



FLORIDA DEPARTMENT OF Environmental Protection

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

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

In the matter of an Application for a Permit/Water Quality Certification by:

APPLICANT:

Mr. Stuart Forrester
The Chemours Company FC, LLC
6304 Peake Road
Starke, FL 32091

FILE No.: MMR_137482-018

COUNTIES: Bradford, Clay

PROJECT NAME: Trail Ridge South Mine

NOTICE OF INTENT TO ISSUE ENVIRONMENTAL RESOURCE PERMIT

The Department of Environmental Protection (Department) gives notice of its intent to issue an Environmental Resource Permit (ERP) in accordance with Part IV of Chapter 373, Florida Statutes (F.S.), and Chapter 62-330, Florida Administrative Code (F.A.C.) (draft copy of permit attached). Issuance of the ERP constitutes certification of compliance with state water quality standards pursuant to section 401 of the Clean Water Act U.S.C. § 1341 and a finding of consistency with Florida's Coastal Zone Management Program, as required by Section 307 of the Coastal Zone Management Act, 16 U.S.C. § 1456, unless expressly waived by the final permit.

I. DESCRIPTION OF THE PROPOSED ACTIVITY

The applicant, The Chemours Company FC, LLC (Chemours) applied on November 1, 2019 to the Department of Environmental Protection (Department) for a permit and water quality certification for a surface water management system to facilitate heavy minerals mining and associated on-site mitigation activities at the Trail Ridge South Mine. This Environmental Resource Permit (ERP) is designated No. MMR_137482-018. The Trail Ridge South Mine permit boundary encompasses approximately 2,884.4 acres; the surface water management system project area for heavy minerals mining activities will consist of a total of approximately 1,749.92 acres within the permit boundary. The project will include impacts to approximately 740.45 acres of wetlands and other surface waters; 725.96 acres of wetlands and other surface waters within the permit boundary will be avoided. Approximately 26.14 acres of other surface waters (25.47 acres man-made ditches and 0.67-acre lake) are upland-cut and do not require mitigation pursuant to Applicant's Handbook Volume I, Section 10.2.2.2. The 0.67-acre lake is located in an area that was previously disturbed by mining activities prior to the requirement to

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reclaim the land. Approximately 0.56 acres of wetlands (0.10 and 0.04 acres freshwater marsh, 0.4 acres wetland forested mixed, and 0.02 acres wetland scrub) total are isolated and less than half an acre in size, and do not require mitigation pursuant to Applicant's Handbook Volume I, Section 10.2.2.1. The remaining impacts to wetlands and other surface waters require mitigation; 710.59 acres of wetland creation and 136.49 acres of wetland enhancement are required as mitigation to offset impacts under this permit.

The proposed project will impact approximately 740.5 acres of wetland and other surface waters at the Trail Ridge South Mine, including 710.59 acres of wetlands [227.53 acres coniferous plantation wetland (FLUCCS 441W), 1.29 acres bay swamp (FLUCCS 611), 0.21 acres gum swamp (FLUCCS 613), 0.51 acres cypress (FLUCCS 621), 376.59 acres wetland forested mixed (FLUCCS 630), 15.84 acres wetland scrub (FLUCCS 631), and 88.62 acres freshwater marsh (FLUCCS 641)], 29.19 acres of man-made ditches [3.72 acres ditched wetland and 25.47 acres upland-cut ditches (FLUCCS 510d)], and 0.67 acres of lake (FLUCCS 524). Mitigation includes creation of 710.59 acres of wetlands [1.29 acres bay swamp (FLUCCS 611), 0.21 acres gum swamp (FLUCCS 613), 0.51 acres cypress (FLUCCS 621), 619.96 acres wetland forested mixed (FLUCCS 630), and 88.62 acres freshwater marsh (FLUCCS 641)] and enhancement of 136.49 acres of wetlands [converting 136.49 acres of coniferous plantation wetland (FLUCCS 441W) to wetland forested mixed (FLUCCS 630)]. The functional gain provided by the mitigation projects exceeds the functional loss of the wetlands proposed for impacts.

