

## MEMORANDUM

TO: Governing Board  
FROM: Jon Dinges, Director, Resource Management <sup>JMD</sup>  
THRU: David Still, Executive Director <sup>CA for</sup>  
DATE: August 27, 2009  
RE: County and City Fee Waiver for Fiscal Year 2009-2010

### RECOMMENDATION

Staff recommends the Governing Board authorize waiver of permitting fees for qualifying counties and municipalities for fiscal year 2009-2010.

### BACKGROUND

In accordance with Florida Statute 218.075, the governing body must certify that the cost of the permit processing fee is a fiscal hardship because of one of the following factors:

1. Per capita taxable value is less than the statewide average for the current fiscal year;
2. Percentage of assessed property value that is exempt from ad valorem taxation is higher than the statewide average for the current fiscal year;
3. Any condition specified in section 218.503, Florida Statutes, that determines a state of financial emergency;
4. Ad valorem operating millage rate for the current fiscal year is greater than 8 mills; or
5. A financial condition is documented in annual financial statements at the end of the current fiscal year indicates an inability to pay the permit processing fee during that fiscal year.

This process will reduce the effort of processing resolutions by each unit of local government.

JD/rl

## MEMORANDUM

TO: Governing Board

FROM: Jon Dinges, <sup>JWD</sup> Director, Resource Management

THRU: David Still, Executive Director <sup>DAF</sup>

DATE: August 27, 2009

RE: Authorization to Initiate Rule Development for Chapter 40B-2, Florida Administrative Code

### RECOMMENDATION

Staff recommends the Governing Board authorize publication of a Notice of Proposed Rule Development for amendments to chapter 40B-2, Florida Administrative Code (FAC), relating to criteria for duration of water use permits in the Upper Santa Fe River basin.

### BACKGROUND

Subsection 373.236(1), Florida Statutes (FS), requires that the District issue permits with a 20-year duration if there is sufficient data to provide reasonable assurance that the conditions for permit issuance will be met for the duration.

Staff will continue to issue 20-year duration permits in the Upper Santa Fe River basin when applicants provide reasonable assurance that satisfies the criteria for that duration. The criteria for a 20-year duration permit include, but are not limited to, the following:

- No violation of a minimum flow or level
- Meter and report actual water use on a semi-annual basis
- Development and use of alternative water supplies
- Use of lowest quality source available and feasible
- Demonstration of maximum conservation feasible
- Providing five-year compliance reports

Subsection 373.236(2), FS, states that permits may be issued for shorter durations which reflect the period for which such reasonable assurances can be provided.

The criteria for duration of permits in the Upper Santa Fe River basin will be inserted within rule 40B-2.321, FAC, and section 3.5 of the Water Use Permitting Guide.

Staff needs to develop and adopt rules in order to implement these duration factors.

## MEMORANDUM

TO: Governing Board

FROM: Jon Dinges, <sup>JMD</sup> Director, Resource Management

THRU: David Still, Executive Director <sup>DA Still</sup>

DATE: August 27, 2009

RE: Authorization to Publish Notice of Proposed Rule and File Amendments to 40B-1, Florida Administrative Code

### RECOMMENDATION

Staff recommends that the Governing Board authorize publication of Notice of Proposed Rule for section 40B-1.704, Florida Administrative Code (F.A.C.). In addition, staff recommends that the Governing Board authorize filing the rule with Department of State if no comments or objections are received.

### BACKGROUND

The Governing Board authorized rule development at the June 9, 2009, meeting. Staff published a Notice of Rule Development on June 19, 2009.

The proposed rule changes will revise existing language to require a bond or other form of surety for as-built certifications. The bond or other form of surety for certification includes, but is not limited to, cash deposit, letter of credit, and performance bond.

If no objections or requests for workshop are filed within 21 days after publication, the District will file the proposed rules with the Joint Administrative Procedures Committee (JAPC) for review.

Governing Board authorization is required by 120.54(3), F.S., for filing of the rules for adoption. Filing with the Department of State will occur following JAPC review. The rules will become effective 20 days after filing with the Department of State.

A copy of the Notice of Proposed Rule is included with this memorandum.

/lgw

**NOTICE OF PROPOSED RULE**

NAME OF AGENCY:

Suwannee River Water Management District

RULE CHAPTER TITLE:

General and Procedural Rules

RULE CHAPTER NUMBER:

40B-1

RULE TITLES:

Bond

RULE NOS.:

40B-1.704

PURPOSE AND EFFECT:

The purpose of the proposed rule is to revise this section of Chapter 40B-1, F.A.C., to require a bond or other form of surety for certification of completion of surface water management systems authorized by environmental resource permits. The effect of implementation will be an increase in the compliance rate of the certifications.

SUBJECT AREAS TO BE ADDRESSED:

This proposed rule will revise existing rule language to require a bond or other form of surety, including but not limited to, cash deposit, letter of credit, and performance bond, for certification of completion of surface water management systems authorized by environmental resource permits under chapters 40B-4

and 40B-400, F.A.C. These certifications are required by subsections 40B-4.1140(2)(c) and 40B-400.115(1)(j), F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: Costs will be incurred at the inception of the permitting process; however, the amount paid will be returned to the permittee once the certification of completion has been received, inspected, and the project is approved. The costs associated with the proposed bond or other form of surety range from \$1,000 to \$10,000, depending on the project size.

SPECIFIC AUTHORITY: 373.044, 383.083, 373.113 F.S.

LAW IMPLEMENTED: 373.085, 373.103, 373.219, 373.413, 373.416 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE AMENDMENTS:

Linda Welch, Rules Coordinator, Suwannee River Water Management District, 9225 C.R. 49, Live Oak, Florida, 32060, (386)362-1001 or (800)226-1066 (FL only).

THE FULL TEXT OF THE PROPOSED RULE IS:

CHAPTER 40B-1 General and Procedural Rules

40B-1.704 Bond.

(1) No change.

(2) Applicants for environmental resource permits under chapters 40B-4 and 40B-400, Florida Administrative Code (FAC), shall furnish a bond or other form of surety for certification of completion of construction as required by subsections 40B-4.1140(2)(c) and 40B-400.115(1)(j), FAC. The forms of surety acceptable to the District include but are not limited to, cash deposit, letter of credit, and performance bond. Bonds and other forms of surety shall be in the following amounts: project area less than one acre, \$1,000; project area less than 10 acres, \$2,000; project area less than 40 acres, \$3,000; project area less than 100 acres, \$4,000; project area less than 200 acres, \$5,000; project area greater than or equal to 200 acres, \$10,000. The District shall release the bond or other form of surety, without interest, upon final acceptance of certification of completion of construction and transfer of operation and maintenance to an entity approved by the District as required by rule 40B-4.2035, FAC.

(3)(2) The Board may require liability insurance in such amount as the Board

shall determine endorsed in favor of the District or a hold harmless agreement satisfactory to the Board.

~~(4)~~(3) The Board may require that the bond or liability insurance be maintained as a condition of the continued validity of the permit.

*Rulemaking Specific Authority 373.044, 373.113 FS.*

*Law Implemented 373.085, 373.103, 373.219, 373.413, 373.416 FS.*

*History—New 9-15-81, Amended DATE.*

NAME OF PERSON ORIGINATING PROPOSED RULE: Jon Dinges, Director, Resource Management, Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060, (386)362-1001.

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Governing Board of the Suwannee River Water Management District.

DATE PROPOSED RULE APPROVED: September 8, 2009.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 19, 2009.

## MEMORANDUM

TO: Governing Board

FROM: Jon Dinges, Director, Resource Management <sup>JMD</sup>

THRU: David Still, Executive Director <sup>CA-For</sup>

DATE: August 27, 2009

RE: Authorization for Extension of Contractual Services with Nestlé Waters North America

### RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to amend the current revenue contract with Nestlé Waters North America for an additional year of service from October 1, 2009, until September 30, 2010. The additional term of service is for a fee of \$70,000.

### BACKGROUND

The water use permit for Nestlé Waters North America requires flow monitoring for the Withlacoochee River and Madison Blue Spring. Staff finds that it is efficient and effective for the permittee to provide revenue to the District for the monitoring. The revenue will be passed through to a contract with the U.S. Geological Survey to conduct the monitoring.

05/06-102  
2-98-00025

/lgw

## MEMORANDUM

TO: Governing Board

FROM: Jon Dinges, Director, Resource Management <sup>JMD</sup>

THRU: David Still, Executive Director <sup>CA. for</sup>

DATE: August 27, 2009

RE: Entry of Final Order for Fred Treadway, R. White Properties, Inc.,  
2009-0012.

### RECOMMENDATION

Staff recommends the Governing Board enter Final Order number 2009-0012 adopting Consent Agreement number CE08-0029 for Fred Treadway, R. White Properties, Inc.

### BACKGROUND

Consent Agreement CE08-0029 was received on August 20, 2009. Entry of the Final Order will serve as final agency action in this matter.

JD/rl



**SUWANNEE RIVER WATER  
MANAGEMENT DISTRICT,**

**PETITIONER,**

**v.**

**FRED TREADWAY,  
d.b.a. R. WHITE PROPERTIES, INC.,**

**RESPONDENT.**

**File No. CE08-0029  
Permit Nos.:  
ERP 06-0474  
ERP 06-0474M**

**CONSENT ORDER**

This Consent Order is entered between Suwannee River Water Management District ("District") 9225 CR 49, Live Oak, Florida 32060 and Fred Treadway, d.b.a. R. White Properties, Inc. ("Respondent") 8650 131<sup>st</sup> Place, Live Oak, Florida 32060 to settle certain matters at issue between them under Chapter 373, Florida Statutes, and Chapters 40B-4 and 40B-400, Florida Administrative Code.

**FINDINGS OF FACT**

- 1) The District is a special taxing district created by Chapter 373, Florida Statutes (F.S.), and is empowered to administer and enforce the provisions of Chapter 373, F.S., and the rules promulgated thereunder, including Chapters 40B-4 and 40B-400, Florida Administrative Code (F.A.C.).
- 2) The District is specifically authorized to administer and enforce the permitting programs established pursuant to Part IV, Chapter 373, F.S. The District has implemented these programs in part through promulgation of Chapters 40B-4 and 40B-400, F.A.C.
- 3) Respondent is the original permittee for District permit nos. ERP06-0474 and ERP06-0474M.
- 4) The District has made several attempts to cooperate with Respondent, via site-visits and oral agreements, to obtain compliance regarding the violations. In regards to permit ERP06-0474, the violations include erosion scars and sediment deposition in ditches, inflow structures, and retention ponds. In regards to permit ERP06-0474M, the violations include failure to follow the conditions of the permit, lack of maintenance, erosion scars, sediment problems, and offsite discharge that does not meet state water quality standards.

RECEIVED  
SRWMD

AUG 20 2009

ORIGINAL TO FILE CE08-0029  
COPIES TO \_\_\_\_\_

5) On March 27, 2008, the District mailed Respondent a Notice of Violation ("NOV") (CE08-0029). In reference to ERP 06-0474, the NOV stated that in order for Respondent to achieve compliance, Respondent must:

1. Re-grade the ditches to provide positive flow;
2. Correct all erosion scars; and
3. Remove all sediment from ditches, inflow structures, and retention ponds within 30 days.

In reference to ERP06-0474M, the NOV stated that in order for Respondent to achieve compliance, Respondent must:

1. Repair all erosion scars;
2. Remove any and all sediment that has been deposited in ditches on site;
3. Construct adequate erosion and sediment control devices;
4. Maintain existing erosion and sediment control devices;
5. Follow the erosion and sediment control plan;
6. Remove all sediment that has deposited on both sides of Suwannee County's right-of-way and sod all disturbed areas within 30 days.

6) District staff met with Respondent several times beginning on March 25, 2008, in an attempt to guide Respondent's actions towards achieving compliance.

7) District staff met with Respondent at the site on July 15, 2009, and inspected the stormwater management system for compliance with the permit and found that all of the remedial work has been completed with one exception, i.e. the roadside ditch that discharges to Retention Pond No. 1 needs to be stabilized and accumulated sediment removed from the pond.

### **CONCLUSIONS OF LAW**

7) Pursuant to Section 373.413 and Section 373.129, F.S., and Chapter 40B, F.A.C., the District has jurisdiction over Respondent and the subject property.

8) Respondent's activities described herein constitute a violation of Rules 40B-4.2040(1), (4), and (5); 40B-4.1140(2)(a), (d), and (g); and 40B-400.115(1)(a), (c), (d), and (e), F.A.C. These violations constitute a failure to comply with the permits issued by the District in violation of paragraph 373.430(1)(b), F.S.

9) Pursuant to Section 373.129, F.S., the District is authorized to commence an action to enforce its rules and regulations.

RECEIVED  
SRWMD

AUG 20 2009

ORIGINAL TO FILE CE08-0029  
COPIES TO \_\_\_\_\_

10) Pursuant to Section 373.129(6), F.S., the District is authorized to recover investigative costs and reasonable attorneys' fees expended in the enforcement of its programs.

**PENALTY, INVESTIGATIVE COSTS & ATTORNEY'S FEES**

11) Pursuant to Section 120.57, F.S., Respondent agrees to pay the following:

Assessed penalty:	\$5,400.00
Administrative costs:	\$1,033.92
Attorney's fees:	\$1,338.75

The sum of \$7,772.67 shall be paid by cashier's check or money order within five (5) days of filing with the District Clerk of this Consent Order.

**REMEDIAL ACTION**

12) The Parties agree that Respondent shall immediately perform to the District's satisfaction, the following remedial action:

Remove all sediment deposited in Retention Pond No. 1 and stabilize the roadside ditch that discharges to Pond No. 1.

Upon completion of the work, Respondent shall notify the District and schedule an inspection.

13) The Parties agree that no later than 120 days after rendition of this consent order, Respondent shall maintain in its employment at least one certified erosion and sedimentation control inspector. Upon completion of this requirement, Respondent shall submit to the District the name of the employee and proof of such certification.

14) Upon Respondent's timely completion of the measures required by paragraphs 12 and 13 above, District agrees to reassess the civil penalty in paragraph 11 above and reduce said penalty to the amount of \$4,000.00, resulting in a refund in the amount of \$1,400.00

15) By execution of this Consent Order, Respondent waives his rights to an administrative hearing pursuant to Section 120.57, F.S., and his right of appeal pursuant to Section 120.68, F.S., or Chapter 373, F.S., with regard to the terms of this Consent Order.

RECEIVED  
SRWMD

AUG 20 2009

ORIGINAL TO FILE CE08-0029  
COPIES TO \_\_\_\_\_

16) Nothing herein shall be construed to limit the authority of the District to undertake enforcement or other legally authorized action in response to conditions that may present an imminent hazard to the public health, welfare, or the environment.

17) Entry of this Consent Order does not relieve Respondent of the need to comply with any applicable federal, state, or local laws, regulations, or ordinances.

18) Pursuant to Section 120.69, F.S., or any other applicable rule or statute, the terms and conditions set forth in this Consent Order may be enforced in a court of competent jurisdiction. Respondent consents to entry of final judgment by a court of competent jurisdiction to enforce the terms of this agreement plus attorney's fees and costs, pursuant to Section 373.129, F.S., if Respondent fails to comply. Failure to comply with the terms of this Consent Order shall constitute a violation of Section 373.430, F.S., and any other appropriate statutes.

19) District hereby expressly reserves the right to initiate appropriate administrative or legal action to prevent or prohibit future violation of applicable statutes or any rules promulgated thereunder, or to protect the public health, safety, or general welfare.

20) Pursuant to Section 120.69, F.S., this Consent Order is final agency action of the Suwannee River Water Management District effective on the date filed with the District Clerk of the Suwannee River Water Management District.

21) No modification of the terms of this Consent Order shall be effective until reduced to writing and executed by both Respondent and District.

**ORDERED**

22) The Parties hereto having entered into the above consent agreement, it is therefore ORDERED that the terms are the Order of the Suwannee River Water Management District.

DONE and ORDERED this \_\_\_\_\_ day of \_\_\_\_\_ 2009.

\_\_\_\_\_  
Suwannee River Water  
Management District

\_\_\_\_\_  
Date

RECEIVED  
SRWMD

AUG 20 2009

ORIGINAL TO FILE 20080029  
COPIES TO \_\_\_\_\_

  
Fred Treadway, d.b.a. R. White  
Properties, Inc.  
8/17/09  
Date

RECEIVED  
SRWMD

AUG 20 2009

ORIGINAL TO FILE CE08-0029  
COPIES TO \_\_\_\_\_

## MEMORANDUM

TO: Governing Board

FROM: Kevin Wright, Resource Management Staff <sup>RW/RL</sup>

THRU: David Still, Executive Director <sup>DA/SR</sup>  
Jon Dinges, Director, Resource Management <sup>JMD</sup>

DATE: August 27, 2009

RE: Authorization to Amend Contract No. 08/09-153 with the Federal Emergency Management Agency for FY2009 RiskMAP

### RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to amend Contract No. 08/09-153 with the Federal Emergency Management Agency (FEMA) for FY2009 RiskMAP (Mapping, Assessment & Planning) Activities.

### BACKGROUND

The Suwannee River Water Management District has been a Cooperating Technical Partner (CTP) implementing FEMA's Map Modernization Plan. A five-year business plan has been approved by FEMA that identifies the District's vision and level of participation for supporting RiskMAP for each county.

To implement this plan, District staff developed a Mapping Activity Statement for FY2009 that details a step-by-step process to enhance Digital Flood Insurance Rate Maps (DFIRMs) for counties along with a District-wide education and outreach plan. The current agreement for FY2009 with FEMA is for a total allocation of \$886,000.

The District was contacted by FEMA stating there may be additional end of year funds available if the District put in a request and accepts the funds by September 15. Additional funds could range from \$750,000 to \$6,191,500 which would allow for additional studies and enhanced topography by Light Detection and Ranging (LiDAR) acquisition for five counties to be accomplished within FY2009. Therefore, staff requests Governing Board authorization to amend Contract No. 08/09-153 to include additional funds available from FEMA.

If you have questions or need additional information regarding this recommendation prior to the September 8 Board meeting, please feel free to contact me.

## MEMORANDUM

TO: Governing Board

FROM: Kevin Wright, Resource Management Staff *KW*

THRU: David Still, Executive Director *DS*  
Jon Dinges, Director, Resource Management *JMD*

DATE: September 1, 2009

RE: Approval of the Most Qualified Firms for Implementation of the Federal Emergency Management Agency (FEMA) RiskMAP Program

### RECOMMENDATION

Staff recommends the Governing Board approve the qualified list of firms below for FEMA RiskMAP program activities. Staff will bring individual contracts with these firms to the Governing Board for approval as specific scopes of work and project budgets are finalized.

### BACKGROUND

The Suwannee River Water Management District has been a Cooperating Technical Partner (CTP) implementing FEMA's Map Modernization Plan. A five-year business plan has been approved by FEMA that identifies the District's vision and level of participation for supporting RiskMAP for each county.

In August 2009, staff requested qualifications from engineering firms. The District received qualification packages from ten firms. The Selection Committee, composed of Steve Minnis, Joe Flanagan, and Jon Dinges, reviewed the statements of qualifications. The Selection Committee met on September 1, 2009, and qualified the following firms:

- AECOM
- AMEC Earth & Environmental, Inc.
- Cardno TBE
- Jones Edmunds & Associates, Inc.
- PBS&J
- Taylor Engineering

If you have questions or need additional information regarding this recommendation prior to the September 8 Board meeting, please feel free to contact me.

## MEMORANDUM

TO: Governing Board  
FROM: Jon Dinges, Director, Resource Management  
THRU: David Still, Executive Director  
DATE: August 27, 2009  
RE: Authorization for the Executive Director to Enter into a Local Agency Program Agreement with the Florida Department of Transportation and Approval and Execution of Resolution 2009-20

### RECOMMENDATION

Staff recommends the Governing Board authorize the Executive Director to enter into a Local Agency Program Agreement (LAPA) with the Florida Department of Transportation and execute Resolution 2009-20 authorizing the Executive Director to make a request to the Florida Department of Transportation to encumber and release \$125,000 in reimbursement funds for the construction of a trailhead at O'Leno State Park.

### BACKGROUND

The proposed agreement allocates \$125,000 in construction funds for Fiscal Year 2010. The project schedule shows construction to be completed by December 31, 2010.

The Florida Department of Transportation requires a resolution to accompany the agreement. The purpose of Resolution 2009-20 is to secure funding for the construction of the trailhead at O'Leno State Park for Fiscal Year 2010.

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT**

**RESOLUTION NO. 2009-20**

**RESOLUTION REQUESTING APPROVAL OF A LOCAL AGENCY PROGRAM AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR O'LENO STATE PARK TRAILHEAD PROJECT**

**WHEREAS**, the Suwannee River Water Management District is implementing a Local Agency Program Agreement with the Florida Department of Transportation for the construction of a trailhead at O'Leno State Park in Columbia County, Florida; and

**WHEREAS**, District will request from the Florida Department of Transportation reimbursement for actual expenditures of budgeted funds not to exceed \$125,000 for the construction of a trailhead at O'Leno State Park.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Board of the Suwannee River Water Management District:

(1) The above statements are hereby certified and declared to be true and correct.

(2) District hereby requests the release of appropriated funds for budgeted expenditures for the construction of a trailhead at O'Leno State Park.

**PASSED AND ADOPTED THIS 8<sup>TH</sup> DAY OF SEPTEMBER 2009 A.D.**

**SUWANNEE RIVER WATER MANAGEMENT DISTRICT  
BY ITS GOVERNING BOARD**

---

**MEMBERS OF THE BOARD:  
DON QUINCEY, JR., CHAIRMAN  
N. DAVID FLAGG, VICE-CHAIRMAN  
GEORGIA JONES, SECRETARY/TREASURER  
HEATH DAVIS  
OLIVER J. LAKE  
C. LINDEN DAVIDSON**

**ATTEST:**

---

MEMORANDUM

TO: Governing Board  
FROM: Jon Dinges, <sup>JMD</sup> Director, Resource Management  
THRU: David Still, Executive Director <sup>CA for</sup>  
DATE: August 27, 2009  
RE: Environmental Resource Permit Number 08-0201

Staff intends to issue Individual Environmental Resource Permit number 08-0201, with thirty standard conditions and one special limiting condition, to Bradford County Board of Commissioners for Southeast 144<sup>th</sup> Street Paving in Bradford County.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapters 40B-4 and 40B-400, Florida Administrative Code.

