

## PMLevyCOLNPEm Resource

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**From:** Douglas Bruner  
**Sent:** Wednesday, November 05, 2008 4:42 PM  
**To:** Henry Jones; Nebiyu Tiruneh; Steven Schaffer; Edward Roach; David Sisk; Thomas Galletta; Michelle Hart; Mark Melnicoff; Gerry Stirewalt; Stan Echols; John Cook; Kevin Witt; James Shepherd; Bruce Watson; Richard Emch; Michael Masnik; Peyton Doub; Daniel Mussatti; Dan Barss  
**Cc:** Smith, Michael Alan; Prendergast-Kennedy, Ellen L; Andrew Kugler; Jessie Muir; Jody Martin; Sara Kirkwood; LevyCOL Resource  
**Subject:** DELIBERTIVE PROCESS - Public response letters for TL portion of PEF LNP  
**Attachments:** PE Letter - Water intake.doc

-----Original Message-----

From: Mulkey, Cindy [mailto:Cindy.Mulkey@dep.state.fl.us]  
Sent: Wednesday, November 05, 2008 9:52 AM  
To: Douglas Bruner  
Subject: FW: Notice of intent

Doug,

This is an email that I was CC'd on. Letter to Progress Energy attached.

Cindy Mulkey  
Engineering Specialist  
Department of Environmental Protection  
Siting Coordination Office  
Mail Station 48  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400  
Phone: 850-245-8006  
FAX: 850-245-8003

The Department of Environmental

Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and

improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of

service you received. Copy the url below to a web browser to complete the DEP

survey: <http://survey.dep.state.fl.us/?refemail=Cindy.Mulkey@dep.state.fl.us> Thank you in advance for completing the survey.

From: 2buntings [mailto:2buntings@comcast.net]  
Sent: Monday, July 28, 2008 10:49 AM  
To: Martha.Barnwell@pgnmail.com

Cc: Mulkey, Cindy; cbrennan@chronicleonline.com; Dave Berkley; Ron Armstrong; Jack & Jenny McCarthy; Mike & Sallie Miko; John Fuchs; edward michael; Randy & Louise Peterson; jimmy.brooks@watermatters.org; Bruce.Wirth@swfwmd.state.fl.us; richard.owen@watermatters.org  
Subject: Notice of intent

Dear Ms. Barnwell,

The attached letter is forwarded for your review and consideration. We are hopeful this matter can be resolved to the benefit of all interested parties. If you have any questions, you or your representatives may contact us at any time.

Sincerely,

Dan Hilliard, President  
Withlacoochee Area Residents, Inc.  
352/447-5434

CC: Directors, Withlacoochee Area Residents, Inc.  
Cindy Mulkey, DEP Siting Coordination Case Manager  
Citrus Chronicle  
Southwest Florida Water Management District

\* \*

**Hearing Identifier:** Levy\_County\_COL\_NonPublic  
**Email Number:** 103

**Mail Envelope Properties** (5A7F273F3E481245BC055B36939D346306137D7ED3)

**Subject:** DELIBERTIVE PROCESS - Public response letters for TL portion of PEF LNP  
**Sent Date:** 11/5/2008 4:41:57 PM  
**Received Date:** 11/5/2008 4:42:24 PM  
**From:** Douglas Bruner

**Created By:** Douglas.Bruner@nrc.gov

**Recipients:**

"Smith, Michael Alan" <michael.smith@pnl.gov>  
Tracking Status: None  
"Prendergast-Kennedy, Ellen L" <Ellen.Prendergast@pnl.gov>  
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"Andrew Kugler" <Andrew.Kugler@nrc.gov>  
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"Jody Martin" <Jody.Martin@nrc.gov>  
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"Daniel Mussatti" <Daniel.Mussatti@nrc.gov>  
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"Dan Barss" <Dan.Barss@nrc.gov>  
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**Post Office:** HQCLSTR01.nrc.gov

<b>Files</b>	<b>Size</b>	<b>Date &amp; Time</b>
MESSAGE	1954	11/5/2008 4:42:24 PM
PE Letter - Water intake.doc		3930690

**Options**  
**Priority:** Standard  
**Return Notification:** No  
**Reply Requested:** No  
**Sensitivity:** Normal  
**Expiration Date:**  
**Recipients Received:**

*Withlacoochee Area Residents, Inc*  
*P. O. Box 350*  
*Inglis, FL 34449-0350*



28 July 2008

Ms. Martha Barnwell, V.P.  
North Coastal Region  
Progress Energy Florida

Dear Ms. Barnwell;

I am writing to inform you that Withlacoochee Area Residents, Inc. will file to intervene in the Progress Energy Levy County Nuclear application before FDEP. It is an action we had hoped unnecessary.

We attempted to arrange discussions regarding water usage plans for this project with proper officials of Progress Energy and were unsuccessful. Thus a conflict between our respective organization's goals has arisen over the single point of proposed plant cooling water intake location.

The Barge Canal has visited great environmental harm on the Lower Withlacoochee River due to reduced flows and facilitation of salt water intrusion in the local area. In April of this year our organization submitted to SWFWMD a proposal to reconnect the Lower River and impound the Barge Canal for storage of surface water. Within the proposal we reference three different SWFWMD reports which directly address deficiencies in the Lake Rousseau containment architecture and environmental impact caused by the Barge Canal. We have proposed impounding the Barge Canal as an integral component of reconnecting the Lower River which will serve to conserve increasingly scarce water resources in the region and restore normal flows to the Lower River. The application from Progress Energy to FDEP stipulates water intake in the general proximity to the lock mechanism at the east end of the Barge Canal and if so approved, our proposed modifications will be effectively curtailed. The State's last opportunity to remediate the aforementioned impacts will be lost. We have presented to the Citrus/Hernando Task Force on this matter and received positive response to date. The Citrus Chronicle Editorial Board gave the proposal a strong endorsement on 2 May of this year. We are supportive of lock mechanisms in the proposed impoundment containment structure which will provide access by barge traffic to existing and proposed barge slips in the Canal. We also recognize the importance of coordinated planning which provides for optimized utilization of the State's resources.

Let it be clear that this organization has not previously entered into adversarial actions on the application because in large part we are supportive of Progress Energy's plans. However, we are determined to preserve, protect and as possible, restore the natural systems that existed prior to the creation of the Barge Canal. To that end, we remain willing to discuss this matter at the convenience of Progress Energy and will withdraw our application to DOAH subject to satisfactory resolution of this conflict. There are two points that we think Progress Energy should review in consideration of our position. First, Progress Energy will undoubtedly be required to offer mitigation in regards to wetlands and corridor impacts resulting from its application. Secondly, our proposal to SWFWMD provides an opportunity for Progress Energy to do something very much worthwhile in assisting the State and local community in restoration of the Lower River, one of Florida's Outstanding Waterways. It would be well received, not just by the community, but a broad array of environmental groups in the region if such mitigation were offered to facilitate our proposal.

Progress Energy's public image will gain greatly for the addition of a few miles of pipeline for the water intake structure. It is but a fraction of what the company proposes for discharge architecture.

Thank you for your consideration of this matter.

Sincerely,

Dan Hilliard  
President  
Withlacoochee Area Residents, Inc  
352/447-5434