The Trail Ridge South Mine will be mined via mobile mining units, with a land-based separation plant site, the mobile concentrator. Approximately 1,548.99 acres will be mined. The depth of mining will average 22 feet below grade with a maximum depth of 40 feet below grade. Groundwater will be maintained a minimum of 1-foot below ground surface using a ditch and sump system to allow equipment to access material. Mining cells will be dewatered in advance of mining via rim ditches and hydraulic pumps operating within the mining cell perimeter containment berm. The dewatering effluent will be mixed with the excavated ore (after oversize materials are removed) to form a slurry that will be pumped to the process water pond at the plant site for further processing. After each mine cell has been excavated, sand tailings from the plant site will be pumped into the excavated pit. Excess water from the tailings will be decanted and incorporated into the active mining for another mine cell. Reclamation of mined areas will occur concurrently with mining. As mining and reclamation progress, new areas will be incorporated into the stormwater management system and reclaimed areas will be removed from the system. Approximately 160 acres (80 acres per Mobile Mining Unit) may be in various stages of the mining process (site preparation, active mining, tailings, contouring/reclamation) at the active mining areas at one time. The stormwater management system will be capable of containing the runoff from a 25-year, 24-hour storm event. Five existing culverted trail road wetland crossings will be widened during the mining phase to provide access for vehicles, equipment, and pipelines. When the crossings are expanded, the culverts will be extended in order to maintain proper flow through avoided wetland systems. After mining is complete, four of the expanded crossings will be removed. One of the expanded crossings will be removed and returned to the original approximately 25-foot wide culverted trail road wetland crossing in the

post-reclamation condition, while three new approximately 25-foot wide culverted trail road wetland crossings will be established to provide upland access. Each culvert or set of culverts is designed to handle the 25-year, 24-hour design storm. The construction of the Trail Ridge South Plant Site, including the laydown area, processing area, and stormwater ponds, is authorized under ERP # MMR_137482-017. The construction of the industrial wastewater ponds (Process Pond, IWW Pond 1-Lime Neutralization Pond, IWW Pond 2-Treatment Pond, and IWW Pond 3-Final Effluent Pond) is permitted under this permit (MMR_137482-018). The operation and reclamation of the Trail Ridge South Plant Site are authorized under this permit (MMR_137482-018). The completion of construction, including reclamation, will be by the year 2035.

The project is located in Clay County, Sections 6, 7, 18, and 19, Township 7 South, Range 23 East; Parcel ID Numbers 06-07-23-000731-005-00, 07-07-23-000731-006-00, 18-07-23-000731-017-00, and 19-07-23-000732-000-00. The project is also in Bradford County, Sections 12, 13, and 24, Township 7 South, Range 22 East; Parcel ID Numbers 04828-0-00000, 04829-0-00000, and 04986-0-00000. The project is in the Santa Fe River basin, Class III waters,

II. AUTHORITY FOR REVIEW

The Department is authorized to grant this permit pursuant to Part IV of Chapter 373, F.S., and Chapter 62-330, F.A.C. The activity is not exempt from the requirement to obtain an Environmental Resource Permit. Pursuant to Operating Agreements executed between the Department and the water management districts, as referenced in Chapter 62-113, F.A.C., the Department is responsible for reviewing and taking final agency action on this activity.

III. BACKGROUND/BASIS FOR ISSUANCE

A. General

Regulatory Basis of Issuance

The proposed project was evaluated under Part IV of Chapter 373, F.S., and the rules adopted thereunder, including the Conditions for Issuance or Additional Conditions for Issuance of an Environmental Resource Permit, pursuant to Part IV of Chapter 373, and Chapter 62-330, F.A.C., and the Applicant's Handbook, Volumes I and II (as applicable).

Reduction and Elimination of Impacts

The mine plan was designed to reduce and eliminate impacts to wetlands and other surface waters within the permit boundary. Large portions of wetland sloughs/streams running through the site will be avoided in order to maintain the historic flow ways that connect onsite wetlands to offsite wetlands and that feed into the Santa Fe River Basin. During the mine planning process, the footprint of the mining area was reduced to avoid large wetland areas located along the western and southwestern boundary. These efforts to reduce the impact to wetlands within the proposed mine permit boundary leave 725.96 acres of wetlands and other surface waters undisturbed by the project.

