

State of Florida



# Public Service Commission

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TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

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**DATE:** February 2, 2026

**TO:** Adam J. Teitzman, Commission Clerk, Office of Commission Clerk

**FROM:** Jennifer Augspurger, Senior Attorney, Office of the General Counsel *JLA*

**RE:** Docket No. 20250023-WS – Application for staff-assisted rate case in Polk County, by NC Real Estate Projects, LLC d/b/a Grenelefe Utility.

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Please place the attached email from Erica Peck of the Florida Department of Environmental Protection (DEP) to Jennifer Augspurger, regarding DEP issuing a permit revision due to its noted errors, in the docket file referenced above.

JLA/lt

Attachment

cc: Office of Commission Clerk (Docket No. 20250023-WS)

2026 FEB -3 AM 10:52  
COMMISSION  
CLERK

**From:** Peck, Erica <[Erica.Peck@FloridaDEP.gov](mailto:Erica.Peck@FloridaDEP.gov)>  
**Sent:** Thursday, January 29, 2026 10:28 AM  
**To:** GCL Discovery <[discovery-gcl@psc.state.fl.us](mailto:discovery-gcl@psc.state.fl.us)>  
**Cc:** Larson, Emily <[Emily.Larson@FloridaDEP.gov](mailto:Emily.Larson@FloridaDEP.gov)>; Disipio, Anthony <[Anthony.Disipio@FloridaDEP.gov](mailto:Anthony.Disipio@FloridaDEP.gov)>; Loesch, Gerald <[Gerald.Loesch@FloridaDEP.gov](mailto:Gerald.Loesch@FloridaDEP.gov)>  
**Subject:** RE: 20250023: Grenelefe / DEP and BMAP

**CAUTION:** This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello,

Please direct this message to Ms. Jennifer Augspurger:

It has come to the Department's attention this morning that the Grenelefe Wastewater Facility Permit has an error regarding the final BMAP limits based on their disposal type (see screenshot of BMAP requirement below).

The facility utilizes a Rapid Rate Land Application and have a facility capacity >0.5 MGD, therefore the final limit for Total Nitrogen will be 6.0mg/L and the final limit for Total Phosphorous will be 3.0 mg/L which is more stringent than what is in the permit and what I based my comments on in my original email down below.

*Lake Okeechobee Basin Management Action Plan, January 2020*

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**Table 19. TP effluent limits**

mgd = Million gallons per day

Permitted Average Daily Flow (mgd)	TP Concentration Limits for Direct Surface Discharge (mg/L)	TP Concentration Limits for RRLA Effluent Disposal System (mg/L)	TP Concentration Limits for All Other Disposal Methods, Including Reuse (mg/L)
Greater than or equal to 0.5	1	1	6
Less than 0.5 and greater than or equal to 0.1	1	3	6
Less than 0.1	6	6	6

**Table 20. TN effluent limits**

mgd = Million gallons per day

Permitted Average Daily Flow (mgd)	TN Concentration Limits for Direct Surface Discharge (mg/L)	TN Concentration Limits for RRLA Effluent Disposal System (mg/L)	TN Concentration Limits for All Other Disposal Methods, Including Reuse (mg/L)
Greater than or equal to 0.5	3	3	10
Less than 0.5 and greater than or equal to 0.1	3	6	10
Less than 0.1	10	10	10

The Department will be issuing a permit revision to correct the errors noted in the Facility's Permit in the coming weeks, but I wanted to notify the PSC as well.

Apologies for the oversight, please let me know of any questions.

Thank you,



**Erica Peck**

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Environmental Consultant  
Domestic Wastewater  
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