PW/rl



# SUWANNEE RIVER WATER MANAGEMENT DISTRICT

August 27, 2009

Brad Carter  
Bradford County Board of Commissioners  
PO Drawer B  
Starke, FL 32091

Subject: Environmental Resource Permit Application Number 08-0201,  
Southeast 144<sup>th</sup> Street Paving, Bradford County

Dear Mr. Carter:

Suwannee River Water Management District (District) staff proposes to issue Individual Environmental Resource Permit Number 08-0201 for your project located in Township 6 South, Range 22 East, Section 33, in Bradford County. This proposed action will be discussed by the Governing Board at their regularly scheduled meeting on September 8, 2009.

It is a violation of District rules to begin any work on the project before a permit is issued.

Persons considered to be potentially affected by this proposed agency action may request an administrative hearing. The request must be in writing and must adhere to the guidelines set forth in Chapter 28-106, Florida Administrative Code. Please see the enclosed Notice of Rights. All requests for administrative hearings are required to be sent to the Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060. Questions regarding the proposed action should be directed to the Department of Resource Management, 386.362.1001.

Sincerely,

A handwritten signature in black ink, appearing to read "Jon Dinges".

Jon Dinges, P. E.  
Director, Resource Management

Enclosure  
JD/rl

cc: DRMP

Certified Mail Receipt #: 7007 1490 0002 7884 6735

Water for Nature, Water for People

## **NOTICE OF RIGHTS**

1. A person whose substantial interests are or may be determined has the right to request an administrative hearing by filing a written petition with the Suwannee River Water Management District (District), or may choose to pursue mediation as an alternative remedy under Section 120.569 and 120.573, Florida Statutes, before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for pursuing mediation are set forth in Sections 120.569 and 120.57 Florida Statutes. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition must comply with Chapter 28-106, Florida Administrative Code.
2. If the Governing Board takes action which substantially differs from the notice of District decision to grant or deny the permit application, a person whose substantial interests are or may be determined has the right to request an administrative hearing or may chose to pursue mediation as an alternative remedy as described above. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.
3. A substantially interested person has the right to a formal administrative hearing pursuant to Section 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.
4. A substantially interested person has the right to an informal hearing pursuant to Section 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Rule 28-106.301, Florida Administrative Code.
5. A petition for an administrative hearing is deemed filed upon receipt of the petition by the Office of the District Clerk at the District Headquarters in Live Oak, Florida.
6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing pursuant to Rule 28-106.111, Florida Administrative Code.

7. The right to an administrative hearing and the relevant procedures to be followed is governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code.
8. Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure, within 30 days of the rendering of the final District action.
9. A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy of the Department of Environmental Protection and any person named in the order within 20 days of adoption of a rule or the rendering of the District order.
10. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.
11. Failure to observe the relevant time frames for filing a petition for judicial review described in paragraphs no. 11 and 12, or for Commission review as described in paragraph no. 13, will result in waiver of the right to review.

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Rights has been sent by U.S. Mail to:

**Brad Carter**  
**Bradford County Board of Commissioners**  
**PO Drawer B**  
**Starke, FL 32091**

At 4:00 p.m. this 28 day of August, 2009

  
\_\_\_\_\_  
Jon Dinges

Deputy Clerk  
Suwannee River Water Management District  
9225 C.R. 49  
Live Oak, Florida 32060  
386.362.1001 or 800.226.1066 (Florida only)

**WETLAND MITIGATION STAFF REPORT**  
**ENVIRONMENTAL RESOURCE PERMIT APPLICATION**

**DATE:** August 27, 2009

**PROJECT:** Southeast 144<sup>th</sup> Street Paving

**APPLICANT:**

Brad Carter  
Bradford County Board of  
Commissioners  
PO Drawer B  
Starke, FL 32091

**PERMIT APPLICATION NO.:** ERP08-0201  
**DATE OF APPLICATION:** 7/2/08

**APPLICATION COMPLETE:** 8/11/09  
**DEFAULT DATE:** 11/11/09

**BACKGROUND:**

Bradford County submitted an application on July 2, 2008, to pave 3,100 linear feet, and re-align 1,100 linear feet of S.E. 144<sup>th</sup> Street. The project is necessary to improve safety associated with vehicular traffic at a railroad crossing.

The project will require impacting two wetlands. Both wetlands are low quality cut-over hydric flatwoods. Wetland A (1.4 acres wetland impact) is located near the western end, and Wetland B (0.35 acre wetland impact) is located at the eastern end of the proposed project (Figure 1). Applicant submitted a wetland impact and mitigation plan (prepared by Columbia Environmental Services, Gainesville, FL) on June 27, 2008, and was approved July 15, 2008.

Wetland impacts were quantified using the Uniform Mitigation Assessment Method (UMAM). The UMAM Functional Loss (FL) associated with the 1.75 acres of wetland impact is 0.52 FL units.

The applicant proposes to mitigate by restoring 2.1 acres (uplands) of the old road corridor including ditches as described in the mitigation plan prepared by Columbia Environmental Services, Gainesville, FL, submitted on June 27, 2008. Restoration will include removal of the overburden and ditches associated with the abandoned road corridor; mechanical preparation of the native soil; and installation of 1,695 plants.

Proposed mitigation will provide 0.5 units of Relative Functional Gain. Mitigation acreage was determined by dividing Functional Loss units (0.52) by Relative Functional Gain units (0.5). Mitigation of the proposed wetland impacts requires restoration of 1.04 acres. Applicant proposes to restore 2.1 acres, which exceeds the minimum mitigation requirements.

The required upland mitigation acreage (1.04 acres) is less than wetland impact acreage (1.75 acres) because the impacted wetlands are low quality and the restoration activities converts an existing road into a longleaf pine and wiregrass upland habitat.

A five-year monitoring plan is required as described in the mitigation plan. A baseline (year one) report is due three weeks after initial restoration activities have been completed. Subsequent annual reports will be submitted by November 30 of each monitoring year.

**STAFF EVALUATION:**

Staff recommends issuance of the permit with special permit conditions clearly stating the restoration and mitigation requirements.

**Prepared By:** William Spencer, Ph.D., Sr. Regulatory Scientist

**Approved By:**

  
\_\_\_\_\_  
Jon Dinges, P.E., Director, Resource Management

**STAFF REPORT**  
**ENVIRONMENTAL RESOURCE PERMIT APPLICATION**

**DATE:** August 27, 2009

**PROJECT:** Southeast 144<sup>th</sup> Street Paving

**APPLICANT:**

**Brad Carter  
Bradford County Board of  
Commissioners  
PO Drawer B  
Starke, FL 32091**

**PERMIT APPLICATION NO.: ERP08-0201  
DATE OF APPLICATION: 07/02/08**

**APPLICATION COMPLETE: 08/11/09  
DEFAULT DATE: 11/11/09**

**Agency Action**

Staff intends to issue an individual permit with thirty-one standard conditions and one special limiting condition. A copy of the proposed permit is attached to this staff report.

**SRWMD Project Review Staff**

Patrick Webster, P.E., Clay Coarsey, P.E., John Hastings, P.E., and William Spencer, Ph. D., reviewed this project.

**Project Location**

The project is located in Township 6 South, Range 22 East, Section 33, in Bradford County in the City of Starke.

**Project Description**

Authorization is for the paving of 3,100 linear feet of existing graded road and the construction of 1,100 linear feet of realigned paved roadway from the existing railroad crossing to State Road 100. The project will involve impacting 1.75 acres of low quality wetlands. Wetland mitigation is being provided through the restoration of 2.1 acres of the old Southeast 144<sup>th</sup> Street road bed.

**Interagency Coordination**

The Florida Fish and Wildlife Conservation Commission, the Florida Department of State Division of Historical Resources, and the United States Army Corps of Engineers are aware of the proposed project.

**Who is the authorized Operation and Maintenance Entity?**

Bradford County is the authorized Operation and Maintenance Entity.



**SUWANNEE  
RIVER  
WATER  
MANAGEMENT  
DISTRICT**

9225 CR 49  
LIVE OAK, FLORIDA 32060  
TELEPHONE: (386) 362-1001  
TELEPHONE: 800-226-1066  
FAX (386) 362-1056

**INDIVIDUAL PERMIT**

**PERMITTEE:**

BRADFORD COUNTY BOARD OF  
COMMISSIONERS  
PO DRAWER B  
STARKE, FL 32091

**PERMIT NUMBER:** ERP08-0201

**DATE ISSUED:** 09/08/2009

**DATE EXPIRES:** 09/08/2014

**COUNTY:** BRADFORD

**TRS:** S33/T6S/R22E

**PROJECT:** SOUTHEAST 144TH STREET PAVING

Approved entity to whom operation and maintenance may be transferred pursuant to rule 40B-4.1130, Florida Administrative Code (F.A.C.):

BRAD CARTER  
BRADFORD COUNTY BOARD OF COMMISSIONERS  
PO DRAWER B  
STARKE, FL 32091

**DRAFT**

Based on information provided, the Suwannee River Water Management District's (District) rules have been adhered to and an environmental resource individual permit is in effect for the permitted activity description below:

**Construction and operation of a surfacewater management system serving 2.3 acres of impervious surface on a total project area of 11.6 acres according to the plans certified by H. J. Kelley, P.E., of DRMP, Inc., on July 9, 2009 and August 11, 2009, and the mitigation plan prepared by Columbia Environmental Services, Inc., received on June 27, 2008.**

**Per Special Limiting Condition #32, no construction can commence until Bradford County provides proof of ownership for the entire project limits of the Southeast 144th Street corridor to District staff.**

It is your responsibility to ensure that adverse off-site impacts do not occur either during or after construction. Any additional construction or alterations not authorized by this permit may result in flood control or water quality problems both on and off site and will be a violation of District rule.

You or any other substantially affected persons are entitled to request an administrative hearing or mediation. Please refer to enclosed notice of rights.

This permit is issued under the provisions of chapter 373, F.S., chapter 40B-4, and chapter 40B-400, F.A.C. A general permit authorizes the construction, operation, maintenance, alteration, abandonment, or removal of certain minor surface water management systems. This permit authorizes the permittee to perform the work necessary to construct, operate, and maintain the surface water management system shown on the application and other documents included in the application. This is to notify you of District's agency action concerning Notice Of Intent. This action is taken pursuant to rule 40B-4 and 40B-400, F.A.C.

Standard Conditions for All Individual Permits:

**DRAFT**

1. The permittee shall perform all construction authorized in a manner so as to minimize adverse impacts to fish, wildlife, natural environmental values, and water quality. The permittee shall institute necessary measures during construction including riprap, reinforcement, or compaction of any fill materials placed around newly installed structures, to minimize erosion, turbidity, nutrient loading, and sedimentation in the receiving waters.
2. Water quality data representative of the water discharged from the permitted system, including, but not limited to, the parameters in chapter 62-302, F.A.C., shall be submitted to the District as required. If water quality data are required, the permittee shall provide data as required on the volume and rate of discharge including the total volume discharged during the sampling period. All water quality data shall be in accordance with and reference the specific method of analysis in "Standard Methods for the Examination of Water and Wastewater" by the American Public Health Association or "Methods for Chemical Analysis of Water and Wastes" by the U.S. Environmental Protection Agency.
3. The operational and maintenance phase of an environmental resource permit will not become effective until the owner or his authorized agent certifies that all facilities have been constructed in accordance with the design permitted by the District. If required by the District, such as-built certification shall be made by an engineer or surveyor. Within 30 days after the completion of construction of the system, the permittee shall notify the District that the facilities are complete. If appropriate, the permittee shall request transfer of the permit to the responsible entity approved by the District for operation and maintenance. The District may inspect the system and, as necessary, require remedial measures as a condition of transfer of the permit or release for operation and

maintenance of the system.

4. Off-site discharges during and after construction shall be made only through the facilities authorized by the permit. Water discharged from the project shall be through structures suitable for regulating upstream stage if so required by the District. Such discharges may be subject to operating schedules established by the District.

5. The permit does not convey to the permittee any property right nor any rights or privileges other than those specified in the permit and chapter 40B-1, F.A.C.

6. The permittee shall hold and save the District harmless from any and all damages, claims, or liabilities which may arise by reason of the construction, operation, maintenance, alteration, abandonment, or development in a Works of the District which is authorized by the permit.

7. The permit is issued based on the information submitted by the applicant which reasonably demonstrates that adverse off-site water resource impacts will not be caused by the permitted activity. It is the responsibility of the permittee to insure that such adverse impacts do not in fact occur either during or after construction.

8. It is the responsibility of the permittee to obtain all other clearances, permits, or authorizations required by any unit of local, state, or federal government. **DRAFT**

9. The surfacewater management system shall be constructed prior to or concurrent with the development that the system is intended to serve and the system shall be completed within 30 days of substantial completion of the development which the system is intended to serve.

10. Except for General Permits After Notice or permits issued to a unit of government, or unless a different schedule is specified in the permit, the system shall be inspected at least once every third year after transfer of a permit to operation and maintenance by the permittee or his agent to ascertain that the system is being operated and maintained in a manner consistent with the permit. A report of inspection is to be sent to the District within 30 days of the inspection date. If required by chapter 471, F.S., such inspection and report shall be made by an engineer.

11. The permittee shall allow reasonable access to District personnel or agents for the purpose of inspecting the system to insure compliance with the permit. The permittee shall allow the District, at its expense, to install equipment or devices to monitor performance of the system authorized by their permit.

12. The surfacewater management system shall be operated and maintained in a manner which is consistent with the conditions of the permit and chapter 40B-4.2040, F.A.C.

13. The permittee is responsible for the perpetual operation and maintenance of the system unless the operation and maintenance is transferred pursuant to chapter 40B-4.1130, F.A.C., or the permit is modified to authorize a new operation and maintenance entity pursuant to chapter 40B-4.1110, F.A.C.

14. All activities shall be implemented as set forth in the plans, specifications and performance criteria as approved by this permit. Any deviation from the permitted activity and the conditions for undertaking that activity shall constitute a violation of this permit.

15. This permit or a copy thereof, complete with all conditions, attachments, exhibits, and modifications, shall be kept at the work site of the permitted activity. The complete permit shall be available for review at the work site upon request by District staff. The permittee shall require the contractor to review the complete permit prior to commencement of the activity authorized by this permit.

**DRAFT**

16. Activities approved by this permit shall be conducted in a manner which do not cause violations of state water quality standards.

17. Prior to and during construction, the permittee shall implement and maintain all erosion and sediment control measures (best management practices) required to retain sediment on-site and to prevent violations of state water quality standards. All practices must be in accordance with the guidelines and specifications in the Florida Stormwater, Erosion, and Sedimentation Control Inspector's Manual unless a project specific erosion and sediment control plan is approved as part of the permit, in which case the practices must be in accordance with the plan. If site-specific conditions require additional measures during any phase of construction or operation to prevent erosion or control sediment, beyond those specified in the erosion and sediment control plan, the permittee shall implement additional best management practices as necessary, in accordance with the Florida Stormwater, Erosion, and Sedimentation Control Inspector's Manual. The permittee shall correct any erosion or shoaling that causes adverse impacts to the water resources.

18. Stabilization measures shall be initiated for erosion and sediment control on disturbed areas as soon as practicable in portions of the site where construction activities have temporarily or permanently ceased, but in no case more than seven days after the construction activity in that portion of the site has temporarily or permanently ceased.

19. At least 48 hours prior to commencement of activity authorized by this permit, the permittee shall submit to the District a Construction Commencement Notice Form No. 40B-1.901(14) indicating the actual start date and the expected completion date.

20. When the duration of construction will exceed one year, the permittee shall submit construction

status reports to the District on an annual basis utilizing an Annual Status Report Form No. 40B-1.901(15). These forms shall be submitted during June of each following year.

21. For those systems which will be operated or maintained by an entity requiring an easement or deed restriction in order to provide that entity with the authority necessary to operate or maintain the system, such easement or deed restriction, together with any other final operation or maintenance documents as are required by Paragraph 40B-4.2030(2)(g), F.A.C., and Rule 40B-4.2035, F.A.C., must be submitted to the District for approval. Documents meeting the requirements set forth in these subsections of District rules will be approved. Deed restrictions, easements and other operation and maintenance documents which require recordation either with the Secretary of State or Clerk of the Circuit Court must be so recorded prior to lot or unit sales within the project served by the system, or upon completion of construction of the system, whichever occurs first. For those systems which are proposed to be maintained by county or municipal entities, final operation and maintenance documents must be received by the District when maintenance and operation of the system is accepted by the local governmental entity. Failure to submit the appropriate final documents referenced in this paragraph will result in the permittee remaining liable for carrying out maintenance and operation of the permitted system.

**DRAFT**

22. Each phase or independent portion of the permitted system must be completed in accordance with the permitted plans and permit conditions prior to the initiation of the permitted use of site infrastructure located within the area served by that portion or phase of the system. Each phase or independent portion of the system must be completed in accordance with the permitted plans and permit conditions prior to transfer of responsibility for operation and maintenance of that phase or portion of the system to a local government or other responsible entity.

23. Within 30 days after completion of construction of the permitted system, or independent portion of the system, the permittee shall submit a written statement of completion and certification by a registered professional engineer or other appropriate individual as authorized by law, using the supplied As-Built Certification Form No. 40B-1.901(16) incorporated by reference in Subsection 40B-1.901(16), F.A.C. When the completed system differs substantially from the permitted plans, any substantial deviations shall be noted and explained and two copies of as-built drawings submitted to the District. Submittal of the completed form shall serve to notify the District that the system is ready for inspection. The statement of completion and certification shall be based on on-site observation of construction (conducted by the registered professional engineer, or other appropriate individual as authorized by law, or under his or her direct supervision) or review of as-built drawings for the purpose of determining if the work was completed in compliance with approved plans and specifications. As-built drawings shall be the permitted drawings revised to reflect any changes made during construction. Both the original and any revised specifications must be clearly shown. The plans must be clearly labeled as "as-built" or "record" drawing. All surveyed dimensions and elevations shall be certified by a registered surveyor. The following information, at

a minimum, shall be verified on the as-built drawings:

- a. Dimensions and elevations of all discharge structures including all weirs, slots, gates, pumps, pipes, and oil and grease skimmers;
- b. Locations, dimensions, and elevations of all filter, exfiltration, or underdrain systems including cleanouts, pipes, connections to control structures, and points of discharge to the receiving waters;
- c. Dimensions, elevations, contours, or cross-sections of all treatment storage areas sufficient to determine stage-storage relationships of the storage area and the permanent pool depth and volume below the control elevation for normally wet systems, when appropriate;
- d. Dimensions, elevations, contours, final grades, or cross-sections of the system to determine flow directions and conveyance of runoff to the treatment system;
- e. Dimensions, elevations, contours, final grades, or cross-sections of all conveyance systems utilized to convey off-site runoff around the system;
- f. Existing water elevation(s) and the date determined; and
- g. Elevation and location of benchmark(s) for the survey.

**DRAFT**

24. The operation phase of this permit shall not become effective until the permittee has complied with the requirements of the condition in paragraph 23 above, the District determines the system to be in compliance with the permitted plans, and the entity approved by the District in accordance with Rule 40B-4.2035, F.A.C., accepts responsibility for operation and maintenance of the system. The permit may not be transferred to such approved operation and maintenance entity until the operation phase of the permit becomes effective. Following inspection and approval of the permitted system by the District, the permittee shall request transfer of the permit to the approved responsible operation and maintenance operating entity if different from the permittee. Until the permit is transferred pursuant to Rule 40B-4.1130, F.A.C., the permittee shall be liable for compliance with the terms of the permit.

25. Should any other regulatory agency require changes to the permitted system, the permittee shall provide written notification to the District of the changes prior to implementation so that a determination can be made whether a permit modification is required.

26. This permit does not eliminate the necessity to obtain any required federal, state, local and special District authorizations prior to the start of any activity approved by this permit. This permit does not convey to the permittee or create in the permittee any property right, or any interest in real

property, nor does it authorize any entrance upon or activities on property which is not owned or controlled by the permittee, or convey any rights or privileges other than those specified in the permit and in this chapter and Chapter 40B-4, F.A.C.

27. The permittee is hereby advised that Section 253.77, F.S., states that a person may not commence any excavation, construction, or other activity involving the use of sovereign or other lands of the state, the title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund without obtaining the required lease, license, easement, or other form of consent authorizing the proposed use. Therefore, the permittee is responsible for obtaining any necessary authorizations from the Board of Trustees prior to commencing activity on sovereignty lands or other state-owned lands.

28. Any delineation of the extent of a wetland or other surface water submitted as part of the permit application, including plans or other supporting documentation, shall not be considered specifically approved unless a specific condition of this permit or a formal determination under 40B-400.046, F.A.C., provides otherwise.

29. The permittee shall notify the District in writing within 30 days of any sale, conveyance, or other transfer of ownership or control of the permitted system or the real property at which the permitted system is located. All transfers of ownership or transfers of a permit are subject to the requirements of Rule 40B-4.1130, F.A.C. The permittee transferring the permit shall remain liable for any corrective actions that may be required as a result of any permit violations prior to such sale, conveyance or other transfer.

30. If historical or archaeological artifacts are discovered at any time on the project site, the permittee shall immediately notify the District.

**DRAFT**

31. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.

Special limiting conditions made part of this permit are as follows:

32. No construction is permitted by this permit until Bradford County provides proof of ownership for the entire project limits of the Southeast 144th Street corridor to District staff.

Permit No.: ERP08-0201

Project: SOUTHEAST 144TH STREET PAVING

Page 8 of 11

---

WITHIN 30 DAYS AFTER COMPLETION OF THE PROJECT, THE PERMITTEE SHALL NOTIFY THE DISTRICT, IN WRITING, THAT THE FACILITIES ARE COMPLETE.

Approved by \_\_\_\_\_ Date Approved \_\_\_\_\_  
District Staff

**DRAFT**

\_\_\_\_\_  
Clerk Executive Director

### NOTICE OF RIGHTS

1. A person whose substantial interests are or may be determined has the right to request an administrative hearing by filing a written petition with the Suwannee River Water Management District (District), or may choose to pursue mediation as an alternative remedy under Section 120.569 and 120.573, Florida Statutes, before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for pursuing mediation are set forth in Sections 120.569 and 120.57 Florida Statutes. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition must comply with Chapter 28-106, Florida Administrative Code.
  2. If the Governing Board takes action which substantially differs from the notice of District decision to grant or deny the permit application, a person whose substantial interests are or may be determined has the right to request an administrative hearing or may chose to pursue mediation as an alternative remedy as described above. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.
- DRAFT**
3. A substantially interested person has the right to a formal administrative hearing pursuant to Section 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.
  4. A substantially interested person has the right to an informal hearing pursuant to Section 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Rule 28-106.301, Florida Administrative Code.
  5. A petition for an administrative hearing is deemed filed upon receipt of the petition by the Office of the District Clerk at the District Headquarters in Live Oak, Florida.
  6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing pursuant to Rule 28-106.111, Florida Administrative Code.

