	Delineation
CCR-16	031477	Delineation
CCR-17	031478	Delineation
CCR-18	031479	Delineation
CCR-19	031480	Delineation
CCR-20	031481	Delineation
CCR-21	031482	Delineation
CCR-22	031483	Delineation
CCR-23	031484	Delineation
SW 106	031485	Delineation
MW-24S	031486	Delineation
MW-25S	031487	Delineation
CCR-3	031493	Piezometer
CCR-10R	031494	Piezometer
CCR-14	031495	Piezometer

### **E. Financial Assurance and Cost Estimates**

1. Financial Assurance Mechanism. The permittee shall comply with the financial assurance requirements in Rule 62-701.805(7), F.A.C. Proof that the financial mechanisms are established and funded shall be submitted to the Department in accordance with Rule 62-701.805(7), F.A.C. When established, the permittee shall maintain, in good standing, the financial assurance mechanisms. Supporting documentation and evidence of increases associated with cost estimate increases shall be submitted within the time frames specified in Rule 62-701.630(1) through (4), F.A.C.

All submittals in response to this specific condition shall be sent to:  
 Florida Department of Environmental Protection  
 Financial Coordinator - Solid Waste Section  
 2600 Blair Stone Road, MS 4548  
 Tallahassee, Florida 32399-2400

2. Cost Estimates.

- a. The permittee shall submit long-term care cost estimates, including annual adjustments for inflation, in accordance with the requirements of Rule 62-701.630(3) and (4), F.A.C., using Form 62-701.900(28).
- b. An owner or operator using an escrow account shall submit the annual inflation adjusted estimate(s) between July 1 and September 1. An owner or operator using a letter of credit, guarantee bond, performance bond, financial test, corporate guarantee, trust fund or insurance shall submit the inflation adjusted cost estimate(s) between January 1 and March 1.
- c. All submittals in response to this specific condition shall be sent to the Solid Waste Program and Permitting Section at [SWPP@FloridaDEP.gov](mailto:SWPP@FloridaDEP.gov) and a copy to the address identified in Specific Condition E.1. or to the following email address: [Financial.Assurance.Working,Group@FloridaDEP.gov](mailto:Financial.Assurance.Working,Group@FloridaDEP.gov).

### F. Closure Requirements

1. Closure Plan. All closure by leaving the CCR in place and installing a final cover system shall be done in accordance with the approved Closure and Post-Closure Care Plan (APPENDIX 2, Document § 13), the permit drawings (APPENDIX 2, Document 4), and Rule 62-701.805(8), F.A.C.
2. Closure Timeframe. Closure of the CCR unit must be completed within six months of commencing closure activities in accordance with the requirements of Rule 62-701.805(8)(a), F.A.C.
3. Fugitive Dust Control Plan. Fugitive dust from the CCR unit shall be controlled at all times in accordance with the Fugitive Dust Control Plan (APPENDIX 2, Document 9).
4. Run-On and Run-Off Control System Plan. The run-on and run-off control system shall comply with the Run-On and Run-Off Control Plan (APPENDIX 2, Document 10).
5. Recordkeeping, Notification and Posting of Information on the Internet Requirements.
  - a. Recordkeeping. The permittee shall comply with the recordkeeping requirements specified in Rule 62-701.805(10)(a), F.A.C., as applicable.
  - b. Notification. The permittee shall comply with the notification requirements specified in Rule 62-701.805(10)(b), F.A.C., as applicable.
  - c. Posting of Information on the Internet. The permittee shall comply with the publicly accessible internet site requirements specified in Rule 62-701.805(10)(c), F.A.C., as applicable.
6. Certification of Closure Construction Completion. Per 62-701.805(8)(a) and (d), F.A.C., after closure by leaving the CCR in place and installing a final cover system has been completed, the engineer of record shall certify to the Department on Form 62-701.900(2) that the closure is complete and was done in accordance with the closure plan submitted to the Department except where minor deviation was necessary. All deviations shall be described in detail and the reasons therefore enumerated.

7. Declaration to the Public. Once closure activities have been completed, the permittee shall file a declaration to the public in the deed records in the office of the county clerk of the county in which the CCR unit is located in accordance with Rule 62-701.805(8)(e), F.A.C.

### **G. Post-Closure Care Requirements**

1. Post-Closure Care Period. The Permittee must conduct post-closure care for the CCR unit in accordance with the approved Closure and Post-Closure Care Plan (APPENDIX 2, Document & 13) and Rule 62-701.805(8)(f), F.A.C.
2. Completion of Post-Closure Care. Following completion of the post-closure care period, the Permittee shall submit to the Department a notification of completion of the post-closure care period which includes a certification by a professional engineer, verifying that post-closure care has been completed in accordance with the Closure and Post-Closure Care Plan.

Permit originally executed in Leon County, Florida by Kimberly A. Walker, Program Administrator, State of Florida Department of Environmental Protection on August 18, 2023.

## **APPENDIX 1**

### **General Conditions**

1. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are "permit conditions" and are binding and enforceable pursuant to Sections 403.141, 403.161, 403.727, or 403.861, Florida Statutes. The Permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. As provided in subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of rights, nor any infringement of federal, State, or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in this permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.
5. This permit does not relieve the Permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the Permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The Permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the Permittee to achieve compliance with the conditions of this permit, are required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.
7. The Permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted to:
  - (a) Have access to and copy any records that must be kept under conditions of the permit;

- (b) Inspect the facility, equipment, practices, or operations regulated or required under this permit; and
  - (c) Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.
- Reasonable time may depend on the nature of the concern being investigated.

