

Collin Roehner

From: Joann Parsons
Sent: Monday, October 03, 2016 11:23 AM
To: Commissioner Correspondence
Subject: Resolution 16-02
Attachments: Resolution 16-02 .pdf

Please place the following in Docket Correspondence, Consumers and Their Representatives, Docket Nos. 160021-EI and 160007.

Thank you.
Joann

Executive Committee

Hon. Patricia B. Asseff, Chair
Hon. Tim Daubert, Vice Chair
Hon. Frank Caplan, Treasurer
Hon. Greg Ross, Secretary
Sandra Walters, Immediate
Past Chair

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Hon. M. Margaret Bates
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Hon. Jimmy Weekley

Ex-Officio Members

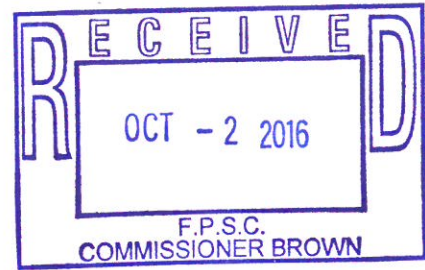
Laura Corry, SFWMD
Dat Huynh, FDOT
Hon. Roberto Martell, FDEO
Jennifer Smith, FDEP

Executive Director

Isabel Cosío Carballo, MPA

Legal Counsel

Sam Goren
Goren, Cherof, Doody &
Ezrol, P.A.



September 28, 2016

The Honorable Julie Imanuel Brown
Chairman
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399-0850

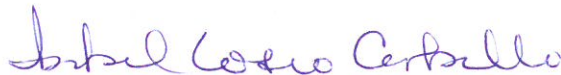
Dear Chairman Brown:

On behalf of the Council, I am pleased to share with you Council Resolution 16-02 as well as information about the Council's Governing Board.

Council Resolution 16-02 expresses the Council's serious concern over the expressed intent of Florida Power & Light (FPL) to recover an estimated \$ 50 million this year alone in cleanup costs associated with the polluted cooling canals at Turkey Point which are contaminating Biscayne Bay and threaten the county's drinking water. In this resolution the Council urges the Florida Public Service Commission to deny FPL the ability to recover costs for remediating environmental impacts at the Turkey Point Power Plant at an additional cost to ratepayers. These costs should be borne by FPL shareholders.

Thank you for your time and consideration of Resolution 16-02. We would greatly appreciate your support. Please do not hesitate to contact me if I can provide you with additional information or otherwise be of assistance.

Sincerely yours,



Isabel Cosio Carballo, MPA
Executive Director

Enclosures

ICC/kal





RESOLUTION 16-02

RESOLUTION URGING THE FLORIDA PUBLIC SERVICE COMMISSION TO DENY FLORIDA POWER & LIGHT THE ABILITY TO RECOVER COSTS FOR REMEDIATING ENVIRONMENTAL IMPACTS FROM THE TURKEY POINT POWER PLANT AT ADDITIONAL COST TO RATEPAYERS

WHEREAS, the South Florida Regional Council is a regional public policy and planning agency representing the geographic area of Miami-Dade, Broward, and Monroe counties;

WHEREAS, the Council Board consists of county and municipal elected officials, gubernatorial appointees, and ex-officio representatives representing the South Florida Water Management District and the Florida departments of Transportation, Environmental Protection, and Economic Opportunity;

WHEREAS, the Council's mission is to work with, and provide assistance to, its member units of local governments and other regional stakeholders to develop and implement creative strategies that will result in more prosperous and equitable communities, a healthier and cleaner environment, and a more vibrant economy;

WHEREAS, Florida Power & Light (FPL) operates the Turkey Point Power Plant in south Miami-Dade County, adjacent to Biscayne National Park and Biscayne Bay; and

WHEREAS, operation of the Turkey Point Power Plant, and particularly use of the approximately 5,900-acre unlined cooling canal system to cool nuclear-powered Units 3 and 4, has had significant negative impacts to environmental resources in the area surrounding the plant, including the creation of a plume of dense "hypersaline" saltwater that is migrating outside the boundaries of the cooling canal system into the Region's drinking water aquifer, as well as leaching water tainted with ammonia and other contaminants into Biscayne Bay; and

WHEREAS, FPL has been aware of the environmental contamination emanating from the cooling canal system since at least 2010; and

WHEREAS, in 2015, Miami-Dade County's Division of Environmental Resources Management issued a Notice of Violation to FPL for its continued impacts to groundwater and entered into a Consent Agreement with FPL, requiring the utility to undertake various actions to reduce and remediate the impacts, including the installation of wells to intercept, capture, contain, and retract hypersaline groundwater; and