Fish, Wildlife, Listed Species and their Habitat

A literature review of listed wildlife species was conducted during the pre-application process to identify species potentially present based on existing habitats on site. Wetland and biological surveys were conducted by the applicant. The site contains suitable habitat for the following federal or state protected species: Florida sandhill crane (*Grus canadensis pratensis*), gopher tortoise (*Gopherus polyphemus*), Eastern indigo snake (*Drymarchon couperi*), Florida pine snake (*Pituophis melanoleucus mugitus*), little blue heron (*Egretta caerulea*), tricolored heron (*Egretta tricolor*), wood stork (*Mycteria americana*), and bald eagle (*Haliaeetus leucocephalus*).

Pedestrian surveys were conducted on the property to look for signs of listed species presence; gopher tortoise burrows were identified on the property. Prior to clearing vegetation in preparation for mining, a 100% survey of all suitable gopher tortoise habitat will be conducted and a relocation permit will be obtained. Gopher tortoises found on the property will be relocated to an approved recipient site; commensal species will be relocated in accordance with Florida Fish and Wildlife Conservation Commission (FWC) relocation protocol for commensal species. Sandhill cranes were also documented on the property. Prior to disturbance, surveys of potential nesting habitat will be completed, and appropriate state approved avoidance measures will be implemented.

The application was reviewed by the FWC. Comments received indicated that kestrels (*Falco sparverius*) have been observed on the property, and that the property contains potential habitat for the following federal or state protected species: Red-cockaded woodpecker (*Picoides borealis*) and Florida black bear (*Ursus americanus floridanus*). The FWC gave recommendations to the applicant regarding surveying, permitting guidance, habitat disturbance, training, and reporting concerning gopher tortoise, Florida sandhill crane, Florida pine snake, wading birds, southeastern American kestrel, and bald eagle. The FWC also mentioned the presence of Florida black bears in the area and encouraged the applicant to provide staff with information on how to avoid human-bear conflicts.

After mining, the site will be reclaimed in accordance with Chapter 62C-37, F.A.C. The mining area will be recontoured and replanted to land uses similar to those that existed prior to mining, a mixture of upland pine and hardwoods and forested and herbaceous wetlands. Similar wildlife habitats will be re-created on the property after reclamation as existed prior to mining.

Public Interest

The project is not anticipated to have any adverse effects to public health, safety, or the welfare or property of others. The project is located on rural land that has been historically managed for silviculture. Public access is restricted by fencing and gates at access points to provide for public safety.

The site will be reclaimed in accordance with Chapter 62C-37, F.A.C.; pursuant to this rule, mining-related debris, litter, and equipment will be removed from the property and the site will be contoured with slopes no steeper than 4 feet horizontal to 1 foot vertical and revegetated to enhance stabilization and protect against erosion.

After mining, the site will be restored to land uses similar to those that existed prior to mining, providing wildlife habitats similar to those on-site prior to mining. The silvicultural land use in the uplands will be converted to pine flatwoods to closely mimic the historical land cover. Wetland mitigation will be constructed to replace wetland functions impacted by the project. All wetland mitigation areas will have a 50-foot hardwood-conifer mixed upland buffer to provide for enhanced forage and refuge for species utilizing the wetlands. The mitigation will be monitored and maintained to meet success criteria outlined in the permit.

No navigable surface waters or marine environments are located in or immediately adjacent to the project area, therefore the project will not cause adverse impacts to navigation or flow of water or cause harmful erosion or shoaling or affect fishing or recreational values or marine productivity.

Best Management Practices (BMPs) will be utilized to protect against erosion and preserve water quality. Hydrologic modeling was performed to ensure that the reclaimed landform would not increase peak flows and hydrologic monitoring will be conducted in adjacent wetlands and in mitigation wetlands to ensure that there are no secondary impacts to water levels due to mining and that the mitigation is functioning correctly.