7. The right to an administrative hearing and the relevant procedures to be followed is governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code.

8. Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure, within 30 days of the rendering of the final District action.

9. A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy of the Department of Environmental Protection and any person named in the order within 20 days of adoption of a rule or the rendering of the District order.

10. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.

11. Failure to observe the relevant time frames for filing a petition for judicial review, or for Commission review, will result in waiver of the right to review.

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Rights has been sent by U.S. Mail to:

BRADFORD COUNTY BOARD OF COMMISSIONERS  
PO DRAWER B  
STARKE, FL 32091

At 4:00 p.m. this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

**DRAFT**

\_\_\_\_\_  
Jon M. Dinges  
Deputy Clerk  
Suwannee River Water Management District  
9225 C.R. 49  
Live Oak, Florida 32060

Permit No.: ERP08-0201

Project: SOUTHEAST 144TH STREET PAVING

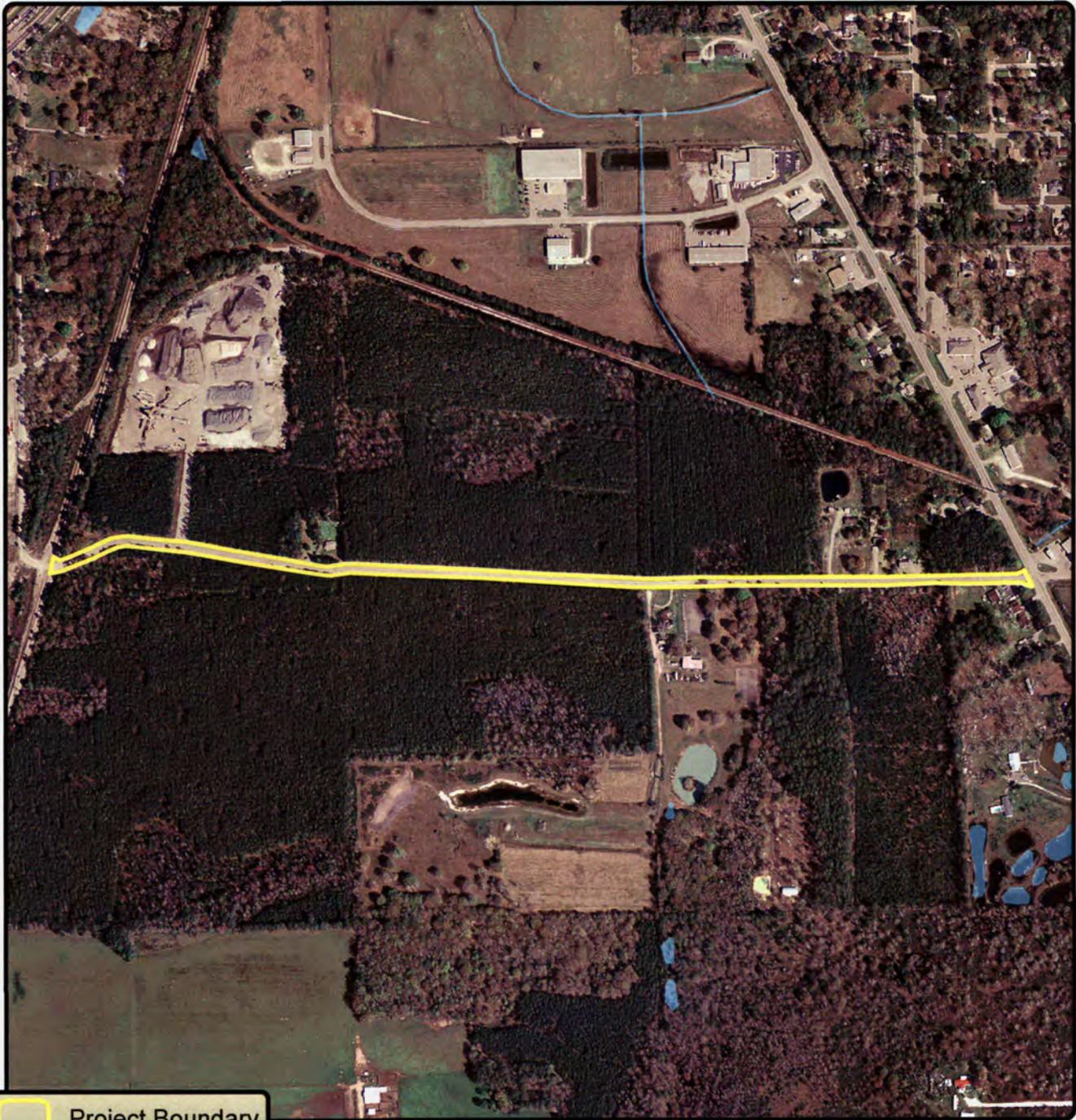
Page 11 of 11

---

386.362.1001 or 800.226.1066 (Florida only)

cc: File Number: ERP08-0201

**DRAFT**

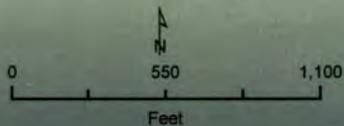


-  Project Boundary
-  Lake or Pond
-  Stream

## Southeast 144<sup>th</sup> Street Paving

ERP08-0201

September 2009



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

MEMORANDUM

TO: Governing Board  
FROM: Jon Dinges, Director, Resource Management <sup>JMD</sup>  
THRU: David Still, Executive Director <sup>CA for</sup>  
DATE: August 27, 2009  
RE: Environmental Resource Permit Number 94-0210M5

Staff intends to issue Individual Environmental Resource Permit number 94-0210M5, with thirty-one standard conditions to Florida Department of Environmental Protection Division of Recreation and Parks for Manatee Springs State Park Magnolia One Campground in Levy County.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapters 40B-4 and 40B-400, Florida Administrative Code.

PW/rl



# SUWANNEE RIVER WATER MANAGEMENT DISTRICT

August 27, 2009

Steve Watson  
FDEP Division of Recreation and Parks  
3540 Thomasville Road  
Tallahassee, FL 32309

Subject: Environmental Resource Permit Application Number 94-0210M5,  
Manatee Springs State Park Magnolia One Campground, Levy  
County

Dear Mr. Watson:

The Suwannee River Water Management District (District) staff proposes to issue Individual Environmental Resource Permit Number 94-0210M5 for your project located in Township 11 South, Range 13 East, Section 35, in Levy County. This proposed action will be discussed by the Governing Board at their regularly scheduled meeting on September 8, 2009.

It is a violation of District rules to begin any work on the project before a permit is issued.

Persons considered to be potentially affected by this proposed agency action may request an administrative hearing. The request must be in writing and must adhere to the guidelines set forth in Chapter 28-106, Florida Administrative Code. Please see the enclosed Notice of Rights. All requests for administrative hearings are required to be sent to the Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060. Questions regarding the proposed action should be directed to the Department of Resource Management, 386.362.1001.

Sincerely,

Jon Dinges, P. E.

Director, Resource Management

Enclosure

JD/rl

cc: DRMP

Certified Mail Receipt #: 7006 0810 0005 1968 3789

Water for Nature, Water for People

## NOTICE OF RIGHTS

1. A person whose substantial interests are or may be determined has the right to request an administrative hearing by filing a written petition with the Suwannee River Water Management District (District), or may choose to pursue mediation as an alternative remedy under Section 120.569 and 120.573, Florida Statutes, before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for pursuing mediation are set forth in Sections 120.569 and 120.57 Florida Statutes. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition must comply with Chapter 28-106, Florida Administrative Code.
2. If the Governing Board takes action which substantially differs from the notice of District decision to grant or deny the permit application, a person whose substantial interests are or may be determined has the right to request an administrative hearing or may chose to pursue mediation as an alternative remedy as described above. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.
3. A substantially interested person has the right to a formal administrative hearing pursuant to Section 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.
4. A substantially interested person has the right to an informal hearing pursuant to Section 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Rule 28-106.301, Florida Administrative Code.
5. A petition for an administrative hearing is deemed filed upon receipt of the petition by the Office of the District Clerk at the District Headquarters in Live Oak, Florida.
6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing pursuant to Rule 28-106.111, Florida Administrative Code.

7. The right to an administrative hearing and the relevant procedures to be followed is governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code.
8. Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure, within 30 days of the rendering of the final District action.
9. A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy of the Department of Environmental Protection and any person named in the order within 20 days of adoption of a rule or the rendering of the District order.
10. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.
11. Failure to observe the relevant time frames for filing a petition for judicial review described in paragraphs no. 11 and 12, or for Commission review as described in paragraph no. 13, will result in waiver of the right to review.

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Rights has been sent by U.S. Mail to:

**Steve Watson**  
**FDEP Division of Recreation and Parks**  
**3540 Thomasville Road**  
**Tallahassee, FL 32309**

At 4:00 p.m. this 28 day of August, 2009

  
\_\_\_\_\_  
Jon Dinges  
Deputy Clerk  
Suwannee River Water Management District  
9225 C.R. 49  
Live Oak, Florida 32060  
386.362.1001 or 800.226.1066 (Florida only)

**STAFF REPORT**  
**ENVIRONMENTAL RESOURCE PERMIT APPLICATION**

**DATE:** August 27, 2009

**PROJECT:** Manatee Springs State Park Magnolia One Campground

**APPLICANT**

**Steve Watson**  
**FDEP Division of Recreation**  
**and Parks**  
**3540 Thomasville Road**  
**Tallahassee, FL 32309**

**PERMIT APPLICATION NO.:** ERP94-0210M5  
**DATE OF APPLICATION:** 07/14/09

**APPLICATION COMPLETE:** 08/07/09  
**DEFAULT DATE:** 11/07/09

**Agency Action**

Staff intends to issue an individual permit with thirty-one standard conditions. A copy of the proposed permit is attached to this staff report.

**SRWMD Project Review Staff**

Patrick Webster, P.E., Senior Professional Engineer, reviewed this project.

**Project Location**

The project is located in Township 11 South, Range 13 East, Section 35, adjacent to the Suwannee River in Levy County. A portion of the project limits are located within the Suwannee River floodway.

**Project Description**

The proposed permit authorizes paving the loop road, conducting miscellaneous camp site improvements and a bathroom replacement at the Magnolia One Campground site within Manatee Springs State Park. Proposed improvements will create an additional 0.77 acres of impervious surface on a project area of 9 acres.

**Interagency Coordination**

The Florida Fish and Wildlife Conservation Commission, the Florida Department of State Division of Historical Resources, and the United States Army Corps of Engineers are aware of the proposed project.

**Who is the authorized Operation and Maintenance Entity?**

The Florida Department of Environmental Protection's Division of Recreation and Parks is the authorized operation and maintenance entity.



**SUWANNEE  
RIVER  
WATER  
MANAGEMENT  
DISTRICT**

9225 CR 49  
LIVE OAK, FLORIDA 32060  
TELEPHONE: (386) 362-1001  
TELEPHONE: 800-226-1066  
FAX (386) 362-1056

**INDIVIDUAL PERMIT**

**PERMITTEE:**

FDEP-DIVISION OF RECREATION AND PARKS  
3540 THOMASVILLE ROAD  
TALLAHASSEE, FL 32349

**PERMIT NUMBER:** ERP94-0210M5

**DATE ISSUED:** 09/08/2009

**DATE EXPIRES:** 09/08/2014

**COUNTY:** LEVY

**TRS:** S35/T11S/R13E

**PROJECT:** MANATEE SPRINGS STATE PARK MAGNOLIA ONE CAMPGROUND

Approved entity to whom operation and maintenance may be transferred pursuant to rule 40B-4.1130, Florida Administrative Code (F.A.C.):

STEVE WATSON  
FDEP-DIVISION OF RECREATION AND PARKS  
3540 THOMASVILLE ROAD  
TALLAHASSEE, FL 32349

**DRAFT**

Based on information provided, the Suwannee River Water Management District's (District) rules have been adhered to and an environmental resource individual permit is in effect for the permitted activity description below:

**Permit authorizes paving the loop road, conducting miscellaneous camp site improvements and a bathroom replacement for the Magnolia One Campground site within Manatee Springs State Park. Proposed improvements will create an additional 0.77 acres of impervious surface on a project area of 9 acres in a manner consistent with the application package submitted by the Florida Department of Environmental Protection's Division of Recreation and Parks, and plans certified by Bryant King, P.E. of DRMP on July 9, 2009 and August 11, 2009 and Eric Gooch, P.E. of DRMP, on August 6, 2009.**

It is your responsibility to ensure that adverse off-site impacts do not occur either during or after construction. Any additional construction or alterations not authorized by this permit may result in flood control or water quality problems both on and off site and will be a violation of District rule.

You or any other substantially affected persons are entitled to request an administrative hearing or

mediation. Please refer to enclosed notice of rights.

This permit is issued under the provisions of chapter 373, F.S., chapter 40B-4, and chapter 40B-400, F.A.C. A general permit authorizes the construction, operation, maintenance, alteration, abandonment, or removal of certain minor surface water management systems. This permit authorizes the permittee to perform the work necessary to construct, operate, and maintain the surface water management system shown on the application and other documents included in the application. This is to notify you of District's agency action concerning Notice Of Intent. This action is taken pursuant to rule 40B-4 and 40B-400, F.A.C.

Standard Conditions for All Individual Permits:

**DRAFT**

1. The permittee shall perform all construction authorized in a manner so as to minimize adverse impacts to fish, wildlife, natural environmental values, and water quality. The permittee shall institute necessary measures during construction including riprap, reinforcement, or compaction of any fill materials placed around newly installed structures, to minimize erosion, turbidity, nutrient loading, and sedimentation in the receiving waters.
2. Water quality data representative of the water discharged from the permitted system, including, but not limited to, the parameters in chapter 62-302, F.A.C., shall be submitted to the District as required. If water quality data are required, the permittee shall provide data as required on the volume and rate of discharge including the total volume discharged during the sampling period. All water quality data shall be in accordance with and reference the specific method of analysis in "Standard Methods for the Examination of Water and Wastewater" by the American Public Health Association or "Methods for Chemical Analysis of Water and Wastes" by the U.S. Environmental Protection Agency.
3. The operational and maintenance phase of an environmental resource permit will not become effective until the owner or his authorized agent certifies that all facilities have been constructed in accordance with the design permitted by the District. If required by the District, such as-built certification shall be made by an engineer or surveyor. Within 30 days after the completion of construction of the system, the permittee shall notify the District that the facilities are complete. If appropriate, the permittee shall request transfer of the permit to the responsible entity approved by the District for operation and maintenance. The District may inspect the system and, as necessary, require remedial measures as a condition of transfer of the permit or release for operation and maintenance of the system.
4. Off-site discharges during and after construction shall be made only through the facilities authorized by the permit. Water discharged from the project shall be through structures suitable for regulating upstream stage if so required by the District. Such discharges may be subject to

operating schedules established by the District.

5. The permit does not convey to the permittee any property right nor any rights or privileges other than those specified in the permit and chapter 40B-1, F.A.C.

6. The permittee shall hold and save the District harmless from any and all damages, claims, or liabilities which may arise by reason of the construction, operation, maintenance, alteration, abandonment, or development in a Works of the District which is authorized by the permit.

7. The permit is issued based on the information submitted by the applicant which reasonably demonstrates that adverse off-site water resource impacts will not be caused by the permitted activity. It is the responsibility of the permittee to insure that such adverse impacts do not in fact occur either during or after construction.

**DRAFT**

8. It is the responsibility of the permittee to obtain all other clearances, permits, or authorizations required by any unit of local, state, or federal government.

9. The surfacewater management system shall be constructed prior to or concurrent with the development that the system is intended to serve and the system shall be completed within 30 days of substantial completion of the development which the system is intended to serve.

10. Except for General Permits After Notice or permits issued to a unit of government, or unless a different schedule is specified in the permit, the system shall be inspected at least once every third year after transfer of a permit to operation and maintenance by the permittee or his agent to ascertain that the system is being operated and maintained in a manner consistent with the permit. A report of inspection is to be sent to the District within 30 days of the inspection date. If required by chapter 471, F.S., such inspection and report shall be made by an engineer.

11. The permittee shall allow reasonable access to District personnel or agents for the purpose of inspecting the system to insure compliance with the permit. The permittee shall allow the District, at its expense, to install equipment or devices to monitor performance of the system authorized by their permit.

12. The surfacewater management system shall be operated and maintained in a manner which is consistent with the conditions of the permit and chapter 40B-4.2040, F.A.C.

13. The permittee is responsible for the perpetual operation and maintenance of the system unless the operation and maintenance is transferred pursuant to chapter 40B-4.1130, F.A.C., or the permit is modified to authorize a new operation and maintenance entity pursuant to chapter 40B-4.1110, F.A.C.

14. All activities shall be implemented as set forth in the plans, specifications and performance criteria as approved by this permit. Any deviation from the permitted activity and the conditions for undertaking that activity shall constitute a violation of this permit.

15. This permit or a copy thereof, complete with all conditions, attachments, exhibits, and modifications, shall be kept at the work site of the permitted activity. The complete permit shall be available for review at the work site upon request by District staff. The permittee shall require the contractor to review the complete permit prior to commencement of the activity authorized by this permit.

16. Activities approved by this permit shall be conducted in a manner which do not cause violations of state water quality standards.

**DRAFT**

17. Prior to and during construction, the permittee shall implement and maintain all erosion and sediment control measures (best management practices) required to retain sediment on-site and to prevent violations of state water quality standards. All practices must be in accordance with the guidelines and specifications in the Florida Stormwater, Erosion, and Sedimentation Control Inspector's Manual unless a project specific erosion and sediment control plan is approved as part of the permit, in which case the practices must be in accordance with the plan. If site-specific conditions require additional measures during any phase of construction or operation to prevent erosion or control sediment, beyond those specified in the erosion and sediment control plan, the permittee shall implement additional best management practices as necessary, in accordance with the Florida Stormwater, Erosion, and Sedimentation Control Inspector's Manual. The permittee shall correct any erosion or shoaling that causes adverse impacts to the water resources.

18. Stabilization measures shall be initiated for erosion and sediment control on disturbed areas as soon as practicable in portions of the site where construction activities have temporarily or permanently ceased, but in no case more than seven days after the construction activity in that portion of the site has temporarily or permanently ceased.

19. At least 48 hours prior to commencement of activity authorized by this permit, the permittee shall submit to the District a Construction Commencement Notice Form No. 40B-1.901(14) indicating the actual start date and the expected completion date.

20. When the duration of construction will exceed one year, the permittee shall submit construction status reports to the District on an annual basis utilizing an Annual Status Report Form No. 40B-1.901(15). These forms shall be submitted during June of each following year.

21. For those systems which will be operated or maintained by an entity requiring an easement or deed restriction in order to provide that entity with the authority necessary to operate or maintain the

system, such easement or deed restriction, together with any other final operation or maintenance documents as are required by Paragraph 40B-4.2030(2)(g), F.A.C., and Rule 40B-4.2035, F.A.C., must be submitted to the District for approval. Documents meeting the requirements set forth in these subsections of District rules will be approved. Deed restrictions, easements and other operation and maintenance documents which require recordation either with the Secretary of State or Clerk of the Circuit Court must be so recorded prior to lot or unit sales within the project served by the system, or upon completion of construction of the system, whichever occurs first. For those systems which are proposed to be maintained by county or municipal entities, final operation and maintenance documents must be received by the District when maintenance and operation of the system is accepted by the local governmental entity. Failure to submit the appropriate final documents referenced in this paragraph will result in the permittee remaining liable for carrying out maintenance and operation of the permitted system.

**DRAFT**

22. Each phase or independent portion of the permitted system must be completed in accordance with the permitted plans and permit conditions prior to the initiation of the permitted use of site infrastructure located within the area served by that portion or phase of the system. Each phase or independent portion of the system must be completed in accordance with the permitted plans and permit conditions prior to transfer of responsibility for operation and maintenance of that phase or portion of the system to a local government or other responsible entity.

23. Within 30 days after completion of construction of the permitted system, or independent portion of the system, the permittee shall submit a written statement of completion and certification by a registered professional engineer or other appropriate individual as authorized by law, using the supplied As-Built Certification Form No. 40B-1.901(16) incorporated by reference in Subsection 40B-1.901(16), F.A.C. When the completed system differs substantially from the permitted plans, any substantial deviations shall be noted and explained and two copies of as-built drawings submitted to the District. Submittal of the completed form shall serve to notify the District that the system is ready for inspection. The statement of completion and certification shall be based on on-site observation of construction (conducted by the registered professional engineer, or other appropriate individual as authorized by law, or under his or her direct supervision) or review of as-built drawings for the purpose of determining if the work was completed in compliance with approved plans and specifications. As-built drawings shall be the permitted drawings revised to reflect any changes made during construction. Both the original and any revised specifications must be clearly shown. The plans must be clearly labeled as "as-built" or "record" drawing. All surveyed dimensions and elevations shall be certified by a registered surveyor. The following information, at a minimum, shall be verified on the as-built drawings:

a. Dimensions and elevations of all discharge structures including all weirs, slots, gates, pumps, pipes, and oil and grease skimmers;

- b. Locations, dimensions, and elevations of all filter, exfiltration, or underdrain systems including cleanouts, pipes, connections to control structures, and points of discharge to the receiving waters;
- c. Dimensions, elevations, contours, or cross-sections of all treatment storage areas sufficient to determine stage-storage relationships of the storage area and the permanent pool depth and volume below the control elevation for normally wet systems, when appropriate;
- d. Dimensions, elevations, contours, final grades, or cross-sections of the system to determine flow directions and conveyance of runoff to the treatment system;
- e. Dimensions, elevations, contours, final grades, or cross-sections of all conveyance systems utilized to convey off-site runoff around the system;
- f. Existing water elevation(s) and the date determined; and **DRAFT**
- g. Elevation and location of benchmark(s) for the survey.

24. The operation phase of this permit shall not become effective until the permittee has complied with the requirements of the condition in paragraph 23 above, the District determines the system to be in compliance with the permitted plans, and the entity approved by the District in accordance with Rule 40B-4.2035, F.A.C., accepts responsibility for operation and maintenance of the system. The permit may not be transferred to such approved operation and maintenance entity until the operation phase of the permit becomes effective. Following inspection and approval of the permitted system by the District, the permittee shall request transfer of the permit to the approved responsible operation and maintenance operating entity if different from the permittee. Until the permit is transferred pursuant to Rule 40B-4.1130, F.A.C., the permittee shall be liable for compliance with the terms of the permit.

25. Should any other regulatory agency require changes to the permitted system, the permittee shall provide written notification to the District of the changes prior to implementation so that a determination can be made whether a permit modification is required.