WHEREAS, since then, the Florida Department of Environmental Protection has also entered a final order requiring FPL to undertake certain actions to address the environmental damage from the cooling canal system; and

WHEREAS, at a Florida Senate joint committee hearing conducted in Homestead on April 29, 2016, FPL represented that the remediation costs could be as high as \$50 million this year alone, and that the utility would seek to recover those costs from customers; and

WHEREAS, South Florida region with more than 4.5 million residents would pay a significant portion of any rate increase; and

WHEREAS, in January 2016, FPL filed a request with the Florida Public Service Commission (PSC) to raise the base rate of the monthly bill of a typical customer by \$13 a month, which increase would be phased in over four years (\$8.50 in 2017, another \$2.50 in 2018 and \$2 in 2019); and

WHEREAS, the January 2016 request did not include the costs of remediating the environmental damage from Turkey Point; and

WHEREAS, under state law, FPL is allowed to earn an annual return on equity within a range established by the PSC, which is currently set between 9.5 percent and 11.5 percent; and

WHEREAS, regardless of the outcome of FPL's pending rate increase request, FPL's customers should not bear any additional burden of paying for FPL's environmental cleanup, which should instead be borne by FPL's shareholders,

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA REGIONAL COUNCIL, that the Council hereby urges the Florida Public Service Commission to deny any electricity rate increase or special assessment proposed by FPL to pay the costs of remediating the environmental impacts of the Turkey Point Power Plant to the extent such costs are not already covered by the previously-filed proposed electricity rate increase request.

ADOPTED BY THE SOUTH FLORIDA REGIONAL COUNCIL, THIS 8TH DAY OF AUGUST, 2016.


PATRICIA T. ASSEFF, CHAIR

Board Member Patricia T. Asseff	Aye	Board Member Nelson Hernandez	Absent
Board Member Mario J. Bailey	Abstained	Board Member Martin Kiar	Aye
Board Member Margaret M. Bates	Aye	Board Member George Neugent	Absent
Board Member Mark Bogen	Absent	Board Member David Rice	Aye
Board Member Frank Caplan	Aye	Board Member Greg Ross	Aye
Board Member Daniella Levine Cava	Aye	Board Member Xavier Suarez	Aye
Board Member Tim Daubert	Aye	Board Member Paul Wallace	Aye
Board Member Beam Furr	Aye	Board Member Sandra Walters	Aye
Board Member Cary Goldberg	Aye	Board Member Jimmy Weekley	Aye

Non- Voting Ex Officio:

Board Member Laura Corry, SFWMD
Board Member Dat Huynh, P.E., FDOT

Board Member Jennifer Smith, FDEP
Board Member Roberto Martell, FDEO



South Florida Regional Council

Our Council Members

The Council's Board of Directors consists of county and municipal representatives, Governor's appointees, and ex-officio representatives from the South Florida Water Management District and Florida Departments of Transportation, Environmental Protection, and Economic Opportunity.

The Board exemplifies a diverse background, forward-thinking leadership, and a passion for the region and communities it serves. The Council provides a robust platform from which to provide leadership on Southeast Florida's most pressing issues.



Patricia Asseff
Chair
Governor Appointee
Broward County



Tim Daubert
Vice Chair
Town of Miami Lakes
Vice Mayor



Frank Caplan
Treasurer
Village of
Key Biscayne
Commissioner



Greg Ross
Secretary
Cooper City
Mayor



Sandra Walters
Immediate Past Chair
Governor Appointee
Monroe County



Mario J. Bailey
Governor Appointee
Miami-Dade County



M. Margaret Bates
City of Lauderhill
Commissioner



Mark D. Bogen
Broward County
Commissioner



Daniella Levine
Cava
Miami-Dade County
Commissioner



Beam Furr
Broward County
Commissioner



Cary Goldberg
Governor
Appointee
Broward County



Nelson Hernandez
Governor Appointee
Miami-Dade County



Martin Kiar
Broward County
Mayor



George Neugent
Monroe County
Commissioner



David Rice
Monroe County
Commissioner



Xavier Suarez
Miami-Dade
County
Commissioner



Jimmy Weekley
City of Key West
Commissioner



Laura Corry
Ex-Officio Member
Principal Regional
Representative
South Florida Water
Management District



Roberto Martell
Ex-Officio Member
Town of Medley
Mayor
Department of
Economic Opportunity



Dat Huynh, P.E.
Ex-Officio Member
District Intermodal
Systems Manager
Florida Department
of Transportation
District 6