An archaeological survey of the property was done and it was determined that the project will have no effect on historical resources listed, or eligible for listing in the National Register of Historic Places or otherwise of historical, architectural, or archaeological value. within the survey area. A concurrence letter from the State Historic Preservation Officer was received and no further archaeological investigation of the site was recommended.

Water Quantity

The project is not expected to cause adverse water quantity impacts. Prior to mining, berms will be constructed to contain the 25-year, 24-hour storm event. Mining will be conducted in cells in order to better manage stormwater. Groundwater will be maintained a minimum of 1-foot below ground surface using a ditch and sump system to allow equipment to access material. The drawdown was modeled for the excavation phases of mining to provide reasonable assurance that no adverse impacts will occur as a result of the project. Monitoring of surficial groundwater levels and undisturbed wetlands adjacent to mining operations will provide reasonable assurance that no significant water quantity impacts occur as a result of the project.

A hydrologic analysis of stormwater runoff was performed to confirm that peak flows would not increase after the site is reclaimed. The 25-Year, 24-hour design storm events were modeled in the pre, existing, and post mining scenarios to provide reasonable assurance that no adverse

impacts will occur as a result of the project. After reclamation, watershed boundaries will be restored and the site will be contoured to approximate the original, pre-mining drainage patterns.

There are no works of the District, established pursuant to section 373.086, F.S., in the project area, or established special basin or geographic area criteria applicable to the project area. There are no Outstanding Florida Waters or Outstanding National Resource Waters in immediate vicinity of the project.

Water Quality

The project is not expected to cause or contribute to violations of water quality standards. The stormwater management system has been designed to collect and treat wastewater prior to discharge in accordance with an industrial wastewater permit, and BMPs will be used to treat stormwater runoff to protect off-site water quality. Mining operation areas will be surrounded by perimeter containment berms. The stormwater management system shall be managed such that a 25-year, 24-hour storm event can be contained with appropriate freeboard. Stormwater and industrial wastewater treatment ponds are included in the system to manage and treat wastewater and stormwater. Water will be routed from one industrial wastewater treatment pond to the next, allowing time for suspended solids to settle; flocculants and coagulants such as alum and polymers may be used to treat the water in the ponds to allow solids to settle faster. A Best Management Practices Plan has been provided outlining how water will be managed and water quality protected on site. Water quality of water released through the industrial wastewater discharge points will be monitored in accordance with an associated industrial wastewater permit; water quality monitoring shall occur down gradient from each dredging or filling activity within waters of the state.

During reclamation, the site will be contoured with slopes no steeper than 4 feet horizontal to 1 foot vertical and revegetated to enhance long-term site stabilization and protect against erosion. Creation of mitigation wetlands will provide long-term flood storage and water quality treatment.

The project is not located in, adjacent to, or in close proximity to Class II waters, or in Class III waters classified by the Department as approved, restricted, conditionally approved, or conditionally restricted for shellfish harvesting. No mixing zones, vertical seawalls or docking facilities are proposed as part of the project.

Secondary Impacts

Hydrologic modeling was done to evaluate pre, existing, and post reclamation peak flows to ensure no adverse hydrologic impacts will occur. A minimum undisturbed upland buffer distance of 15 feet (25 feet average) will be provided for undisturbed wetlands adjacent to upland areas. Silt fencing and other appropriate BMPs will be installed along the edge of disturbance areas to protect wetlands not proposed for disturbance by the project. During mining, mine cells will be surrounded by a perimeter containment berm to prevent inundation of the mine cell from the upstream drainage area and prevent discharge of stormwater from within the disturbed area.

The site will be mined with a mobile mining unit and groundwater will be maintained a minimum of 1-foot below ground surface during mining. The drawdown was modeled for the excavation phases of mining to provide reasonable assurance that no adverse impacts will occur as a result of the project. Monitoring of surficial groundwater levels and undisturbed wetlands adjacent to mining operations will be done to provide assurance that no significant water quantity impacts are occurring.

Cumulative Impacts

The proposed mitigation plan is sufficient to offset wetland impacts and the mitigation will be constructed in the same drainage basin as the impacts, providing reasonable assurance that the project will not cause unacceptable cumulative impacts upon wetlands and other surface waters within the same drainage basin as the regulated activity, pursuant to Chapter 373.414(8)(b), F. S.