26. This permit does not eliminate the necessity to obtain any required federal, state, local and special District authorizations prior to the start of any activity approved by this permit. This permit does not convey to the permittee or create in the permittee any property right, or any interest in real property, nor does it authorize any entrance upon or activities on property which is not owned or controlled by the permittee, or convey any rights or privileges other than those specified in the permit and in this chapter and Chapter 40B-4, F.A.C.

27. The permittee is hereby advised that Section 253.77, F.S., states that a person may not

commence any excavation, construction, or other activity involving the use of sovereign or other lands of the state, the title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund without obtaining the required lease, license, easement, or other form of consent authorizing the proposed use. Therefore, the permittee is responsible for obtaining any necessary authorizations from the Board of Trustees prior to commencing activity on sovereignty lands or other state-owned lands.

28. Any delineation of the extent of a wetland or other surface water submitted as part of the permit application, including plans or other supporting documentation, shall not be considered specifically approved unless a specific condition of this permit or a formal determination under 40B-400.046, F.A.C., provides otherwise.

29. The permittee shall notify the District in writing within 30 days of any sale, conveyance, or other transfer of ownership or control of the permitted system or the real property at which the permitted system is located. All transfers of ownership or transfers of a permit are subject to the requirements of Rule 40B-4.1130, F.A.C. The permittee transferring the permit shall remain liable for any corrective actions that may be required as a result of any permit violations prior to such sale, conveyance or other transfer.

30. If historical or archaeological artifacts are discovered at any time on the project site, the permittee shall immediately notify the District.

31. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.

WITHIN 30 DAYS AFTER COMPLETION OF THE PROJECT, THE PERMITTEE SHALL NOTIFY THE DISTRICT, IN WRITING, THAT THE FACILITIES ARE COMPLETE.

Approved by \_\_\_\_\_ Date Approved \_\_\_\_\_  
District Staff

**DRAFT**

\_\_\_\_\_  
Clerk Executive Director

#### NOTICE OF RIGHTS

1. A person whose substantial interests are or may be determined has the right to request an administrative hearing by filing a written petition with the Suwannee River Water Management District (District), or may choose to pursue mediation as an alternative remedy under Section 120.569 and 120.573, Florida Statutes, before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for pursuing mediation are set forth in Sections 120.569 and 120.57 Florida Statutes. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition must comply with Chapter 28-106, Florida Administrative Code.
  2. If the Governing Board takes action which substantially differs from the notice of District decision to grant or deny the permit application, a person whose substantial interests are or may be determined has the right to request an administrative hearing or may chose to pursue mediation as an alternative remedy as described above. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.
- DRAFT**
3. A substantially interested person has the right to a formal administrative hearing pursuant to Section 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.
  4. A substantially interested person has the right to an informal hearing pursuant to Section 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Rule 28-106.301, Florida Administrative Code.
  5. A petition for an administrative hearing is deemed filed upon receipt of the petition by the Office of the District Clerk at the District Headquarters in Live Oak, Florida.
  6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing pursuant to Rule 28-106.111, Florida Administrative Code.

7. The right to an administrative hearing and the relevant procedures to be followed is governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code.

8. Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure, within 30 days of the rendering of the final District action.

9. A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy of the Department of Environmental Protection and any person named in the order within 20 days of adoption of a rule or the rendering of the District order.

10. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.

11. Failure to observe the relevant time frames for filing a petition for judicial review, or for Commission review, will result in waiver of the right to review.

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Rights has been sent by U.S. Mail to:

FDEP-DIVISION OF RECREATION AND PARKS  
3540 THOMASVILLE ROAD  
TALLAHASSEE, FL 32349

At 4:00 p.m. this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

**DRAFT**

\_\_\_\_\_  
Jon M. Dinges  
Deputy Clerk  
Suwannee River Water Management District  
9225 C.R. 49  
Live Oak, Florida 32060

Permit No.: ERP94-0210M5

Project: MANATEE SPRINGS STATE PARK MAGNOLIA ONE CAMPGROUND

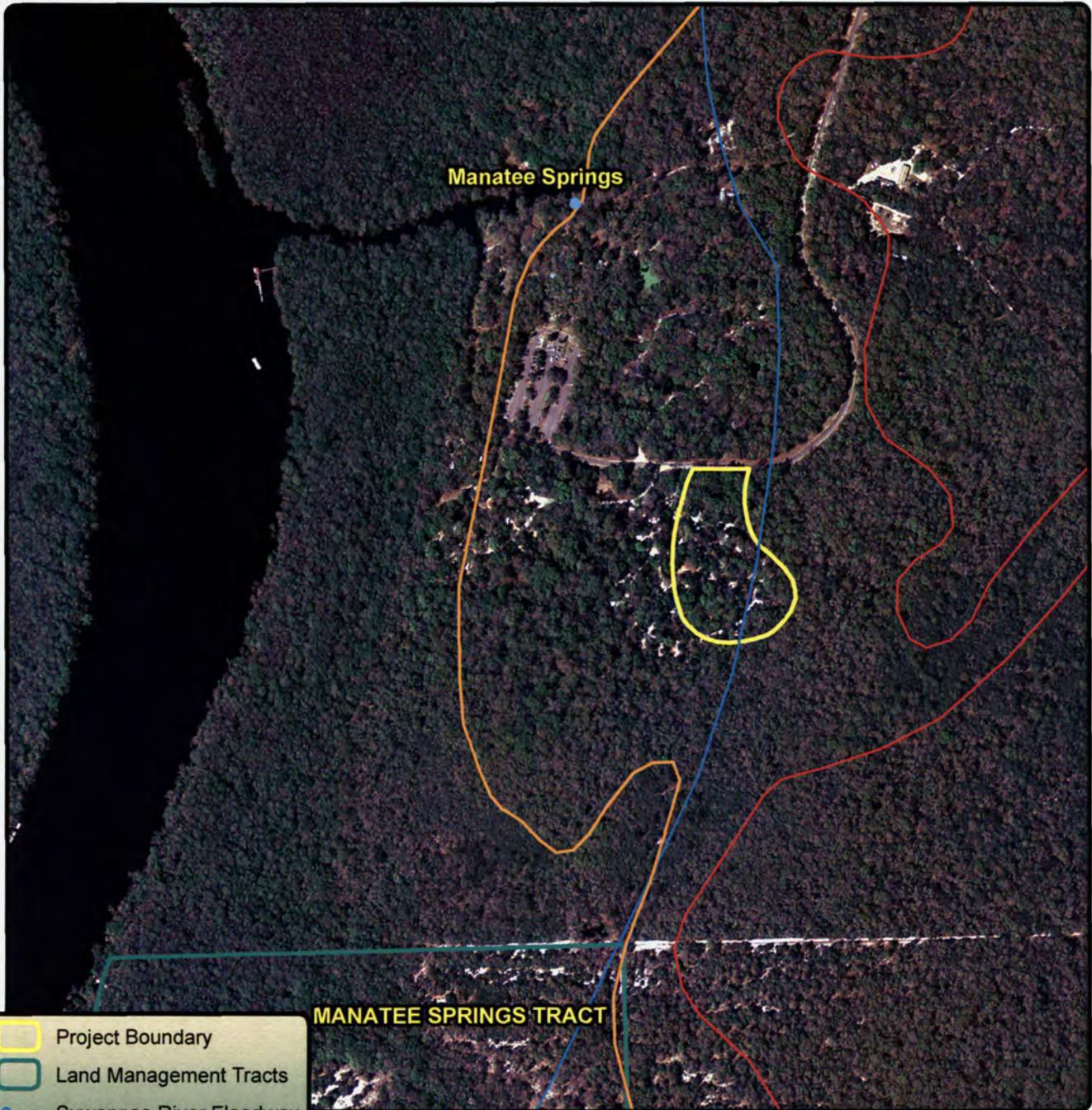
Page 10 of 10

---

386.362.1001 or 800.226.1066 (Florida only)

cc: File Number: ERP94-0210M5

**DRAFT**

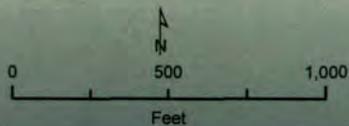


-  Project Boundary
-  Land Management Tracts
-  Suwannee River Floodway
-  10 Year Floodplain
-  100 Year Floodplain

**Manatee Springs State Park  
Magnolia One Campground**

ERP94-0210M5

September 2009



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

MEMORANDUM

TO: Governing Board  
FROM: Jon Dinges, Director, Resource Management   
THRU: David Still, Executive Director   
DATE: August 27, 2009  
RE: Water Use Permit Number 00-0040M3

Staff intends to issue a modification to General Water Use Permit number 00-0040M3, with three standard conditions and thirty-three special limiting conditions to Santa Fe Springs, LLC, for water bottling.

Staff has determined that the application is complete and satisfies the conditions for issuance in Chapter 40B-2, Florida Administrative Code.

/lgw



# SUWANNEE RIVER WATER MANAGEMENT DISTRICT

August 27, 2009

Santa Fe Springs, LLC  
c/o Mr. Stephen C. Cheeseman  
701 S Howard AVE, STE 202  
Tampa, FL 33606

Subject: Water Use Permit Application Number 00-0040M3, Santa Fe Springs, LLC, Columbia County

Dear Mr. Cheeseman:

Suwannee River Water Management District (District) staff proposes to issue General Water Use Permit Number 00-0040M3 for your project located in Township 7 South, Range 16 East, Sections 22, 27 and 34, in Columbia County. This proposed action will be discussed by the Governing Board at their regularly scheduled meeting on September 8, 2009.

It is a violation of District rules to begin any work on the project before a permit is issued.

Persons considered to be potentially affected by this proposed agency action may request an administrative hearing. The request must be in writing and must adhere to the guidelines set forth in Chapter 28-106, Florida Administrative Code. Please see the enclosed Notice of Rights. All requests for administrative hearings are required to be sent to the Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060. Questions regarding the proposed action should be directed to the Department of Resource Management, 386.362.1001.

Sincerely,

A handwritten signature in black ink, appearing to read "Jon Dinges".

Jon Dinges, P. E.

Director, Resource Management

Enclosure

JD/lgw

Certified Mail Receipt #: 7007 1490 0002 7883 6118

Water for Nature Water for People

RM 57

## NOTICE OF RIGHTS

1. A person whose substantial interests are or may be determined has the right to request an administrative hearing by filing a written petition with the Suwannee River Water Management District (District), or may choose to pursue mediation as an alternative remedy under Section 120.569 and 120.573, Florida Statutes, before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for pursuing mediation are set forth in Sections 120.569 and 120.57 Florida Statutes. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). A petition must comply with Chapter 28-106, Florida Administrative Code.
2. If the Governing Board takes action which substantially differs from the notice of District decision to grant or deny the permit application, a person whose substantial interests are or may be determined has the right to request an administrative hearing or may chose to pursue mediation as an alternative remedy as described above. Pursuant to Rule 28-106.111, Florida Administrative Code, the petition must be filed at the office of the District Clerk at District Headquarters, 9225 C.R. 49, Live Oak, Florida 32060 within twenty-one (21) days of receipt of written notice of the decision or within twenty-one (21) days of newspaper publication of the notice of District decision (for those persons to whom the District does not mail actual notice). Such a petition must comply with Chapter 28-106, Florida Administrative Code.
3. A substantially interested person has the right to a formal administrative hearing pursuant to Section 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.
4. A substantially interested person has the right to an informal hearing pursuant to Section 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Rule 28-106.301, Florida Administrative Code.
5. A petition for an administrative hearing is deemed filed upon receipt of the petition by the Office of the District Clerk at the District Headquarters in Live Oak, Florida.
6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing pursuant to Rule 28-106.111, Florida Administrative Code.

7. The right to an administrative hearing and the relevant procedures to be followed is governed by Chapter 120, Florida Statutes, and Chapter 28-106, Florida Administrative Code.
8. Pursuant to Section 120.68, Florida Statutes, a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure, within 30 days of the rendering of the final District action.
9. A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy of the Department of Environmental Protection and any person named in the order within 20 days of adoption of a rule or the rendering of the District order.
10. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District, and is filed by the District Clerk.
11. Failure to observe the relevant time frames for filing a petition for judicial review described in paragraphs no. 11 and 12, or for Commission review as described in paragraph no. 13, will result in waiver of the right to review.

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Rights has been sent by U.S. Mail to:

Santa Fe Springs, LLC  
701 S Howard AVE, STE 202  
Tampa, FL 33606

At 4:00 p.m. this 27<sup>th</sup> day of August, 2009

  
Jon Dinges  
Deputy Clerk  
Suwannee River Water Management District  
9225 C.R. 49  
Live Oak, Florida 32060  
386.362.1001 or 800.226.1066 (Florida only)

# STAFF REPORT

## WATER USE PERMIT APPLICATION

**DATE:** August 27, 2009

**PROJECT:** Santa Fe Springs, LLC

**APPLICANT:** Santa Fe Springs, LLC  
701 S. Howard Ave., Suite 202  
Tampa, FL 33606

**PERMIT APPLICATION NO.:** WUP00-0040M3  
**DATE OF APPLICATION:** August 4, 2009  
**APPLICATION COMPLETE:** August 4, 2009  
**DEFAULT DATE:** November 2, 2009

### **Corporate Officers of Santa Fe Springs, LLC**

Registered Agent	Stephen C. Cheeseman
Manager	Stephen C. Cheeseman

### **Agency Action**

Staff intends to issue a general permit with three of the four modifications requested by the applicant. The fourth modification requests a time extension on the expiration date of the permit, but this request appears to be in conflict with subsection 373.236(1), Florida Statutes (F.S.). The modified permit will expire on the date authorized in the original permit (11 years remaining).

### **SRWMD Project Review Staff**

John Kruse and Tim Sagul, P.E., have reviewed the application.

### **Project Location**

The project is located in Township 7 South, Range 16 East, Sections 3, 22, 27, and 34, Columbia County. The project is located within the lower Santa Fe River basin. The proposed bottling location is in Fort White, Columbia County.

### **Project Description**

The District received an application to modify the water use permit from Mr. Cheeseman, Manager of Santa Fe Springs, LLC, on August 4, 2009. The applicant requests to modify four of the current special limiting conditions. The applicant does not seek to change the current permitted average daily rate of withdrawal (ADR) of 0.1500 million gallons per day, the maximum daily rate of withdrawal (MDR) of 0.1500 million gallons per day, or the total annual allocation

not to exceed 54.750 million gallons per calendar year. The current permit expires on April 10, 2020.

Staff has reviewed the applicant's requested changes (underlined below). The language in ***bold and italics*** indicates staff's proposed language.

14. The classification is commercial use, which in this case is for a bottled water plant on property adjacent to the withdrawal site or on property zoned "industrial" in the town of Ft. White. The water withdrawal shall not be transported by any means other than pipeline to the adjacent property or to the town of Ft. White.

21. Water withdrawals authorized by permit shall be ***only from the source located in Township 7 South, Range 16 East, Section 34, and*** used only for bottling on the property located in Township 7 South, Range 16 East, Sections 22, 27, and/or 34, or on property zoned "industrial" in the town of Ft. White.

34. The permittee shall have two years from the effective date of this permit modification to obtain a new letter of intent indicating an agreement between the permittee and a third party to develop a water bottling plant on the permittee's property adjacent to the withdrawal location or in the town of Ft. White. Thereafter, the permittee has an additional two years within which to commence construction of a water bottling plant. In the event permittee does not either, (1) provide District said letter of intent within two years of the effective date of this permit modification or (2) does not commence construction of a water bottling plant on permittee's property adjacent to the withdrawal location or in the town of Ft. White, within two years after the date of delivery to the District of said letter of intent, ***the District may initiate proceedings to revoke the permit in whole, pursuant to section 373.243, F.S.***

# SANTA FE SPRINGS, LLC

Stephen C. Cheeseman, Manager

SoHo Pointe, Suite 202  
701 S. Howard Ave  
Tampa, Florida 33606  
(813) 223-4007  
FAX (813) 254-8045

Filed by Fax: 386-362-1056

August 3, 2009

Suwannee River Water Management District  
9225 County Road 49  
Live Oak, Florida 32060

Attn: David Still, Executive Director  
John Dinges, P.E. Director, Resource Management

Re: Water Use Permit 2-00-00040M2  
Santa Fe Springs, Ft. White, Columbia County, Florida  
Request for Modification of Paragraphs 14, 21, 23 and 34 of Modified Permit

Received  
SRWMD

AUG 04 2009  
WUP00-0040M3  
Original to File \_\_\_\_\_  
Copies to \_\_\_\_\_

Dear Messrs. Still and Dinges:

Paragraphs 14, 21, 23 and 34 of the Modified Permit require that Santa Fe Springs water be bottled onsite (in wetlands) or adjacent to the withdrawal location on the property therein described. We believe that this requirement is designed to prevent bulk withdrawal of the spring water from the District to be trucked for sale and bottling outside the District. This is not our intent.

The environment, Santa Fe Springs, Santa Fe River and surrounding property, as well as residents will be more beneficially served if the District were to amend paragraphs 14, 21, 23 and 34 to allow bottling of this water within the District, more specifically, in Ft. White, Florida in an industrially zoned area.

In order to avoid trucking in the area of the spring and on the roads to the spring to Ft. White, Florida, I am requesting permission to pipe the water from the spring under Fry Road (owned by the county) to Highway 27, through Progress Energy right-of-way to the property noted on the attached diagrams.

Santa Fe Springs, LLC is under contract for eight acres on the property shown. There, this clean industry will be conducted in the appropriate industrial park.

In addition, in light of the economic environment in the last one and one-half to two years, it has not been feasible to construct a plant that would almost certainly fail in that environment. It is expected that this economic environment will improve in the next

RM 62

few years to the point where a plant in Ft. White would be successful and be able to employ between fifteen and fifty people onsite. This would be a tremendous economic boon to the town of Ft. White as well as Columbia County. It is therefore requested that a time extension of four years be granted from October 11, 2009 and that paragraph 23 of the water use permit be amended to restate an expiration date of April 10, 2024.

In addition, Santa Fe Springs, LLC is open to providing emergency water supply to Ft. White residents in the event of interruption, with, of course, permission from the District.

I would, therefore, request that the below-described paragraphs be modified to read as follows:

14. The classification is commercial use, which in this case is for a bottled water plant on property adjacent to the withdrawal site or on property zoned "industrial" in the town of Ft. White, Florida. The water withdrawal shall not be transported by any means other than pipeline to the adjacent property or to the town of Ft. White.

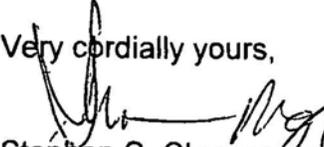
21. Water withdrawals authorized by permit shall be used only for bottling on the property located in Township 7 South, Range 16 East, Sections 22, 27, and/or 34, or on property zoned "industrial in the town of Ft. White, Florida.

23. This permit shall expire on April 10, 2024.

34. The permittee shall have two years from the effective date of this permit modification to obtain a new letter of intent indicating an agreement between the permittee and a third party to develop a water bottling plant on the permittee's property adjacent to the withdrawal location or in the town of Ft. White, Florida. Thereafter, the permittee has an additional two years within which to commence construction of a water bottling plant. In the event permittee does not either, (1) provide District said letter of intent within two years of the effective date of this permit modification or (2) does not commence construction of a water bottling plant on permittee's property adjacent to the withdrawal location or in the town of Ft. White, within two years after the date of delivery to the District of said letter of intent, this permit shall be null and void without any action required by District. Except as provided herein, District specifically waives none of its rights to proceed under 40B-2.341, F.A.C., and 373.243, F.S., following notice and hearing to revoke said permit for non-use. Anything to the contrary notwithstanding, if water is not being used within five years of the date of this amended permit, then this amended permit shall become null and void without any further action required by the District.

Finally, please find attached a letter from Kent Harriss, Kent Harriss Construction, again confirming our agreement to build a bottling plant.