8. If, for any reason, the Permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the Permittee shall immediately provide the Department with the following information:
- (a) A description of and cause of noncompliance; and
  - (b) The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.

The Permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.

9. In accepting this permit, the Permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Sections 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.
10. The Permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the Permittee does not waive any other rights granted by Florida Statutes or Department rules.
11. This permit or a copy thereof shall be kept at the work site of the permitted activity.
12. The Permittee shall comply with the following:
- (a) Upon request, the Permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.
  - (b) The Permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained at least three years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.
  - (c) Records of monitoring information shall include:
    - 1. the date, exact place, and time of sampling or measurements;
    - 2. the person responsible for performing the sampling or measurements;
    - 3. the dates analyses were performed;

4. the person responsible for performing the analyses;
  5. the analytical techniques or methods used;
  6. the results of such analyses.
13. When requested by the Department, the Permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the Permittee becomes aware the relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.



## **Appendix 2**

### **Approved Documents Incorporated Into The Permit**

The following application documents submitted by the City of Lakeland C.D. McIntosh power Plant have been approved by the Department and are made part of this permit:

1. Application to Close a Coal Combustion Residuals Unit, prepared by Geosyntec Consultants. Dated September 2, 2022, and received by the Tallahassee Solid Waste Section on September 6, 2022.  
Oculus Link:  
[https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.346951.1\]&\[profile=Permitting\\_Authorization\]](https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.346951.1]&[profile=Permitting_Authorization])
2. Department Request for Additional Information 1 dated October 5, 2022.  
Oculus Link:  
[https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.348708.1\]&\[profile=Permitting\\_Authorization\]](https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.348708.1]&[profile=Permitting_Authorization])
3. Response to Request for Additional Information 1, prepared by Geosyntec Consultants. Dated April 3, 2023, and received by the Tallahassee Solid Waste Section on April 3, 2023.  
Oculus Link:  
[https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.358125.1\]&\[profile=Permitting\\_Authorization\]](https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.358125.1]&[profile=Permitting_Authorization])
4. Permit Drawings-Response to Request for Additional Information 1, prepared by Geosyntec Consultants. Dated April 3, 2023, and received by the Tallahassee Solid Waste Section on April 3, 2023.  
Oculus Link:  
[https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.358126.1\]&\[profile=Permitting\\_Authorization\]](https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.358126.1]&[profile=Permitting_Authorization])
5. Closure and Long-Term Care Cost Estimates-Response to Request for Additional Information 1, prepared by Geosyntec Consultants. Dated April 3, 2023, and received by the Tallahassee Solid Waste Section on April 3, 2023.  
Oculus Link:  
[https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.358128.1\]&\[profile=Permitting\\_Authorization\]](https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.358128.1]&[profile=Permitting_Authorization])
6. Remedy Selection Final Report- Ash Storage/Disposal Area, prepared by Geosyntec Consultants. Dated March 31, 2021, and received by the Tallahassee Solid Waste Section on September 6, 2022.  
Oculus Link:  
[https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.358293.1\]&\[profile=Permitting\\_Authorization\]](https://depedms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.358293.1]&[profile=Permitting_Authorization])

7. 2022 CCR Annual Groundwater Monitoring and Corrective Action Report, prepared by Geosyntec Consultants. Dated January 2023.  
Oculus Link:  
[https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.358296.1\]&\[profile=Permitting\\_Authorization\]](https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.358296.1]&[profile=Permitting_Authorization])
8. Closure and Post Closure Care Plan-Byproduct Storage Area, prepared by Geosyntec Consultants. Dated September 1, 2022, and received by the Tallahassee Solid Waste Section on September 6, 2022.  
Oculus Link:  
[https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.358294.1\]&\[profile=Permitting\\_Authorization\]](https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.358294.1]&[profile=Permitting_Authorization])
9. Fugitive Dust Control Plan-Byproduct Storage Area, prepared by Lakeland Electric. Dated February 10, 2016, and received by the Tallahassee Solid Waste Section on September 6, 2022.  
Oculus Link:  
[https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.358292.1\]&\[profile=Permitting\\_Authorization\]](https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.358292.1]&[profile=Permitting_Authorization])
10. Run-On and Run-Off Control Plan-Byproduct Storage Area, prepared by Geosyntec Consultants. Dated October 29, 2021, and received by the Tallahassee Solid Waste Section on September 6, 2022.  
Oculus Link:  
[https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.358295.1\]&\[profile=Permitting\\_Authorization\]](https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.358295.1]&[profile=Permitting_Authorization])
11. Cover Letter-Application to Modify Permit No. 0425997-001-CP-01, prepared by Geosyntec Consultants. Dated July 30, 2024, and received by the Tallahassee Solid Waste Section on July 30, 2024.  
Oculus Link:  
[https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.375557.1\]&\[profile=Permitting\\_Authorization\]](https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.375557.1]&[profile=Permitting_Authorization])
12. Application Form- Application to Modify Permit No. 0425997-001-CP-01, prepared by Geosyntec Consultants. Dated July 30, 2024, and received by the Tallahassee Solid Waste Section on July 30, 2024.  
Oculus Link:  
[https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.375558.1\]&\[profile=Permitting\\_Authorization\]](https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.375558.1]&[profile=Permitting_Authorization])
13. Closure-Post Closure Plan-Application to Modify Permit No. 0425997-001-CP-01, prepared by Geosyntec Consultants. Dated July 30, 2024, and received by the Tallahassee Solid Waste Section on July 30, 2024.  
Oculus Link:  
[https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=8.375559.1\]&\[profile=Permitting\\_Authorization\]](https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=8.375559.1]&[profile=Permitting_Authorization])