Mitigation

Pre-application meetings between Chemours and the Department regarding the project began in 2019. Department staff inspected the Trail Ridge South Mine property in 2019. Pursuant to Chapter 62-345, F.A.C., the Department's Uniform Mitigation Assessment Method (UMAM) was used to perform functional assessments on the wetlands and surface waters on site. Department staff verified the scores for the wetlands and surface waters proposed for impact.

The Trail Ridge South Mine will impact approximately 710.59 acres of wetlands and 29.86 acres of other surface waters for a total of 740.45 acres of wetland and other surface water impacts. Approximately 26.14 acres of other surface waters are upland-cut and do not require mitigation pursuant to Applicant's Handbook Volume I, Section 10.2.2.2. Approximately 0.56 acres of wetlands proposed for impact are isolated and less than 0.50 acre in size and do not require mitigation pursuant to Applicant's Handbook, Volume I, Section 10.2.2.1. A UMAM analysis of the wetlands proposed for impacts and the mitigation plan wetlands was completed to document that functional losses will be offset by the functional gain of the mitigation wetlands. The wetlands to be impacted by the project include approximately 227.53 acres of coniferous plantation wetland (FLUCCS 441W), 1.29 acres bay swamp (FLUCCS 611), 0.21 acres gum swamp (FLUCCS 613), 0.51 acres cypress (FLUCCS 621), 376.59 acres wetland forested mixed (FLUCCS 630), 15.84 acres wetland scrub (FLUCCS 631), and 88.62 acres freshwater marsh (FLUCCS 641). In most cases, the wetland mitigation will be of the same land use type as the wetland impacts. The coniferous pine plantation wetlands are a result of silvicultural use of the property and mixed forested wetlands will be provided as mitigation for the coniferous plantation wetlands. Impacts to wetland scrub areas will be mitigated as mixed forested wetlands because they were trending towards mixed forested wetlands. Mitigation for impacts associated with the mine will consist of 710.59 acres of wetland creation and 136.49 acres of wetland enhancement on-site. Wetland creation activities will commence in each mining cell following active mining, tailing, and contouring of the land. Wetland enhancement shall begin prior to commencement of construction at the Trail Ridge South Mine. The wetland creation portion of the mitigation includes creation of 1.29 acres bay swamp (FLUCCS 611), 0.21 acres gum swamp (FLUCCS

613), 0.51 acres cypress (FLUCCS 621), 619.96 acres wetland forested mixed (FLUCCS 630), and 88.62 acres freshwater marsh (FLUCCS 641). The wetland enhancement mitigation involves converting 136.49 acres of coniferous pine plantation to wetland forested mixed by thinning the pines, re-grading, and replanting wetland hardwoods. A contouring and planting plan has been provided for construction of the mitigation wetlands. After construction, the mitigation wetlands will be monitored and maintained to meet permit success criteria. Monitoring will include a combination of qualitative and quantitative vegetation monitoring, wildlife observations, and hydrologic monitoring via surficial aquifer piezometers. Mitigation maintenance includes replanting and exotic and nuisance species control via herbicide application or hand removal.

Cost estimates have been provided for construction of the mitigation. The cost estimates are based on a third party constructing the mitigation and include earthmoving, planting, as-built surveys, monitoring (vegetation and hydrology), and maintenance of the mitigation wetlands. A new bond for wetland mitigation at Trail Ridge South Mine will be finalized prior to initiation of mining operations to cover 110% of the estimated costs for construction, maintenance, and monitoring of the mitigation.

Reclamation

All areas disturbed by mining operations will be reclaimed to meet the standards in Rule 62C-37.008, F.A.C. The reclamation is designed to maintain and protect water resources and wetland function through the restoration of drainage patterns and the re-planting of wetlands and uplands. Wetlands will be managed to meet mitigation success criteria; uplands will be managed ensure the establishment of appropriate and desirable upland vegetation.