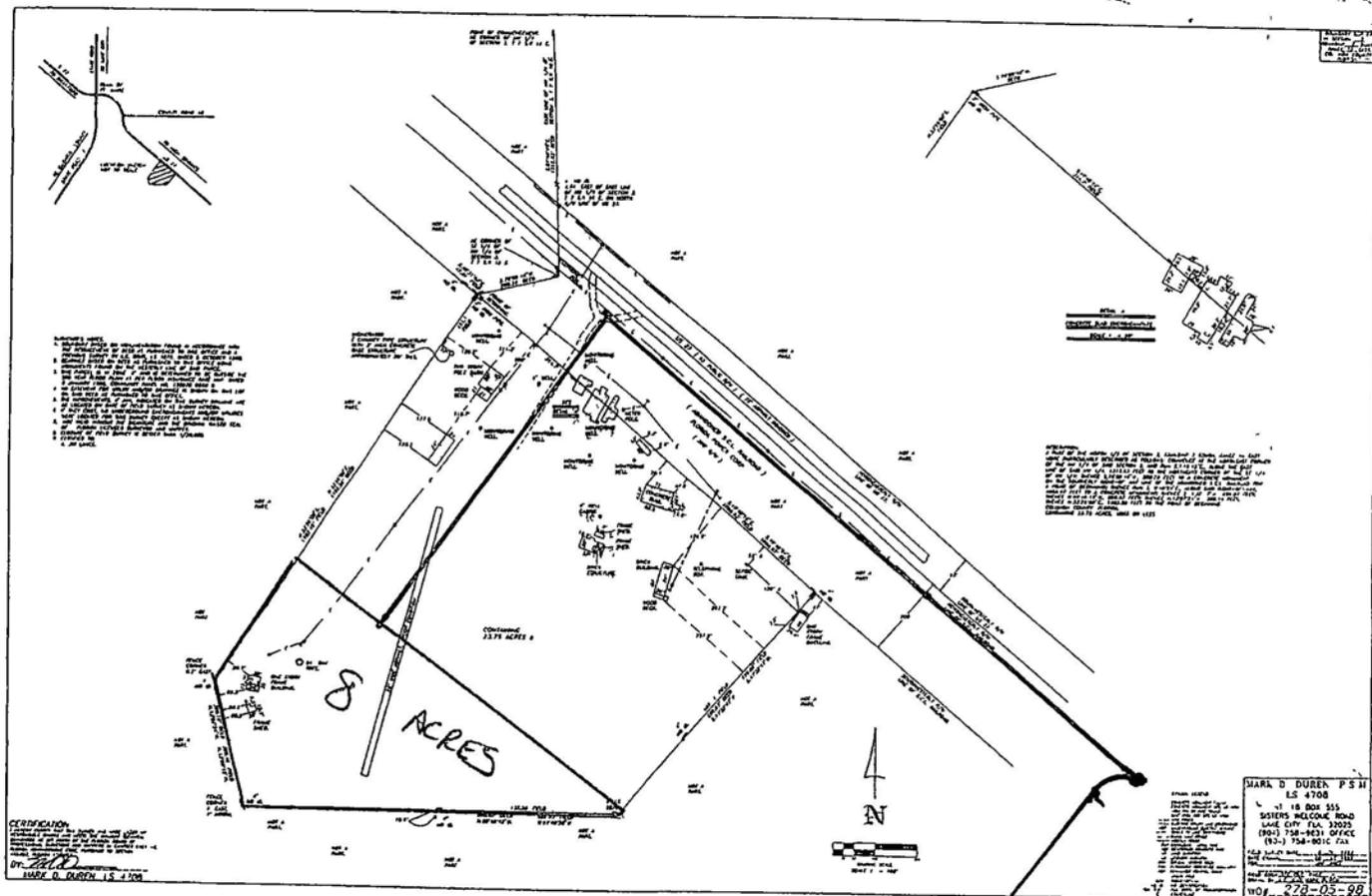
Very cordially yours,

  
Stephen C. Cheeseman, Manager  
Santa Fe Springs, LLC

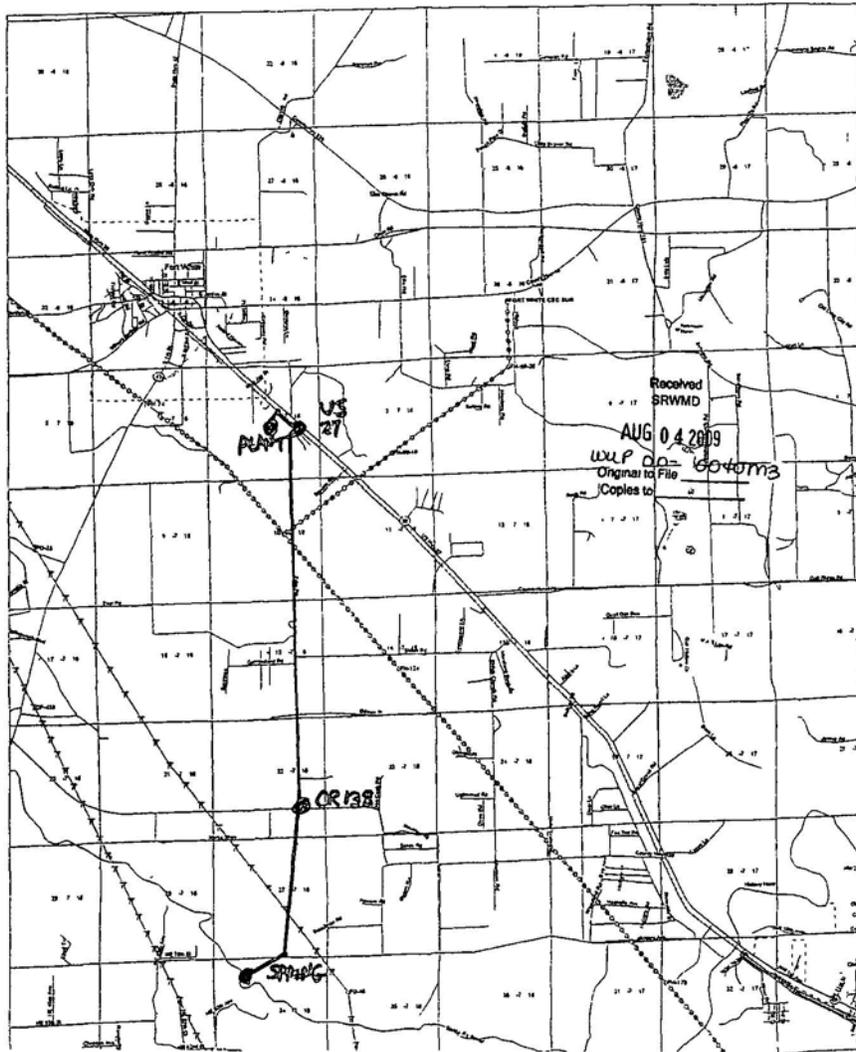
Received  
SRWMD

AUG 04 2009  
WUP 00-0040m3  
Original to File \_\_\_\_\_  
Copies to \_\_\_\_\_

RM 63



Received  
 SRVWMD  
 AUG 04 2009  
 WUP DO-DOX OM 3  
 Original to File  
 Copies to \_\_\_\_\_



RM 65



805 SW Alamo Drive  
Lake City, FL 32025

Tel 386-365-7086  
Fax 386-752-5415

Email kharriss@comcast.net

Santa Fe Springs  
5278 SW County Road 138  
Fort White, Florida 32038  
Attention: Stephen Cheeseman Manager

Re. Santa Fe Springs Bottling Plant  
Agreement to Construct

Mr Cheeseman,

Per our conversation, we have agreed that I will develop a water bottling plant on the Santa Fe Springs property adjacent to the Santa Fe withdrawal location, or at any other location authorized by The Suwannee River Management District.

It is my understanding that you are going to request that the district modify your permit to allow construction in a properly zoned industrial area within the district and or Columbia County. I would recommend that this plant would be constructed on a property zoned industrial for the benefit of all concerned. Construction at the spring site has been delayed due to adverse economic conditions and environmental concerns.

We have agreed that construction will begin as directed by you and in a timeframe that is allowed by Suwannee River Water Management District. When built the building will be 10,000 square feet of metal construction with concrete floors and with the equipment installed at the direction of the plant manager. I will pull all required building permits for the plant as well as any infrastructure that is required.

Sincerely,

Kent Harriss  
Kent Harriss Construction Inc

Received  
SRWMO

AUG 04 2009  
WUP00-0040m3  
Original to File \_\_\_\_\_  
Copies to \_\_\_\_\_



**SUWANNEE  
RIVER  
WATER  
MANAGEMENT  
DISTRICT**

9225 CR 49  
LIVE OAK, FLORIDA 32060  
TELEPHONE (386) 362-1001  
TELEPHONE 800-226-1066  
FAX (386) 362-1056

**WATER USE PERMIT  
NO. 2-00-00040M2**

**ISSUED TO:**  
STEPHEN C. CHEESEMAN  
SANTA FE SPRINGS, LLC.  
701 SOUTH HOWARD AVENUE, SUITE 202  
TAMPA, FL 33606

DATE MODIFIED: 10/11/2005  
DATE EXPIRES: 04/10/2020

**PROJECT: SANTA FE SPRINGS, LLC**

**AUTHORIZING:** The average daily withdrawal and use of 0.1500 million gallons per day or a maximum daily withdrawal and use of 0.1500 million gallons per day for a total annual allocation not to exceed 54.750 million gallons per calendar year.

**LOCATED IN:** Columbia County, Township 7 South, Range 16 East, Section 22, Township 7 South, Range 16 East, Section 27, Township 7 South, Range 16 East, Section 34

This Permit is issued pursuant to Application 2-00-00040M2, dated September 09, 2005, for the Use of Water as specified above and subject to the Conditions as set forth below. Said Application, including all plans and specifications attached thereto, is by reference made a part hereof. If there is any conflict between the Application and the conditions of this Permit, the Permit shall supersede.

Upon written notice to the permittee, this permit may be temporarily modified, or restricted under a Declaration of Water Shortage or a Declaration of Emergency due to Water Shortage in accordance with provisions of Ch. 373, Fla. Statutes, 1973 and applicable rules and regulations of the Suwannee River Water Management District.

In compliance with Florida Statutes, the District is establishing Minimum Flows & Levels (MFLs) for priority water bodies within the Suwannee River Water Management District. In some cases, these MFLs may indicate that there is insufficient water available to protect the water resources from significant harm as defined by the District Governing Board. In such cases, it may be necessary for the District to modify existing water use permits in order to provide protection from significant harm to the water resources.

Therefore, upon written notice to the permittee, this permit may be modified in accordance with provisions of Ch. 373, Fla Statutes, 2005 and applicable rules and regulations of the Suwannee River Water Management District.

This Permit may be permanently or temporarily revoked, in whole or in part, for the violation of the conditions of the permit or for the violation of any provision of the Water Resources Act and regulations thereunder.

Permit No.: 2-00-00040M2

Project: SANTA FE SPRINGS, LLC

Page 2 of 7

---

This Permit does not convey to permittee any property rights or privileges other than those specified herein, nor relieve the permittee from complying with any law, regulation, or requirement affecting the rights of other bodies or agencies.

**STANDARD CONDITIONS ARE AS FOLLOWS:**

1. Nothing in this permit should be construed to limit the authority of the Suwannee River Water Management District to declare a water shortage and issue orders pursuant to Section 373.175, Florida Statutes, or to formulate a rule for implementation during times of water shortage pursuant to Section 373.246, Florida Statutes. In the event of water shortage as declared by the Board, the permittee shall adhere to any limitations on withdrawal or use ordered by the District.
2. This permit is classified as unconfined floridan aquifer for privately owned bottled water plant.
3. Permittee shall allow District personnel at reasonable times and at District expense or with District equipment to monitor withdrawal rates and volumes authorized by this permit.

**Special limiting conditions made part of this permit are as follows:**

4. In the event the Suwannee River Water Management District (District) declares that a water shortage exists pursuant to its rules, the District shall alter, modify, or declare inactive all or parts of this permit as necessary to address the water shortage.
5. If any of the statements in the application for permit or in the supporting data are found to be untrue and inaccurate, or if the Permittee fails to comply with all of the provisions of Chapter 373, Florida Statutes (F.S.), Chapter 40B, Florida Administrative Code (F.A.C.), or the conditions set forth herein, the Governing Board may revoke this permit in accordance with Rule 40B-2.341, F.A.C., following notice and hearing.
6. This permit is issued based on information provided by the Permittee demonstrating that the use of water is reasonable and beneficial, consistent with the public interest, and will not interfere with any existing legal use of water. If, during the term of the permit, it is determined by the District that the use is not reasonable and beneficial, in the public interest, or does impact an existing legal use of water, the Governing Board may modify this permit or revoke this permit following notice and hearing.
7. The Permittee shall not deviate from any of the terms or conditions of this permit without written approval by the District.
8. The District may collect water samples from any withdrawal point listed in the permit or may require the Permittee to submit water samples when the District determines there is a potential for adverse impacts on water quality.

Permit No.: 2-00-00040M2

Project: SANTA FE SPRINGS, LLC

Page 3 of 7

---

9. The Permittee shall cease or reduce withdrawal as directed by the District if water levels in aquifers or streams fall below any minimum levels, if established by the Governing board.
10. The Permittee shall notify the District 30 days prior to any sale or conveyance of permitted water withdrawal facilities or the land on which the facilities are located.
11. All permits issued pursuant to District rules are contingent upon continued ownership or legal control of all property on which pumps, wells, diversions or other water withdrawal facilities are located.
12. Any wells not in use, and in which pumping equipment is not installed shall be capped or valved in a water tight manner in accordance with Chapter 62-532.500(3)(a)4., F.A.C.
13. Source classification is ground water from the Floridan aquifer system.
14. The classification is commercial use, which in this case is for a bottled water plant on property adjacent to the withdrawal site. The water withdrawal shall not be transported other than to the bottled water plant on the adjacent property.
15. Permittee shall mitigate, to the satisfaction of the District, any unforeseen adverse impact on existing legal uses, existing off-site land uses, and to the natural systems as a consequence of withdrawals permitted herein. If adverse impacts occur, or are imminent, the District reserves the right to curtail future withdrawal rates or otherwise modify the permit. Adverse impacts include, but are not limited to:
  - a. Reduction in groundwater levels that impairs the ability of the well to produce water by a rate of ten percent (10%) or greater;
  - b. Reduction in levels in any adjacent water body such as a lake, pond, river, spring, or retention/detention area that impairs the designated function of the water body or the ability for a permitted withdrawal facility to produce water by a rate of ten percent (10%) or greater;
  - c. Saline water intrusion or induced movement of pollutants into the water supply of an adjacent water use, resulting in harm due to a reduction in water quality;
  - d. Land collapse or subsidence caused by reduction in water levels;
  - e. Damage to crops and other types of vegetation;
  - f. Harm to a naturally occurring water body such as river, spring, lake, pond, or wetland by reducing water levels or hydroperiod; and
  - g. Harm to the natural system including damage to habitat for endangered or threatened species, or species of special concern.
16. The Permittee shall submit to the District a detailed environmental monitoring program (EMP)

Permit No.: 2-00-00040M2

Project: SANTA FE SPRINGS, LLC

Page 4 of 7

---

for District approval no later than 90 days prior to construction of production wells as a water bottling source. The Permittee shall not withdraw water until the District approves the EMP in writing. The EMP shall be ongoing for the duration of the permit and shall be implemented at the sole expense of the Permittee. The EMP shall include, but not be limited to, the following elements:

- a. Surfacewater levels within the pool of Santa Fe Spring.
- b. Flow rate within the spring run between Santa Fe Spring and the Santa Fe River.
- c. Groundwater levels and groundwater quality in the vicinity of the production wells. Groundwater levels must be monitored with at least two monitoring wells proximate to the production well(s) on the Permittee's property, one well up-gradient of the production well(s) and one well down-gradient of the production well(s).
- d. Aquifer properties of any production well constructed for withdrawals authorized by this permit. Aquifer properties must be obtained through an aquifer performance test conducted at or above the intended pumping rate of the production well(s).
- e. Quantitatively sample periphytic algae, submerged aquatic vegetation, benthic invertebrates and fishes in Santa Fe Spring pool, spring run, and in the Santa Fe River at one location upstream and one location downstream of the spring run confluence. These should be conducted at least semi-annually (twice per year) and must be conducted concurrent with other sampling (spring flow, water chemistry, and groundwater sampling).

The Permittee shall include global positioning system (GPS) coordinates of all sampling locations.

17. The Permittee shall provide access to District representatives to enter the property during normal business hours to inspect the facility and make environmental or hydrologic assessments. The Permittee shall either accompany the District staff onto the property or make provisions for access onto the property. Further, the Permittee shall provide the District representative access to records maintained regarding the use of groundwater by the facility. The Permittee shall allow District personnel at reasonable times and at District expense or with District equipment to monitor withdrawal rates and volumes as authorized by this permit.

18. Authorized representatives of the District shall be permitted to enter, inspect, and observe the permitted system to determine compliance with special conditions.

19. If any condition of the permit is violated, the permit shall be subject to review and possible modification, enforcement action, or revocation.

20. Application for a permit modification may be made at any time.

21. Water withdrawals authorized by this permit shall be used only for bottling on the property located in Township 7 South, Range 16 East, Sections 22, 27, and/or 34.

Permit No.: 2-00-00040M2

Project: SANTA FE SPRINGS, LLC

Page 5 of 7

---

22. Withdrawal facilities are as follows: Well number 1, proposed, 8-inch diameter casing, 315 gallons per minute capacity.
23. This permit shall expire on April 10, 2020.
24. Annual average allocation (ADR) is 0.150 million gallons per day (mgd) and maximum daily allocation (MDR) is 0.150 mgd for bottled water production.
25. The Permittee is advised that this permit does not relieve any person from the requirement to obtain all necessary federal, state, local, and any other district permitting requirements.
26. This permit does not convey any property right to the Permittee, nor any rights and privileges other than those specified in the permit and in Chapter 40B-2, F.A.C.
27. Prior to the operation of the production well(s) for bottled water use, they shall be equipped with totalizing flow meters or other measuring devices as approved in writing by the District. Such devices shall have and maintain accuracy within five percent (5%) of the actual flow as installed. Once the meters are installed, daily readings shall be taken and reported on a monthly basis to the District on or before the 15th day of the following month for all withdrawals during the preceding calendar month. If a metered withdrawal is not utilized during a given month, a report shall be submitted to the District indicating a zero (0) gallon usage.
28. The Permittee shall maintain all flow meters. In case of failure or breakdown of any meter, the District shall be notified in writing within five (5) days of discovery. A defective meter shall be repaired or replaced within 15 days of discovery.
29. The Permittee shall have all flow meters checked for accuracy no less than once every three (3) years within 30 days of the anniversary date of the operation of wells for bottled water production. The meters must be recalibrated if the difference between the actual flow and the meter reading is greater than five percent (5%). The Permittee shall maintain records of said meter checks and calibrations.
30. The Governing Board may modify this permit based on a minimum flow or level adopted by the Governing Board pursuant to Section 373.042, F.S.
31. The District, pursuant to Chapter 373, F.S., and its rule authority may modify, reduce or declare inactive all or a portion of this permit to address water shortage conditions.
32. The District reserves the right to open this permit, following notice to the Permittee, to include a permit condition prohibiting withdrawals if Santa Fe Spring has a significantly reduced flow.

Permit No.: 2-00-00040M2

Project: SANTA FE SPRINGS, LLC

Page 6 of 7

---

33. The permitted average daily allocation (ADR) is dependent on Santa Fe River flow rate during low flow events as stated below:

Santa Fe River flow at the gage near Fort White, in cubic feet per second (cfs)

- a. Greater than or equal to 753 cfs, 0.150 MDR for the duration of the permit;
- b. Less than 753 cfs (5-year recurrence), 0.113 MDR for 1 day or until flow exceeds 753 cfs;
- c. Less than 610 cfs (20-year recurrence), 0.075 MDR for 1 day or until flow exceeds 610 cfs;
- d. Less than 550 cfs (50-year recurrence), 0.038 MDR until flow exceeds 550 cfs;
- e. Less than 510 cfs (100-year recurrence), no withdrawal until flow exceeds 550 cfs.

The District may waive reductions in the MDR if the Permittee affirmatively demonstrates to the satisfaction of the District that withdrawals during the hydrologic conditions defined above will have no adverse impact upon the spring conduit system, the spring run, or the Santa Fe River.

34. The permittee shall have two years from the effective date of this permit modification to obtain a letter of intent indicating an agreement between the permittee and a third party to develop a water bottling plant on the permittee's property adjacent to the withdrawal location. Thereafter, the permittee has two additional years within which to commence construction of a water bottling plant.

In the event permittee does not either, (1) provide District said letter of intent within two years of the effective date of this permit modification or (2) does not commence construction of a water bottling plant on permittee's property adjacent to the withdrawal location within two years after date of delivery to District of said letter of intent, this permit shall be null and void without any action required by District. Except as provided herein, District specifically waives none of its rights to proceed under 40B-2.341, F.A.C., and 373.243, F.S., following notice and hearing to revoke said permit for non-use. Anything to the contrary notwithstanding, if water is not being used within five years of the date of this amended permit, then this amended permit shall become null and void without any further action required by the District.

35. In accordance with 373.236, F.S., the permittee shall file a report with the District every five (5) years for the duration of this permit. The report shall include a current well inventory with pump capacities, details of any wells that have been inactive for two (2) or more years, changes in property ownership, and any other significant information that has changed since the permit was issued. The District reserves the right to reopen this permit following a review of the report and make modifications to the permit conditions and/or the quantity of water allocated. The District also reserves the right to make an assessment of the permittee's water uses following review of the report.

Permit No.: 2-00-00040M2

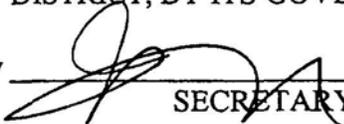
Project: SANTA FE SPRINGS, LLC

Page 7 of 7

---

SUWANNEE RIVER WATER MANAGEMENT  
DISTRICT, BY ITS GOVERNING BOARD

By

  
SECRETARY

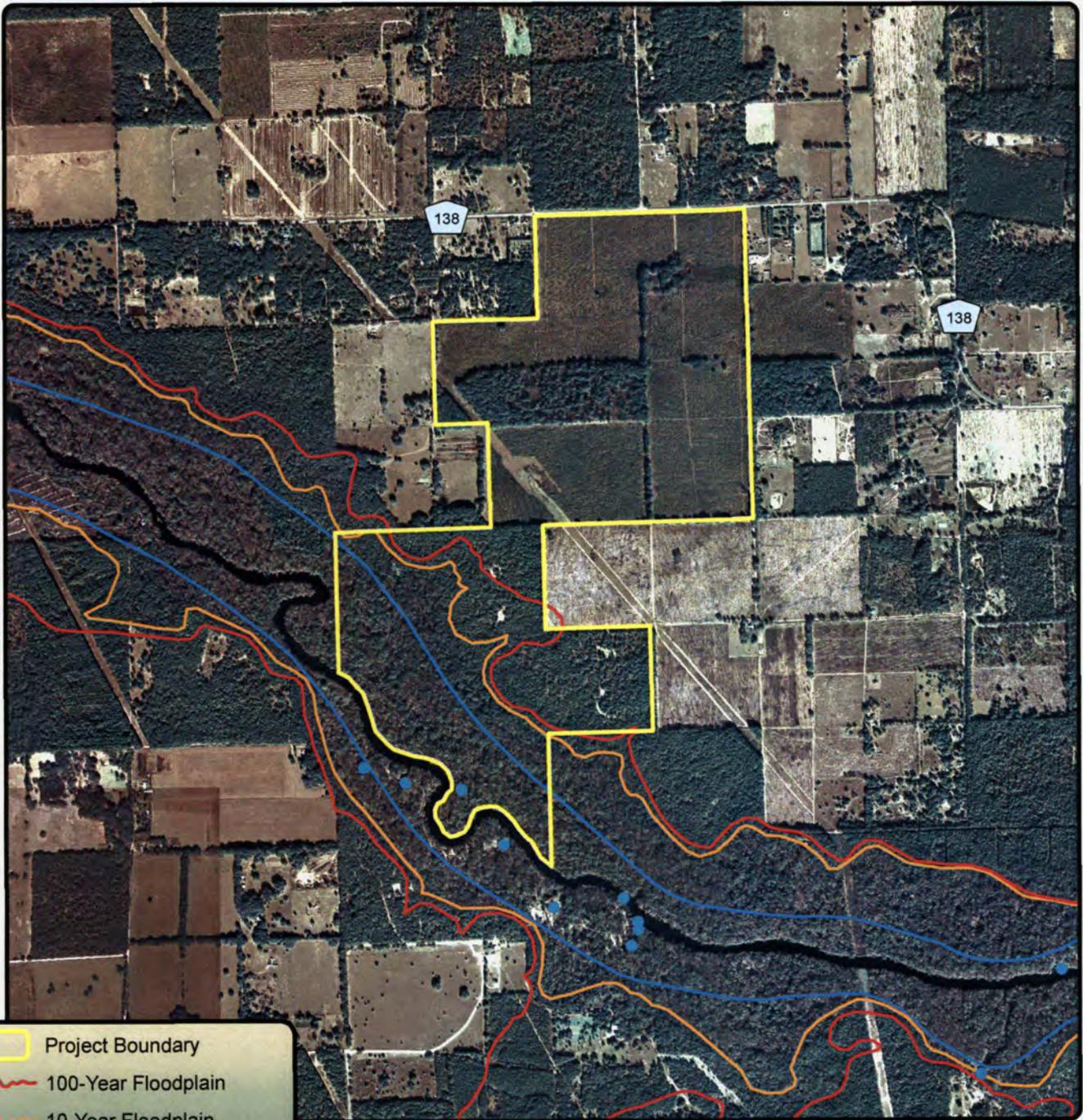
  
DISTRICT RULES CLERK

October 11, 2005  
DATE

SEAL



RM 73



-  Project Boundary
-  100-Year Floodplain
-  10-Year Floodplain
-  Suwannee River Floodway
-  Springs

## Santa Fe Springs, LLC

WUP00-0040M3

September 2009



Note: This map was created by the Suwannee River Water Management District (SRWMD) to be used for planning purposes only. SRWMD shall not be held liable for any injury or damage caused by the use of data distributed as a public records request regardless of their use or application. SRWMD does not guarantee the accuracy, or suitability for any use of these data, and no warranty is expressed or implied. For more information please contact the SRWMD at 386-362-1001.

## MEMORANDUM

TO: Governing Board  
FROM: Jon Dinges, <sup>JMD</sup> Director, Resource Management  
THRU: David Still, Executive Director <sup>GA for</sup>  
DATE: August 27, 2009  
RE: Activity Report, Quality Communities, Informational Item

Edwards Bottomland Wetlands Restoration Project, Bradford County: The Fish and Wildlife Conservation Commission (FWC) has authorized funding for the project for the next funding cycle. The engineering firm, BCI, has provided a proposal for engineering services for the project which is being reviewed by staff. The District has received the \$25,000 payment from the City of Starke for their contribution to the project. The District is waiting for a draft agreement from FWC.

Cedar Key Reuse: The reclaimed water re-pump station start-up for Third and A Streets occurred on July 27<sup>th</sup> and is now on-line.

Columbia County Stormwater: The County is in the planning stages with several projects. There will be no construction of projects in fiscal year 2008/2009, because the County and the District mutually agreed to suspend construction due to budget constraints.

FEMA Map Modernization: In August, FEMA Region 4 sent the communities in Hamilton and Madison Counties the final appeal resolution letter. A detailed study for Lake Sampson, Bradford County, is preliminarily completed. The Request for Qualifications (RFQ) for FY2009 RiskMAP tasks closed on August 25, 2009.

Jasper Stormwater: District staff has told the City of Jasper that they will be responsible for obtaining all necessary drainage and construction easements for the Vickers Court project. The easements would appear to be the delay in getting this project into the construction phase. The draft bid documents are being prepared by staff. Staff and the City have also requested funds from the Florida Department of Transportation for two other priority projects within the FDOT right-of-way. Responses from FDOT were favorable about being able to fund these two other priority projects, but funding may not be available for several years.

Lake City Reuse Project: The filter influent line, filter backwash line, and recirculation line are being put into place and pressure checked.

Live Oak Stormwater: The City is constructing the Sherwood Forest project, which was the top-ranked priority project under the stormwater utility program. Engineering design has been completed on the new alternative to handle the flooding associated with US 90 and Houston Street. The District has issued the permit for this project. A majority of the construction funding will be provided by FDOT. A revised agreement between the City of Live Oak and FDOT is being prepared for the project.

Monticello Reuse Project: The City is coordinating with FDEP to obtain a NPDES permit for the existing nursery ponds for use as reclaimed water storage.

Thank you for your attention to this summary of current activities associated with Quality Communities projects. Please feel free to contact staff prior to the September 8, 2009, Governing Board meeting if you would like further information.

MEMORANDUM

TO: Governing Board  
 FROM: Jon Dinges, Director, Resource Management *JMD*  
 THRU: David Still, Executive Director *DAF*  
 DATE: August 27, 2009  
 RE: Regulatory Activity Report, Informational Item

Resource Management staff has been working with GIS Associates, Inc., to prepare draft potable water service areas to mail to utilities within the District. Staff will mail letters to the utilities requesting confirmation of service areas to better serve the public and the utilities when issuing water well and water use permits.

The following table summarizes permitting activities during the month of July.

July 2009	Issued	Received
Environmental Resource Permits	29	29
Water Use Permits	8	9
Water Well Permits	122	122
Water well permits issued and received according to well use:		
Abandoned/destroyed: 0		Livestock: 1
Agricultural Irrigation: 0		Monitor: 9
Commercial/Industrial: 0		Self-supplied Residential: 108
Landscape Irrigation: 3		Public Supply: 1

Staff has implemented an environmental resource permit inspection program for construction and as-built certification. Staff inspected 2 projects under construction

and 50 projects for as-built compliance. Please see the attached charts for a summary of construction and as-built inspections.

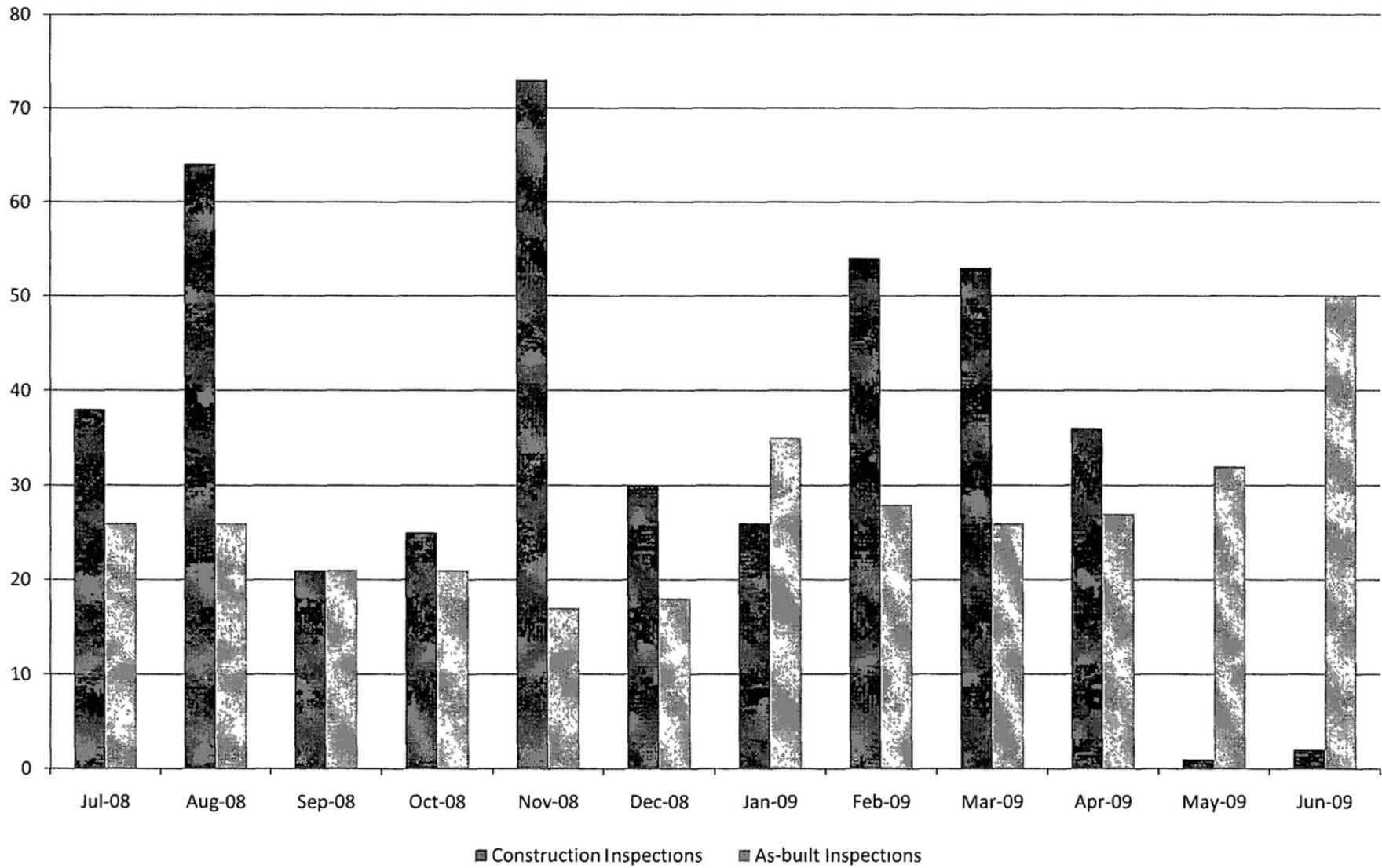
The Rulemaking Schedule, Compliance and Enforcement Report, and the Complaints Report follow this memorandum.

JD/lgw

**Upcoming Rulemaking  
2009**

<b>Rule &amp; Description</b>	<b>Request Bd. Auth. for RD</b>	<b>Notice of Rule Dev.</b>	<b>Request Bd. Auth. for PR</b>	<b>Notice of Proposed Rule</b>	<b>Send to JAPC</b>	<b>Mail to DOS (tentative)</b>	<b>Effective Date (tentative)</b>
<b>40B-1.703, 40B-1.709</b>	4/8/08	5/9/08	8/11/09	8/21/09	8/13/09	9/21/09	10/11/09
Changes Relating to 40B-2 Major Revisions							
<b>40B-1.704</b>	6/9/09	6/19/09	9/8/09	9/18/09	9/18/09		
As-built bonding							
<b>40B-2</b>	2/12/08	2/22/08	6/9/09 8/11/09	8/21/09	8/13/09	9/21/09	10/11/09
Major changes to WUP process							
<b>WUP Guide</b>	2/12/08	2/22/08	6/9/09 8/11/09	8/21/09	8/13/09	9/21/09	10/11/09
Adoption of Water Use Permitting Guide							
<b>40B-2</b>	9/8/09	9/18/09					
Upper Santa Fe River Basin Permit Duration							
<b>40B-3.902</b>	2/10/09	2/27/09					
Water Well Construction Application							
<b>40B-4.1090</b>	6/9/09	6/19/09	6/9/09	6/26/09	6/26/09	8/10/09	8/31/09
Taylor County FEMA Flood Studies							
<b>40B-4.2010</b>	5/14/09	5/29/09					
Noticed General Permit Application							
<b>40B-4.3020</b>	8/11/09	8/21/09					
Works of the District/District Floodway Application-Back Page							
<b>40B-400.046</b>	5/14/09	5/29/09					
Petition for Formal Wetland Determination							
<b>40B-400.051</b>	5/14/09	5/29/09	7/14/09	7/24/09	7/16/09	9/1/09	9/22/09
Exemptions							
<b>40B-400.091</b>	12/9/08	12/19/08					
ERP Handbook-Bald Eagle De-listing							

# Construction & As-built Inspections



# Compliance and Enforcement

updated 8/27/2009 8:23:49 AM

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE04-0025	COLUMBIA	10/8/2004		Stormwater system not constructed as permitted	Jeffrey Hill/Smithfield Estates	Enforcement documentation sent to attorney 9/22/05 and 12/9/2005 Governing Board denied application on 12/13/05 Staff met with Mr Hill 3/1/06 to discuss violations and solutions Site inspection 10/30/06 No additional work except for a home on Phase 1 Site inspection 5/16/07 No change Administrative complaint served 8/13/07 30 days to correct violation Hill filed with the District a Request for Hearing on 8/27/07 The District issued an Order Denying Hearing, served 9/22/07 Petition to enforce agency final order pending with Circuit Court Hearing scheduled with Judge Leandra Johnson on 9/8/08, Judge granted Mr Hill additional time to resolve violations Hearing 11/17/08 with Judge Johnson Motion to rehear filed 11/26/08 Judge had ordered mediation with Mr Hill Court-ordered mediation held on 6/30/09 Mr and Mrs Hill have not yet signed the mediation agreement as of 7/24/09	Dinges, Jon
CE05-0017	COLUMBIA	4/14/2005		Alteration of dam without a permit	Jeffery Hill	Staff met with Respondant & Tom Brown 1/11/06 to discuss violations Staff met with Mr Hill 3/1/06 and discussed violations and solutions Jennifer Springfield prepared Circuit Court Complaint Received copy via mail 5/26/06 Hearing date for temporary injunction 7/11/06 Hearing rescheduled for District motion for temporary injunction set to 11/7/2006 Hearing conducted on 2/7/07 Waiting on verdict Received order denying motion for dismissal 7/12/07 Hill has appealed to Court, case pending Hearing held on 4/16/08 regarding civil penalties Penalty of \$100,000 awarded Periodic inspections will be made by staff to determine compliance with Circuit Court Order Staff took control of dam in September (Emergency Court Order) and drained the dam Received notice of Bankruptcy 11/21/08 Retained bankruptcy attorney for hearing 1/9/09 First District Court of Appeals 2/12/09 Inspected dam on 4/4/09, dam is filling up again Spillway seems to be closed Memo & pictures to Tom Brown on 2/4/09 Staff to attend bankruptcy hearing for El Rancho No Tengo, Inc , on 3/25/09	Dinges, Jon
CE05-0031	COLUMBIA	6/13/2005	8/8/2008	Failure to maintain stormwater system as permitted	Ray Sessions/Commander Row & Cannon Creek North	Draft Notice of Violation received from Jennifer Springfield on April 20, 2006 Staff will review the Notice and return it to Ms Springfield no later than 4/25/06 Response received 5/16/06, indicating Mr Sessions was not responsible Ms Springfield sent letter to Mr Sessions' attorney on 5/24/06 Received Construction Remediation Schedule from Bill Freeman 5/30/06 Work to be complete by 9/15/06 Southern Approaches complete Staff to inspect Staff inspected S Approaches complete Others under review Letter from B Freeman 12/12/06 Work to be completed by 12/15/06 Applications received RAI mailed 11/6/06 See Board memo for updates Letter to Mr Freeman mailed 4/16/07 18 days to install culverts (SWM4-91-00187) File sent to J Springfield 9/6/07 Letter sent from J Springfield to Mr Saunol, HOA President on 12/20/07, 60 days to correct violations Letter from J Springfield mailed on 1/18/08, 30 day extension granted 30 days to submit application Received letter from Cannon Creek HOA 2/8/08, 180 day extension requested Received letter from attorneys regarding resolution on 9/22/08 Legal comments District staff met with Greg Bailey of Bailey, Bishop & Lane who stated that he is working on the flooding problem as part of a master plan for the entire basin In the event Mr Bailey's plan is approved and constructed, it will also address the compliance issue under this permit	Sagul, Tim

CE #	County	Discovery Date	Date Action Required	Violation Summary	Respondent	Comments	Staff
CE06-0014	COLUMBIA	8/31/2005	8/14/2009	Operation & Maintenance issues	Dale Williams/Columbia County	Four projects remain outstanding as of 6/21/06 Peacock Road, Brown Road, Hunter Panels and Emerald Forest Received Brown Road ERP application 11/6/06 Staff to prepare Peacock Road, Hunter Panels & Emerald Forest for legal Received application for Emerald Forest Street Culvert 7/26/07 Staff to prepare letter to Columbia County by 8/31/07 Staff (Louis Mantini) to meet on 9/21/07 to discuss Hunter Panels mitigation with Dennis Price, consultant (SE Environmental Geology) representing Columbia County Staff to follow-up on mitigation for Hunter Panels Letter sent 1/5/09 regarding Hunter Panels conservation easement requirements Letter sent 1/21/09 regarding Brown Road, 30 days to submit RAI material or deny at February Board and refer to legal Letter to Mr Williams sent 3/11/09 regarding Hunter Panel mitigation and WSMDD Land Trust Staff issued a permit for Peacock Road in March 2009 Brown Road for denial at May 2009 Board Brown Road denied at May 2009 Board Staff to prepare for legal Sent letter 7/14/09, 30 days to remove culvert under Brown Road and return to grade	Dinges, Jon
CE05-0046	COLUMBIA	12/5/2005	5/29/2009	Failure to maintain stormwater system	Justin Fitzhugh	Waiting on as-builts New owners Engineer to submit application for modification Application received 8/11/06 Redesign to be submitted by 12/01/06 by Arnold Terry Reviewing design submitted 11/29/06 RAI mailed 11/29/06 Extension letter mailed 3/22/07 Engineer working on project Denied at October Board Site inspection 3/20/08 Sent NOV 3/26/08, 60 days to submit as-builts and pay penalties and fees Sent 18 day letter 6/25/08 Staff met with Mr Fitzhugh on 7/7/08 A follow-up letter was sent 7/8/08 giving him until 9/7/08 to provide a solution No solution as of 9/24/08 Staff has giving Mr Fitzhugh until 10/10/08 to provide solution Received email 10/2/08 Mr Fitzhugh working with surveyor Staff to follow up by 5/29/09	Marshall, Leroy
CE09-0006	DIXIE	9/26/2008	8/3/2009	Unpermitted dock on the river	Michael Manion	14 days to contact District Scheduled a meeting with Mrs Manion on 2/2/09 Met with Mrs Manion on 2/17/09 at her property Received WOD application 2/25/09, no fee Sent RAI letter 3/19/09 Information due 6/19/09 Sent RAI letter 5/4/09 info due 8/3/09	Robinson, Vince
CE09-0014	COLUMBIA			Permit violations	Ray Sessions/Faye Carroll (Country Landings)	Administrative Order and Complaint prepared by J Springfield and sent certified 2/4/09 to Ray Sessions, Faye Carroll, K&M Development & Austin Sessions Administrative complaint filed by Mr Sessions Letter sent from J Springfield to Mr Sessions attorney 3/19/09, verbal 60 day extension to complete work give to Mr Sessions from DAS Mr Sessions to withdraw Petition for Administrative Hearing Construction complete & as-builts complete Legal working on HOA documents Letter sent by legal counsel on 6/24/09 to Vicki Berman, Esq, stating that District will not accept HOA has O & M entity until developer amends articles & by-laws to allow residents to control HOA Letter also agrees that based on Third Amendment to Declaration, a separate drainage easement from lot 12 owner is no longer needed Letter sent from J Springfield 7/22/09 regarding HOA responsibility	Marshall, Leroy
CE09-0028	COLUMBIA	4/1/2009	4/25/2009	No as-builts	Tom Kesling / Lake City Home Depot	45 days to submit as-builts & pay costs Staff to follow up Call from Mr Kesling and Engineer Working on as-builts and required forms Granted extension until 5/25/09 Received all sections of as-builts 5/28/09 Several Calls and e-mails to Home Depot in Atlanta including Attorney and Store District Manager All as builts have been received but fine has not been paid Staff to prepare for legal by 6/19/09 File sent to legal 6/18/09	Bowden, Jerry
CE09-0027	LEVY	3/1/2009	4/19/2009	Unpermitted development	Marvin Franks / Cedars Airfield, Inc	14 days to contact District Spoke with Mr Franks on 3/10/09 He will call me to set up a meeting when he returns to town in two weeks Met with Mr Franks on 3/19/09 He has 30 days to hire an engineer Engineer has been hired (Mills) Mills Engineering has called and is working on the application and plans Need to follow up with owner on status by 8/31/09	Webster, Patrick
CE09-0031	DIXIE	3/26/2009	9/24/2009	Unpermitted structure & fill in floodway	Dale Hernng	30 days to submit WOD application Waiting on WOD application Reminder letter sent 7/23/09 Received WOD application 7/30/09 Sent RAI 8/25/09 30 days to submit fee and information to complete submittal	Hastings, John

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE09-0034	DIXIE	3/31/2009	9/14/2009	Unpermitted construction in wetlands & floodway	Terre G Patterson	SWO & NOV mailed, 14 days to contact District Responded phone call on 4/3/2009 Respondent will schedule a meeting to discuss permitting issues Respondent agreed to stop work Staff waiting on flood waters to schedule meeting by 6/30/09 Called 6/18/09 and left message for Mr Patterson to call me back Letter send 8/24/09	Spencer, William
CE09-0038	COLUMBIA	3/25/2009	8/21/2009	Unpermitted structure in floodway	Larry & Cindy Fulford	14 days to contact District Mr Fulford called District on 4/9/09 and talked to Bill Spencer He was asked to halt construction and that an appointment would be scheduled for a site visit Waiting for river level to go down to set up meeting Set up meeting with Mr Fulford on 5/11/09 Met with Mr Fulford on 5/11/09 Received WOD application and fee 5/18/09 RAI sent 5/21/09	Robinson, Vince
CE09-0047	BRADFORD	5/29/2009	6/17/2009	Deviation from permitted plans	Mark McGuigan	14 days to contact District Meeting 6/17/09 Revised plans for ERP09-0029M were received by the District on 6/18/09 A modification fee of \$750 00 and revised plans were received by 7/20/09, but the receipt of application for modification is pending Instructions for completing permit application e-mailed on 08/06/09	Mantini, Louis
CE09-0049	MADISON	5/21/2009	7/27/2009	Unpermitted road construction & dredge/fill in wetlands	Jimmy Augustine	14 days to contact District Mr Augustine called the District on 6/16/09 Mr Augustine purchased the property 7/17/09 He asked if we could postpone the investigation until the end of July because of travel associated with his business I agreed to contact him again by 7/27/09	Spencer, William
CE09-0050	JEFFERSON	5/21/2009	6/24/2009	Unpermitted road construction & dredge/fill in wetlands	Jefferey Marion	14 days to contact District Ms Carla Roberts contacted the District on 6/17/09 by phone Ms Roberts called 7/13/09 and asked for time to discuss issues with neighbors	Spencer, William
CE09-0054	ALACHUA	7/1/2009	9/30/2009	Permit conditions violations	Christopher Almond / Deerhaven Citgo	30 days to submit plan, drawings, calculations & timeframe to complete corrective action Received letter 7/22/09 requesting copy of permit and determination that permit conditions have been violated Sent revised NOV 7/23/09 2 weeks to provide requested information Received correspondence from Mr Almond questioning violations Second letter sent from District on August 17, 2009 Mr Almond is to submit plans and construction schedule for bringing project into compliance by 9/30/09 File to legal 8/28/09	Bowden, Jerry
CE09-0055	COLUMBIA	7/14/2009	8/7/2009	Wetland dredge & fill	Suwannee Investment Corp /Packaging Corp of Amerca	21 days to contact District W Spencer talked to Mr David George, PCA on July 27, 2009 regarding the need for a permit for the construction of a pond and filling in wetlands associated with CE09-0055 Mr George said he will refer issue to his company's legal staff Recommend referring to District legal Contacted FL Div of Forestry to inquire whether silvicultural exemptions or Best Management Practices allow construction of fire ponds within wetlands Left several messages on 7/27/09 Received response letter 8/3/09 from attorney Met with Division of Forestry and US Forest Service 8/19/09 to discuss resolution	Spencer, William
CE09-0059	DIXIE	10/23/2008		Unpermitted structure within floodway	Ronald Berg	File to legal 7/28/09	Hastings, John
CE09-0061	GILCHRIST	7/23/2009	8/17/2009	Unpermitted clearing, debris deposition & destabilization	Chuck Farmer / Anderson Columbia, Inc	3 days to control erosion & sediment Sent letter 8/10/09 7 days to correct measures	Mantini, Louis
CE09-0065	GILCHRIST	7/27/2009	9/2/2009	Unpermitted structure in floodway	Samuel & Carmen Tarantino	14 days to contact District Received call from Mr Tarantino 8/21/09 says he may not own the property in violation Vince to investigate	Robinson, Vince