B. Specific Regulatory Basis for Issuance

The Department has determined, based on the information currently on file and the general and specific conditions included within the attached draft permit, that the applicant has provided reasonable assurance that the construction, including the direct, secondary and cumulative impacts, will comply with the provisions of Part IV of Chapter 373, F.S., and the rules adopted thereunder, including the Conditions for Issuance of an environmental resource permit, as provided in Chapter 62-330, F.A.C., and Applicant's Handbook, Volumes I and II (as applicable). The construction and operations of the activity will not result in violations of the water quality standards set forth in Chapters 62-4, 62-302, 62-520, 62-522, and 62-550, F.A.C. The applicant has also demonstrated that the construction of the activity, including a consideration of the direct, secondary and cumulative impacts, is not contrary to the public interest, pursuant to Section 373.414(1)(a), F.S.

IV. PUBLICATION OF NOTICE

The Department has determined that the proposed activity, because of its size, potential effect on the environment or the public, controversial nature, or location, is likely to have a heightened

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public concern or likelihood of request for administrative proceedings. Therefore, pursuant to Subsection 373.413(4), F.S. and section 5.5.5.3 of Applicant's Handbook, Volume I, you (the applicant) are required to publish at your own expense this Notice of Intent to Issue. The notice is required to be published one time, in the legal ad section in a newspaper or newspapers of general circulation in the areas affected. For the purpose of this rule, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, F.S., in the county where the activity is to take place. The applicant shall provide proof of publication to:

Florida Department of Environmental Protection
Mining and Mitigation Program
2600 Blair Stone Road, MS 3577
Tallahassee, FL 32399-2400
MiningAndMitigation@FloridaDEP.gov

The proof of publication shall be provided to the above address within 30 days of issuance of intended agency action, or within 21 days of the date of publication, whichever occurs sooner. Failure to publish the notice and provide proof of publication within the allotted time shall be grounds for denial of the permit.

V. RIGHTS OF AFFECTED PARTIES

The Department will issue the environmental resource permit (draft permit attached), subject to the applicant's compliance with the requirement to publish notice in a newspaper of general circulation and to provide proof of such publication in accordance with section 50.051, Florida Statutes, unless a timely petition for an administrative proceeding (hearing) is filed under sections 120.569 and 120.57, Florida Statutes, 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 further order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department.

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, Florida Statutes. Pursuant to rule 28-106.201, Florida Administrative Code, 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 email address, any facsimile number, and telephone number of the petitioner; 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 are or 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.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000 or at Agency_Clerk@dep.state.fl.us. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with rule 62-110.106(3), Florida Administrative Code, petitions for an administrative hearing by the applicant must be filed within 21 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), Florida Statutes, must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. Under section 120.60(3), Florida Statutes, however, any person who has asked the Department for notice of agency action may file a petition within 21 days of receipt of such notice, regardless of the date of publication. 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, Florida Statutes, 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, Florida Administrative Code.

Extension of Time

Under rule 62-110.106(4), Florida Administrative Code, 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, before the applicable deadline for filing a petition for an administrative hearing. 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.

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Mediation

Mediation is not available in this proceeding.

**STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION**



Orlando E. Rivera, PWS, CERP
Program Administrator
Mining and Mitigation Program
Florida Department of Environmental Protection
Orlando.Rivera@FloridaDEP.gov

ATTACHMENTS:

Notice of Publication
Draft Permit

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this permit modification and all copies were sent on the filing date below to the following listed persons:

Copies furnished via e-Mail:

Brad Carter, CPM - Bradford County - brad_carter@bradfordcountyfl.gov
Carolyn Morgan – Clay County Planning & Zoning – Carolyn.morgan@claycountygov.com
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Matthew Kershner – DEP, Northeast District, ERP – Matthew.Kershner@dep.state.fl.us
Our Santa Fe River, Inc., Michael Roth, michael.roth@oursantaferiver.org

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Rachel Rhoden – Bradford County Deputy County Manager -
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Mining & Mitigation Program File

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to 120.52, F.S., with the designated Department Clerk, receipt of which is hereby acknowledged.

Marjane Taylor Digitally signed by Marjane Taylor
Clerk Date: 2021.04.23 14:22:08 -04'00'

4/23/2021
Date