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE09-0066	SUWANNEE	7/28/2009	9/2/2009	Unpermitted structure in floodway	Tillman Richardson	14 days to contact District	Robinson, Vince
CE09-0057	COLUMBIA	7/9/2009	9/7/2009	Unpermitted structure within floodway	Wilson Springs, Inc (Hugh Wilson)	14 days to contact District Mr Wilson called on 7/24/09 and said the property no longer belongs to him He thinks it is owned by an association Sent 18 day letter 8/29/09 Mr Wilson contacted me on 8/24/09 and stated he would work with me on getting the dock permitted	Robinson, Vince
CE09-0062	COLUMBIA	7/7/2009	8/21/2009	Unpermitted pond	Don Thomas C/O Susan thomas	14 days to contact District	Mantni, Louis
CE09-0067	DIXIE	5/29/2009	9/24/2009	Non-conformance with permitted plans	Robert Hawkins	30 days to send in ERP application	Hastings, John
CE09-0068	LAFAYETTE	8/21/2009	8/7/2009	Unpermitted fill in floodway	Stephen Douglas	14 days to contact District	Mantni, Louis
CE09-0069	ALACHUA	8/24/2009	9/8/2009	Unpermitted structure within the floodway	Paul Regensdorf / Dennis Oneil	SWO hand delivered 8/24/09 Mailed Nov 8/25/09 Received WOD application 8/25/09 Mr Regensdorf called today (8/26/09) Told him we would send him a letter indicating what he needs to do and that a zero-rise certification would probably be required	Spencer, William
CE06-0058	LEVY	8/2/2006	1/30/2009	Unpermitted construction	Douglas McKoy	45 days to submit application package Due 9/14/06 Received permit application 9/15/06 Permit application received on 9/18/06 RAI mailed on 10/4/06 Deadline 1/2/06 12/18/06 received request for time extension Left a message to Donnie Ellington to get back to me on the status on 4/11/07 Letter from Mr Ellington 4/12/07 requesting extension He called and said he would be sending in an application soon Meeting scheduled with Donnie Ellington on 7/23/07 to discuss project Meeting to be rescheduled McCoy called on 9/18/07 requesting an extension due to Ellington's issues Received letter on 9/21/07 Extension until 12/10/07 In the process of selling this parcel Received ERP fee 12/5/07 RAI letter mailed 1/3/08, 60 days to respond Met with Mr McCoy on 2/13/08 Wetland jurisdictional conducted at the site on 3/11/08 Waiting on determination to arrive from Mr McCoy Should arrive by 4/18/08 Received determination 4/28/08 Staff to review Bill Spencer visited site on 5/1/08 to inspect wetland delineation Recommend that wetland line be placed on site plan survey RAI sent out on 5/12/08 with a 60 day response deadline RAI sent 7/25/08, 45 days to respond Received letter from Mr McCoy on 8/28/08 He is working on the survey On 10/30/08 prepared ERP permit for denial, and prepared legal fact sheet to give to Tom Brown File sent to legal 11/4/08 Met with Mr McCoy on 11/13/08 to go over a plan to permit the subdivision Must have a site layout and an engineer hired by 1/7/09 Had a discussion with Mr McCoy and he has hired Donnie Ellington as his engineer and the wetland jurisdictional plans should be submitted to the District in few weeks Per email date 3/12/09, he has hired an engineer and they are working on submittal Staff to follow up by 6/30/09 Received e-mails concerning his intentions Lack of money has prevented him from moving forward The environmental consultant and engineer will not move forward until they are paid This project need to go to Tom Brown	Webster, Patrick

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE06-0063	LEVY	8/8/2006	8/13/2009	Fill in wetlands	Ron Woods	Mailed NOV 8/11/06 Submit application package by 9/25/2006 He has called several times to keep me updated Received ERP application 11/30/06 Sent out RAI on 12/19/06 Deadline for responses 3/19/07 Conducted a field review with applicant on 1/30/07 Sent out an email to his consultant to find out the status on 4/11/07 Mailed RAI 5/7/07 Response due 8/7/07 Sent out 18 day letter on 8/21/07 Received RAI responses on 9/10/07 Extension request letter received 10/3/07 Waived the 90 day time clock, permit know pending Owner wants to try to repair damage Conducted another field review 11/2/07 Consent Agreement being finalized by staff for signatures Signed Consent Agreements mailed to respondents for signature 1/31/08 Received letter from Mr Woods on 2/28/08 requesting aenal & time for his attorney to review the agreement Provided aerial As of 4/10/08, still waiting on Consent Agreement to be returned to Distrct Consultant is preparing restoration plan Once plan is accepted, Mr Woods will execute the the agreement According to Tom Brown that was acceptable Sent email to Tom Brown concerning status on 7/11/08 Sent letter requesting signed Consent Agreement or Restoration Plan by 8/12/08 Letter received 8/6/08, wetland plan to be submitted withn 30 days Received wetland restoration plan on 9/2/08 from Tom Brown Staff needs to review it Restoration plan unacceptable Mailed RAI 9/22/08, 30 days to submit corrected plan 10/21/08, extension request and records request received Reveiced update ERP application 11/7/08 We had a meeting with them on 11/25/08 Compliance Agreement sent out 11/25/08 RAI sent out on 12/2/08 Received signed Compliance Agreement 12/12/08 Currently removing fill from the wetlands Mailed copy of executed Consent Agreement 12/16/08 Staff to inspect 1/12/09 Final inspection was conducted by staff and it appears the fill has been removed from the wetlands RAI letter sent 2/2/09, revisions to be made on UMAM analysis Received update UMAM analysis 3/18/09 ERP permit issued 4/8/09 Staff to reinspect when mitigation is complete Mitigation is close to completion Bill Spencer will conduct a filed review by 8/31/09	Webster, Patrick
CE06-0073	GILCHRIST	9/5/2006	11/19/2009	Unpermitted constuction in floodway	Lex & Deborah Walker	30 days to remove structure or submit application Received copy of permit and additional information on 9/12/06 Application to be submited by 10/31/06 Received application 10/27/06 RAI sent 11/21/06 Deadline for response 2/20/07 Received a call from owner saying that the engineerng firm is working on the responses Met with engineer on 3/26/07 Extension requested to 5/25/07 Sent 18 day letter 6/28/07 30 day extension requested on 7/16/07 Received RAI matenal 8/16/07 Sent RAI letter 9/10/07 Extension request granted until 1/11/08 RAI inforamtion received 1/23/08 Sent additional RAI 2/13/08, 90 days to provide information Received RAI matenal 4/15/08 Staff to review Sent RAI 5/9/08 Received response from applicant on 5/29/08 Conducted final field review on 5/6/08 Sent RAI 6/13/08, 30 days to respond Extension request received 9/4/08 Sent out RAI on 9/10/08 Received RAI response on 9/25/08 Sent another RAI out on 10/17/08, 30 days to respond Staff to contacted Mr Walker on 12/2/08 Received RAI response on 12/3/08 After the fact Permit issued on 12/22/08 Inspection required on 2/22/09 to see if plantings installed and unauthorized structures are removed Per staff inspection the deck and walkway have been removed according to the permit conditions Will recheck to see if plantings and floats have been installed after the flood recedes Staff inspected 5/18/09, 30 days to install floats Letter sent 5/17/09 18 days to contact District regarding removal plans They responded by asking for an extension do to flood damage Sent letter 8/21/09, 90 day extension due to flooding issues	Webster, Patrick

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE06-0086	COLUMBIA		9/1/2008	No as-builts	Richard Cole / Grandview Village	30 days to submit as-builts File to legal 11/14/06 Received Sections A,B,& C on December 1, 2006 Sent second NOV 2/9/07 Extension letter mailed 3/13/07 Clay & Leroy to revise NOV with additional violations Met on site with Engineer and contractor 3/21/07 and the ditch will be constructed in correct place Re-inspect by 4/30/07 to ensure project is in compliance Site Visit conducted 5/2/07 and 5/10/07 and no work had been performed Extension until 5/20/07 to complete work 5/25/07 Mike Renfroe called and they are supposed to be installing 2-18" pipes in the backyards along with yard drains There are numerous problems that still need to be addressed in this subdivision ie fill in pond from power poles, size of rear lot bypass swale system, maintenance of pond, stabilization of site File to legal 7/24/07 Letter from contractor 8/1/07 Told by property owners to stop work Legal returned file due to conflict of interest File forwarded to J Springfield 9/11/07 for review Letter sent from J Springfield, 15 days to submit fines & work Site visit conducted on 10/31/07 and the sub-contractor is working on installing the pipes on the east side of the by-pass ditch Site visit conducted 11/16/07 and the pipes are installed on the eastside No stabilization measures have been implemented Inspection 1/2/08 and no changes from previous inspection 1/25/08 site inspection shows no changes from previous inspection Home construction has constricted conveyance of by-pass swale Other than that no changes since 11/16/07 inspection On 3/11/08, the Board authorized staff to proceed with an Administrative Complaint, which has been drafted and sent to J Springfield on 3/31/08 Received property ID information for property owners from J Springfield on 4/9/08 Meeting 5/16/08 with legal to discuss alternative solutions District to meet with City on constructing by-pass swale on City property Administrative complaint & Order mailed certified 8/1/08, 30 days to complete work necessary to bring property into compliance & 60 days to submit as-builts Received request for Administrative Hearing 8/25/08 Request for Admin Hearing denied at September 2008 Board Meeting due to untimely filing of motion Mailed denial 9/10/08 10 days to respond File with J Springfield J Springfield sent letter 3/20/09 proposing a settlement Letter from J Springfield sent 7/24/09, proposed consent agreement sent to Mr Cole for review and approval	Dinges, Jon
CE06-0107	LAFAYETTE	12/12/2006	4/28/2009	Construction without a permit	Linda Fennell	90 days to remove structure from 75 foot setback & submit WOD application Received WOD application 12/15/06 Sent RAI Information due 3/14/07 Sent 18 day or deny letter 4/13/07 June 2007 Board for denial File to legal 9/11/07 Legal sent NOV 9/14/07, requesting penalties, costs & fees or application & fee submittal by 10/5/07 Memos & pictures from site visit sent to legal 10/5/07 Received variance request & \$250 application fee (no application was included) on 1/23/08 RAI mailed 1/25/08 Variance faxed to legal 4/10/08, waiting on comments 4/28/08, 18 days to submit RAI information June Board for denial and Final Order Denial of variance request and Final Order executed at June 2008 Board meeting Meeting with Mr Buckels scheduled for 8/8/08 Letter mailed 8/12/08, 30 days to remove structure, provide written proof the structure was in place prior to 1985 or provide WOD application WOD application received 8/14/08 for dock, no agent letter received Sent RAI 8/22/08, has until 9/12/08 to resolve issues Application denial to November Governing Board with approval to initiate enforcement action Received letter from Mr Buckels 11/10/08 Denied at November Board Meeting without pred Staff to investigate property ownership Quit Claim deed and property information to legal 11/24/08 to verify ownership Memo to Governing Board 12/4/08 updating status of project Legal reviewing ownership of property Legal verified ownership to Linda Fennell County to provide documentation of construction by 1/13/09 Sent NOV to Ms Fennell via Process Server on 1/28/09, 90 days to comply and submit a WOD application NOV served on 2/9/09 Received letter from Ms Fennell on 4/27/09 stating she did not recognize any violations on her property Staff prepared memo to Governing Board for May, requesting authorization to file complaint in Circuit Court Staff preparing for Circuit Court complaint as per approval at May 2009 Board meeting Circuit Court complaint being prepared by staff and legal Site visit by boat 6/26/09, GPS location Legal sent letter 7/28/09 to Lafayette County to serve Ms Fennell	Marshall, Leroy

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE07-0065	GILCHRIST	5/16/2007	9/5/2008	Unpermitted construction within the floodway	Steven A Midyette	14 days to contact District Respondent contacted staff on 9/7/07 Staff will follow-up with a site visit on 9/19/07 Consent Agreement being finalized by staff for signatures Signed Consent Agreements mailed to respondents for signature 1/31/08 As of 8/18/08, waiting on Consent Agreements to be returned to District Staff will send notice that the District will allow a deadline of 9/5/08, for signed Consent Agreement If a response is not received, then the case will be forwarded to legal counsel Staff preparing to resend to legal Received Administrative Complaint & Order filed by legal 12/9/08 Returned signed Administrative Order to legal 1/6/09 Order in the process of being served by legal as of 1/28/09 Letter from T Brown received 2/24/09, Administrative Complaint to be served by Duval County Sheriff Office Complaint served by Duval County Sheriff Office on 3/2/09 Received request for Administrative hearing on 3/30/09 Denial of hearing issued at April 2009 Board Second request for hearing received May 4, 2009, GB authorized referral to DOAH at 5/14/09 meeting File sent to DOAH on 5/18/09	Mantini, Louis
CE07-0069	GILCHRIST	8/1/2007	9/19/2009	Fill in wetlands & unpermitted construction	David Meehan Suwannee Lake Plantation	Site visit on 8/17/2007 Under investigation Owners met with District staff on 9/27/07 Owner will submit site plan with existing and planned construction along with the wetland line established by owner's consultant No submission date given No response as of 11/7/07 No response as of 11/30/07 ERP application received 2/14/08 Sent RAI letter 3/6/08 Received letter from WRA 3/31/08 Applicant's environmental consultant called today (3/31/08) and stated that the owner will remove the pad out of the wetlands, restore the site, and redesign the project Sent RAI 5/23/08, 90 days to respond Received letter from David Mehan and Robert Menke on July 2, 2008 detailing the notes of a meeting re closure of the violation Responded to 7/2/08 letter with conceptual terms of Consent Agreement Extension request granted 8/25/08 Received letter 9/12/08 Sent letter 10/16/08, staff preparing Consent Agreement Draft Consent Agreement sent 12/5/08 Waiting on response as of 1/13/09 Responded to Mr Brubaker's question re delineation of conservation area by a phone message left on 2/18/09 Asked that he call or email me with his questions/concerns Mr Brubaker returned call on 2/20/09 and left message indicating he will call first of next week Mr Brubaker sent (3/9/09) a revised Consent Agreement to Resource Management for review Staff preparing response Staff preparing revised Consent Agreement (5/6/09) Consent Agreement sent to legal for review 5/7/09 Consent Agreement mailed 6/10/09 for signatures Received signed Consent Agreements 7/17/09, August 2009 Board for Final Order Mailed executed Final Order & Consent Agreement 8/13/09 Restoration plan submitted 7/23/09 30-day extension requested and granted 8/19/09	Spencer, William
CE07-0087	MADISON	9/26/2007	8/7/2009	Unpermitted structure within the floodway	Charley Hicks Jr	30 days to contact staff Certified letter returned 10/30/07 unclaimed As of 12/17/07, Mr Hicks has made no contact with staff Sent letter via process server 1/8/08, 30 days to contact staff Return of service received on 1/28/08 from process server Contacted the District on 2/20/08 Staff informed Mr Hicks of his options Staff expects extension letter Staff conducted site visit on 5/8/08 Structures are still on site Staff conducted site visit on 8/14/08, structure still in place Called Mr Hicks on 8/19/08, he plans to write an extension letter and apply for a variance shortly Call today Tried to reach Mr Hicks by phone on 10/16/08 and 10/22/08 Contacted Mr Hicks on 10/28/08 Mr Hicks explained his view using profanity and threatened to sue File to legal 10/30/08 Letter from legal sent 2/2/09, 30 days to pay fines and correct violations No response has been received Staff prepared memo to Governing Board for May, requesting authorization to file complaint in circuit court Approved for circuit court Staff preparing for circuit court Counsel filed complaint with Madison County Clerk of Court Awaiting return of summons (6/4/09) Return of Service received from legal 6/30/09 Letter sent to Mr Hicks from legal 7/20/09, all penalties and fees due by 8/7/09	Robinson, Vince

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE08-0014	GILCHRIST	1/9/2008	4/14/2008	Improperly abandoned wells	Mac Johnson	Respondent must contact staff by 2/1/08 to make arrangements to pay fine and have violations corrected by 2/22/08 File to legal 2/28/08 Letter sent from legal 4/1/08, 13 days to contact legal to resolve violation Mr Johnson met with District staff on 4/14/08 He plans to have the work completed within two weeks Would like staff to reconsider the penalty Staff to monitor progress and then discuss penalty reduction Notice of Filings and Administrative Complaint and Order received from legal on 6/26/08, however, changes need to be made Emailed legal on 6/26/08 requesting changes Received updated information from legal on 6/27/08 One original executed document to file and one returned to legal for service on 6/30/08 Final order returned by legal on 10/1/08, preparing for Governing Board on 10/14/08 with Final Order number 08-0013 On 10/7/08 Mr Kim Cullen (employee of Mac Johnson) called and wanted the location of the wells so he could dig them up Sagul indicated that a Final Order was going to Bd next week Cullen should call Tom Brown or have a licensed well driller contact the District for locations Cullen indicated that he would relay the information to Mac Johnson Final Order executed on 10/14/08, a copy of the Final Order was mailed to Mr Johnson and legal counsel on 10/16/08 File with legal A complaint was filed in circuit court on 1/9/09 Permits for well abandonment issued on 4/1/09 Wells are to be abandoned within 3 weeks of 4/14/09, and Respondent is to pay \$10,000 in penalty and attorneys fees and costs Abandonment complete Final administrative costs sent to legal 5/20/09	Sagul, Tim
CE09-0063	BRADFORD	8/1/2009	8/31/2009	Unpermitted subdivision	Carl E Krause / Meng Dairy Farm	ERP application denied at August 2009 Board Meeting NOV sent 8/18/09 14 days to contact District	Webster, Patrick
CE09-0064	HAMILTON	7/23/2009	9/2/2009	Unpermitted structure in floodway	Leland Stephenson	14 days to contact District	Robinson, Vince
CE07-0005	ALACHUA	1/10/2007	6/10/2007	Unpermitted construction	Patncia Rhinesmith / Turkey Creek	30 days to provide permit modification File to legal for review pertaining to ownership Engineering firm to develop alternative Staff to contact engineering firm by 4/18/08 Respondent to set up meeting	Wright, Kevin
CE07-0049	UNION	3/18/2004	8/15/2009	No as-builts	James Cason / Town of Worthington Springs	File to legal 7/18/07 Letter from legal 8/3/07 requesting all costs & as-builts by 8/17/07 CHC talked with Bill Whitley on 8/16/07 and he is working with John Rimes III to get Section C completed As of 3/18/08 still missing Section C Report to Tom Brown if as-builts are not received by 4/16/08 Met on site with Mayor Cason and came to decision to place small berm around spring to divert runoff from parking lot away from spring They will be submitting application for a permit modification and include this on the application ERP application received 9/9/08 Krstin, Bill, & Jon working on letter to town in response to permit submittable, variance request and possible non-permitted structures Permit issued for pier Staff to contact by 12/1/08 Letter sent 11/24/08, for site plan Staff to review by 5/30/09 Contacted Mr Rimes 5/26/09 and requested a copy of the site plan Will submit by 6/15/09 Extension request for site plan received 6/22/09, water levels high Letter sent 6/24/09, site plan due by 7/15/09 Extension letter received 7/15/09 Letter received 7/14/09 from Mr Rimes requesting an extension until the Santa Fe River returns to within its banks He is unable to do the required inventory work Extension granted to 8/15/09 Property closed due to high water 8/14/09	Spencer, William

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE07-0050	COLUMBIA	3/25/2006	7/17/2008	No as-builts	Frank Soucinek / Countryside Estates	File to legal 7/18/07 Letter from legal sent 8/3/07 requesting all fees & as-builts by 8/17/07 Received a phone call from Nelson Bedenbaugh on 8/15/07 and he said they were working on finishing up some survey work to complete as-builts 8/29/07 District received a copy of Section C of the as-built Inspection was conducted on 9/5/07 and the pond on Country Club Road is not in compliance Staff emailed legal to make them aware of this Susan from the office called on 9/19/07 and staff emailed her a copy of the Section C and explained what needed to be done to bring the project into compliance 12/7/07 inspection conducted and no work has been done to bring the project into compliance Received call from Tom Brown regarding this project at the beginning of February and received a message to call Frank Soucinek Called Frank Soucinek and left a message for him to call me back As of 2/20/08 have received no return phone call 2/20/08 inspection conducted and no work has been done to bring the project into compliance 3/18/08 Site inspection revealed no work has been done to bring the project into compliance 4/2/08 let Nelson know that he would need to apply for a permit modification in order to change the pond to a wet pond 5/6/08 Tom Brown called and Frank Soucinek says that Nelson will be dropping of new plans by Friday 5/9/08 Calculations received 5/9/08 Received call from Marinda Kane 6/3/08 and she will be hand deliver application tomorrow 6/4/08, application and fee received 6/17/08 RAI sent with a deadline for submittal of 7/17/08 Received call from Nelson Bedenbaugh on 6/25/08 and they will be doing soil borings to determine how to construct a properly function dry pond 8/28/08 received email from Nelson Bedenbaugh stating that they planned on cleaning the pond and possibly overexcavating and backfilling No confining layer was found in the borings 9/24/08 Leroy will go by and look at this one for me to see if any remediation work has been done to bring the project into compliance Leroy visited site on 9/25/08 and took photos No work has been done to bring the project into compliance Emailed Tim and Tom pictures of site Staff inspected site 11/4/08 Vegetation cut and cleared Copy of inspection report & pictures sent to legal 11/7/08 See legal enforcement report CHC received a phone call from Susan asking for a copy of permitted plans and permit so they could fix the pond I let her know the District would get back with her since the permitted plans may not fix the problem Met with respondent 11/21/08, seeking different engineering services Site visit 1/13/09 No contact from Soucinek regarding engineer Staff to refer back to legal by 5/22/09 Denied at July Governing Board Updated administrative costs and copy of file with last inspection report (7/22/09) sent to legal	Dinges, Jon
CE04-0003				Unpermitted construction	Jeff Hill / Haight Ashbury	Administrative complaint served 8/13/07 by process server 30 days to complete construction of SW system Hill filed with the District a Request for Hearing on 8/27/07 The District issued an Order Denying Hearing, served 9/22/07 Petition to enforce agency final order pending with Circuit Court Hearing scheduled with Judge Leandra Johnson on 9/8/08 Hearing 11/17/08 before Judge Johnson Motion to re-hear filed 12/1/08 Court-ordered mediation held on June 30 Mr and Mrs Hill have not yet signed the mediation agreement as of 7/24/09	Hastings, John

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE08-0057	TAYLOR	9/12/2008	10/22/2009	Unpermitted fill in wetlands	Wade & Leslie Lorang	14 days to contact District Mr Lorang contacted District by phone message on 10/27/08 Mr Dale Rowell (Delta Surveying) will be his agent District contacted Mr Rowell 10/28/08 and discussed the violation Mr Rowell requested that District draft a compliance agreement for review Compliance Agreement being finalized by staff as of 11/17/08 Met with Respondent on Dec 5, 2008 and discussed resolution I will meet with surveyor onsite to estimate impact acreage Waiting for surveyor to call Meeting scheduled 1/8/09 Did soils study with Louis Mantini on 1/21/09 Found hydric soils Estimate 0.65 acre wetland impact Waiting to discuss issues with respondent's agent. NRCS soil scientist from Palatka visited the site with W Spencer on 2/10/09 to review the hydric soils He agreed that the line was correct but should have been extended to include additional acreage Respondent's agent requested a meeting during the week of 2/16/09 Met with NRCS soil scientist onsite 2/10/09 who commented that the flagged area was too small and that the hydric soils indicated that the wetland area should be larger I commented that I wanted to be conservative and he said that he could support the existing wetland line Meeting scheduled with Mr Rowell (agent) on Monday 2/23/09 Met with Mr Rowell (2/23/09) and Tim Sagul Mr Rowell agreed to contact owner to determine his plans for restoration/mitigation Mr Rowell sent email (3/17/09) requesting District prepare plans for restoration Staff responded by asking whether Mr Lorang intends to restore 100% or partially mitigate Staff also suggested that it would be best to meet with Mr Lorang's restoration consultant Letter sent 6/8/09 requesting restoration plan by 7/20/09 Mr Drew Taylor from Delta Surveyors called (7/16/09) requesting an extension because the Respondent's agent (Mr Dale Rowell) will not return until September 2009 Respondent would like to continue using the same agent Extension granted to September 15, 2009 Mr Taylor called back 7/16/09 indicating that Mr Rowell and Delta will no longer be the Respondent's agent An environmental firm will be retained and will send the extension letter Mr Andy Barth called 7/16/09 and will send an extension request He will talk to Mr Lorang to determine whether to restore or mitigate Received extension request 7/22/09 District contacted by new consultant 90-day extension granted	Spencer, William
CE08-0053	SUWANNEE	10/1/2008	8/7/2009	Clearing in setback	Manan Harns	14 days to contact District No contact has been made as of 10/16/08 Certified letter returned 10/27/08 unclaimed after 3 attempts File to legal 11/7/08 Letter from legal sent 7/17/09, all penalties & cost due by 8/7/09 Mrs Harns has been in a nursing home for quite sometime and had not received her mail I am to meet with Mrs Conrad on her behalf on 8/20/09	Robinson, Vince
CE08-0043	LAFAYETTE	6/26/2008	6/30/2009	Unpermitted construction	Derrick Freeman	90 to days to remove structure Staff to follow up by 4/15/09 Site visit 3/26/09 Sent reminder letter 3/30/09 Staff to inspect by 6/30/09	Marshall, Leroy
CE08-0044	MADISON	8/11/2008	8/13/2009	Wetland impacts & construction without a permit	Marrone Investments, Inc	Staff preparing Compliance Agreement Mr Marrone is reviewing agreement Staff to follow up & prepare for legal Received penalty of \$918 & ERP application fee 12/1/08 Signed & executed agreement sent to Mr Marrone 12/9/08 Compliance Agreement approval letter mailed 12/29/08 Extension request granted until 8/13/09	Wright, Kevin

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE08-0035	COLUMBIA	4/15/2008	8/21/2009	Non-conformance with Erosion Control Plan	Robert F Jordan / Turkey Creek Subdivision	3 days to correct violation Email received 4/16/08 Staff to re-inspect by 4/25/08 Received email 4/23/08 regarding status of partial completion & discussion with engineer 4/24/08 Rick Johnston, Kevin Wnght, & Chad McCormick, BB&L teleconference to discuss changes to Erosion Control Plan Chad will draft & send to Kevin Sent letter 4/29/08, \$5,000 per day penalty until site is in compliance 4/29 & 4/30/08 work with Engineer to update erosion control plan for silt fence requirements 5/2/08 inspected site and all silt fence has been installed per plan 05/07/08 Temporary Gravel Entrance Installed 5/16/08 SWMF 5, 6 finished and seeded and mulched Working on SWMF 4 and will seed & mulch when complete Mr Jordan told me he will not temporary stabilize any of the exposed (bare) areas until he completes them He does seed and mulch the pond banks when complete and has bought a water truck for this job and is watering the seed to get it established 5/29/08, Mr Jordan email asks for Jon Dinges to send letter "withdrawing the daily fine letter " 5/30/08, SWMF 2 is complete and the banks have been seeded and mulched No temporary stabilization observed in exposed areas where no work is ongoing 6/2/08 Rick Johnston sent email to Mr Jordan requesting him to send a letter to Jon Dinges explaining how he brought the works permitted by ERP07-0081M into conformance 6/2/08, Mr Jordan responded that he would get us a letter by the weekend 6/5/08, Mr Jordan responded that "I will be in Tampa for a deposition tomorrow I will get the letter to Jon by early next week " 06/17/08, NOV mailed 8/1/08, 5 days to reinstall or repair silt fence, clean sediment, & stabilize site Staff to continue to monitor during construction 8/6/09 NOV mailed to Mr Jordan with four issues 1) Did not install cross drain & swale at Sta 20+33 39 2) Road side ditches pond water 3) Irrigation system needs to be certified & Emergency Contact Sign at pump electric panels need to be installed 4) As-Built Certification submitted for only part of the project Complete work by Sept 1, 2009 Pay fee of \$41,000 00 Contact Rick Johnston by August 21, 2009 to discuss resolving these issues 8/10/09 Rick Johnston received a telephone call from Robert Jordan He was in Canada, he received 8/6/09 NOV via his office staff He will be back to Lake City 8/24/09 and would like to meet the week of 8/31/09 We are in the process of setting a meeting date of 9/10 or 9/11/09	Johnston, Rick
CE08-0036	COLUMBIA	4/19/2008	7/19/2009	Construction without a permit	Joanie LeRoy(Secretary/Treasurer)LC Airpark	Stop work and 30 days to submit application Mr Gjoen called the District on 4/22 to ask about the stop work order and the enforcement process Staff informed Mr Gjoen that if he ignored that stop work order he could face penalties Staff visited the site on 4/23 and work was continuing Staff informed Mr Gjoen about the ERP process and that the project would require an engineer Per phone conversation with Ms LaRoy on 5/22/08, the Lake City Air Park LOA have signed a contract with GTC Design Group for engineering services Received letter LOA 5/28/08 Site visit 6/6/08 with Tim & Kevin Received letter from GTC 7/16/08 Received ERP application on 8/19/08 RAI mailed 9/18/08 Received RAI extension request on 11/10/08 Sent extension request approval 11/26/08 Property owner dispute Update was given on 5/18/2009 - mediation between the two parties is being scheduled Once date is decided upon, the District will be notified	Wnght, Kevin
CE08-0037	BRADFORD	8/2/2006	9/15/2008	Non-functioning pond	Bill McCans	30 days to repair erosion problems and provide as-builts 6/4/08 talked with Sam Smith and they will be submitting as-builts and requesting extension to stabilize pond Chad Williams is working on a plan to get the ponds in compliance Staff to follow up Respondent working on resolution Staff to schedule site inspection by 1/20/09 Staff to reinspect 3/26/09 Waiting to hear from engineer on as-builts Staff to write letter by 6/30/09 Sent out email on 6/15/09 to Chad Williams, engineer, with photos of the ponds leaking Mr Williams is trying to address the issue with the owner	Webster, Patrick

<i>CE #</i>	<i>County</i>	<i>Discovery Date</i>	<i>Date Action Required</i>	<i>Violation Summary</i>	<i>Respondent</i>	<i>Comments</i>	<i>Staff</i>
CE08-0040	DIXIE	6/2/2008	6/24/2009	Unpermitted construction	Ryan Bell	30 days to submit WOD application Resend with updated address 6/13/08 No response as of 6/30/08 Received WOD application 7/8/08 RAI sent 8/7/08 18 day letter mailed 10/27/08 Vince Robinson received phone calls from neighbors who want to know status and voicing concerns that if he is able to keep his construction they want to build the same thing Mr Bell called Bill Spencer Nov 2, 2008 and said that he is having his plans drawn and will submit before the deadline I informed him that he will need to make modifications to the construction in order to meet District requirements RAI material received 11/7/08 Third RAI sent 11/18/08 Received RAI material 2/18/09 Staff reviewing material received Zero-rise analysis received 3/6/09 Sent letter 3/11/09, 30 days to submit demolition plan Received inadequate variance request 3/19/09 Sent letter informing Mr Bell of proper procedure for requesting variance on 3/25/09 Received variance request 7/9/09 Being review by Jon Dinges Variance denied at August 2009 Board Final Order mailed 8/13/09	Hastings, John
CE08-0029	SUWANNEE	3/26/2008	9/15/2008	Erosion & sediment control problems during construction	Fred Treadway / Pennington Trails	30 days to pay penalty & remove, repair, install, maintain and/or correct all violation Site visit with D Price 4/10/08, problems still present Staff inspected site 5/15/08, project site is in partial compliance Staff to re-inspect 5/23/08 Staff inspected the site on 6/16/08 The site is still having problems with sedimentation Staff to meet with Respondent by 9/15/08 Meeting with Dennis Price to be scheduled Staff inspection 11/4/08 File to J Springfield 11/5/08 Administrative Complaint forwarded to J Springfield 3/30/09 with updated costs Site inspection 7/15/09 by R Johnston Report in file Letter from J Springfield 7/22/09 with Consent agreement to be reviewed by Mr Treadway Received signed Consent Agreement & \$7,772.67 for fines and penalties thru J Springfield on 8/20/09 Final Order to September 2009 Board	Marshall, Leroy
CE08-0020	BRADFORD	10/11/2007	2/6/2009	Failure to maintain system according to permitted plans & SWQ standards	Shaun & Christine Ritch & Roy Baker	File to legal 2/20/08 Letter sent from legal 6/6/08, 18 days to pay penalties and bring project into compliance Jon D to contact Ms Ritch Staff to re-inspect by 12/31/08 Sent letter 11/24/08, site visit scheduled for 1/6/09 Meeting 1/6/09, Mr Ritch to remove berm within next 3-4 weeks Response letter mailed 2/18/09 regarding emails sent by Mr Ritch Certified letter returned unclaimed 3/16/09 Staff to inspect site on 3/25/09 File to legal 7/15/09	Dinges, Jon
CE08-0022	SUWANNEE	3/3/2008	8/1/2009	Construction without a permit	Donald Edwards	90 days to submit application package & pay penalties Sent letter 6/6/08, 18 days to submit application package and pay \$8,000 penalty Sent letter 7/2/08, 90 days to submit application & pay penalty Extension request received 10/1/08 Extension granted 10/1/08 Items to be submitted on or before 10/20/08 Extension granted until 10/20/08 Received ERP application 10/20/08 RAI sent 11/6/08 Extension granted 2/18/09 Additional extension request granted	Marshall, Leroy
CE08-0072	COLUMBIA	12/16/2008	5/18/2009	Dredging and filling of an approximate 13 acre cypress pond	Larry R and Eva Joyce Sigers	Discovered by investigation of aerial photographs 14 days to contact District Met w/ Mr Sigers and Tim Sagul 1/6/2008 Called 1/22/09 to schedule meeting for 1/28/2009 but got no answer and no answering machine Met onsite on Feb 11, 2009 with Mr Sigers, Jon Dinges, Tim Sagul and Bill Spencer Verified presence of hydric soils and hydrophytic vegetation Discussed the need to either restore or permit after the fact with mitigation We were asked to leave his property Staff preparing letter to Mr Sigers Letter sent 2/18/09 requiring restoration plan and penalty by 3/18/09 Received letter from Mr Sigers attorney requesting a 60 extension Letter sent 3/19/09, 60 day extension granted Meeting 5/12/09, consultant working on plan Working on impact estimate, should have material in by 6/19/09 Met with Mr Carl Salifno 7/8/09 Impact map was submitted Preliminary discussions regarding resolution were continued Mr Salifno will return with a proposed plan Will send 18-day letter by 8/18/09 requesting information Contacted consultant 8/24/09 A restoration plan will be submitted this week (8/24/09) Received restoration plan 8/25/09	Spencer, William

## Complaint Database Inquiry List

<b>Complaint Number</b>	<b>Complainant / Property Owner</b>	<b>Complaint Description</b>	<b>Date Opened</b>	<b>Initial Response Date</b>	<b>Staff</b>	<b>Date Closed</b>	<b>County</b>
CMP09-0090	Jeannette / Walmart Alachua	Sinkhole Concerns	7/2/2009	7/4/2009	Bowden, Jerry	7/20/2009	ALACHUA
CMP09-0091	Gwenn Latell / Unknown 9Turkey Creek SD)	Digging Concerns	7/7/2009	7/8/2009	Spencer, William	7/8/2009	ALACHUA
CMP09-0092	Helen Downs / Ronnie Manna (Ronny)	Spring Concerns	7/8/2009	7/8/2009	Jensen, Don	7/8/2009	GILCHRIST
CMP09-0093	Anonymous / Elton Ward	Wetland Concerns	7/10/2009	7/10/2009	Mantini, Louis		BRADFORD
CMP09-0094	SRWMD / Suwannee Investment Corp	Wetland Concerns	7/16/2009	7/16/2009	Spencer, William	7/16/2009	COLUMBIA
CMP09-0095	Heath Sharpless / Heath Sharpless	Well Concerns	7/16/2009	7/17/2009	White, David	7/22/2009	SUWANNEE
CMP09-0096	Shelia Lyons / Ralph & Linda Byrd	Drainage Concerns	7/15/2009	7/15/2009	Mantini, Louis		BRADFORD
CMP09-0097	Mrs Fontenot / Anderson Comumbria (Chuck Farmer)	Spring Concerns	7/15/2009	7/17/2009	Mantini, Louis	8/24/2009	GILCHRIST
CMP09-0098	Mrs Eunice / Rayonier, Inc	Blockage Concerns	7/17/2009	7/20/2009	Mantini, Louis		BRADFORD
CMP09-0099	A R Adams / Unknown	River Concerns	7/28/2009	7/29/2009	Mantini, Louis		LEVY

MEMORANDUM

TO: Governing Board

FROM: Jerry Bowden, Senior Professional Engineer *JB*

THRU: David Still, Executive Director *DA*  
Jon Dinges, Director, Resource Management *JMD*

DATE: August 27, 2009

RE: As-built Compliance Summary

**As-Built Summary March 2003-July 2009**

Permits Expired	1030
Projects Constructed	785
Projects in Compliance	700
Projects not in Compliance	85
Percentage of Projects in Compliance	89%
<u>For permits expired but not constructed:</u>	
Project Modifications	82
Project Extensions	38
Projects not Constructed	76
<b>Projects in Compliance &amp; Enforcement</b>	<b>8</b>
Projects not Requiring As-Built Certification	39

**As-Built Summary June 1998-February 2003**

Projects Constructed	660
Projects in Compliance	577
Percentage of Projects in Compliance	87%

Please see the attached report for a detailed list of as-builts from March 2003 to present. Section A is filled out by the applicant and states the project is complete, section B by the accepted operation and maintenance entity, section C (As-built certification) by a registered professional engineer, and section D (Transfer to Operation and Maintenance Entity) by District staff.

JB/rl

COUNTY	PROJECT NAME	PERMIT NO.	DATE EXPIRED	AS-BUILT STATUS	MISSING FORMS
ALACHUA	GREENS AT WESTEND, PHASE III	ERP00-0070M	8/29/2005	INCOMPLETE	ABC
	ALACHUA GATEWAY CENTER	ERP01-0042	6/8/2003	INCOMPLETE	ABC
	ALACHUA GATEWAY CENTER/HERITAGE OAKS	ERP01-0042M2	1/27/2009	INCOMPLETE	ABC
	COUNTRY WAY SUBDIVISION MODIFICATION #3	ERP01-0043M3	2/22/2008	INCOMPLETE	C
	UTOPIA/DALTON PINES/WELCH/WYNDSONG SUBDIVISIONS MOD	ERP01-0283M	1/13/2009	INCOMPLETE	ABC
	SUN STATE FEDERAL CREDIT UNION	ERP01-0470	10/11/2003	INCOMPLETE	ABC
	SHOWTIME MOTORSPORTS PARK	ERP02-0045	2/20/2004	INCOMPLETE	C
	BRIGHTON BEACH CAR WASH MODIFICATION	ERP02-0243M	1/30/2005	INCOMPLETE	ABC
	BUDD MEDIA & EMERGENCY OPERATIONS CENTER	ERP06-0266	6/28/2009	INCOMPLETE	ABC
	WAL-MART SUPERCENTER #3873 - ALACHUA	ERP05-0518	6/13/2009	INCOMPLETE	ABC
	OAK LEAVES AT HIGH SPRINGS	ERP06-0227	6/20/2009	INCOMPLETE	ABC
	NEWBERRY ELEMENTARY SCHOOL ADDITION	ERP02-0555	2/23/2005	INCOMPLETE	ABC
	PINERIDGE PLACE	ERP03-0026	2/3/2006	INCOMPLETE	ABC
	PINE ISLES VILLAS	ERP03-0026M	3/21/2009	INCOMPLETE	AC
	SANDY PINES ESTATES	ERP03-0033	8/12/2008	INCOMPLETE	ABC
	SPANISH GATES UNIT 2 & 3 MODIFICATION	ERP03-0049M	2/10/2009	INCOMPLETE	ABC
	SAINT FRANCIS HIGH SCHOOL MODIFICATION	ERP03-0083M	9/18/2005	INCOMPLETE	ABC
	ST. FRANCIS HIGH SCHOOL MODIFICATION #2	ERP03-0083M2	2/14/2009	INCOMPLETE	ABC
	COX LUMBER COMPANY	ERP03-0233	7/9/2005	INCOMPLETE	ABC
	OLD OAK ESTATES SUBDIVISION	ERP04-0378	3/2/2008	INCOMPLETE	C
	CHAMBERS INDUSTRIAL SUBDIVISION	ERP04-0495	3/10/2008	INCOMPLETE	ABC
	FLETCHER PARK SUBDIVISION	ERP04-0535	1/24/2008	INCOMPLETE	ABC
	MAUPIN HOUSE PUBLISHERS	ERP05-0229	5/25/2008	INCOMPLETE	ABC
	BARTLEY LANE SUBDIVISION	ERP05-0243	10/27/2008	INCOMPLETE	ABC
	ASHTON RIDGE SUBDIVISION	ERP05-0383	1/25/2009	INCOMPLETE	ABC
	441 MINI WAREHOUSES	ERP05-0384	11/18/2008	INCOMPLETE	ABC
	JONESVILLE PARK SOCCER FACILITY	ERP05-0461	10/31/2008	INCOMPLETE	ABC
	LTD MOTORS PARKING LOT	ERP05-0476	10/20/2008	INCOMPLETE	ABC
	FARNSWORTH PUD OFFICE BUILDING	ERP05-0522	12/7/2008	INCOMPLETE	ABC
	MORTON BUILDINGS	ERP05-0532	2/9/2009	INCOMPLETE	C
	ATM ALACHUA OFFICE PARK	ERP05-0542	11/17/2008	INCOMPLETE	ABC
	WESTON OAKS SUBDIVISION	ERP05-0559	4/5/2009	INCOMPLETE	ABC
	ACE HARDWARE OF HIGH SPRINGS	ERP05-0565	1/9/2009	INCOMPLETE	ABC
	WALDO 301 TRAVEL CENTER	ERP05-0578	1/25/2009	INCOMPLETE	ABC
	SCHERER CONSTRUCTION SPEC BUILDING	ERP06-0008	2/23/2009	INCOMPLETE	ABC
	MEL'S TACK ROOM AT MARLBORO FARMS	ERP06-0061	3/22/2009	INCOMPLETE	ABC
	SAVANNAH STATION PHASE I	ERP06-0064	3/20/2009	INCOMPLETE	ABC
	OAK RIDGE SUBDIVISION	ERP06-0094	3/13/2009	INCOMPLETE	ABC
	CPC INDUSTRIAL PARK	ERP06-0102	3/10/2009	INCOMPLETE	ABC
	HIGH SPRINGS ANTIQUE STORE MODIFICATION	ERP94-0152M	11/18/2007	INCOMPLETE	ABC
	TOWN OF TIOGA-PHASES 8 & 9	ERP95-0126M5	3/9/2009	INCOMPLETE	ABC
	THE TRAILS-UNITS 3 & 4	ERP96-0298M2	3/9/2004	INCOMPLETE	ABC
	FAMILY CHURCH MODIFICATION	ERP96-0303M	1/31/2004	INCOMPLETE	ABC
	ST. ALBANS WOOD/MACDOUGALL CONDO MOD	ERP99-0424M	5/31/2008	INCOMPLETE	ABC
	BUDD MEDIA & EMERGENCY OPERATIONS CENTER	ERP06-0266	6/28/2009	INCOMPLETE	ABC

COUNTY	PROJECT NAME	PERMIT NO.	DATE EXPIRED	AS-BUILT STATUS	MISSING FORMS
BRADFORD	WAL-MART SUPERCENTER #3873 - ALACHUA	ERP05-0518	6/13/2009	INCOMPLETE	ABC
	OAK LEAVES AT HIGH SPRINGS	ERP06-0227	6/20/2009	INCOMPLETE	ABC
	NEWBERRY GARDENS	ERP99-0525	1/11/2005	INCOMPLETE	ABC
	MADISON STREET BAPTIST CHURCH MULTI-PURPOSE BUILDING	ERP86-0057M4	10/19/2008	INCOMPLETE	C
	STARKE SONIC DRIVE-IN	ERP04-0364	10/4/2007	INCOMPLETE	ABC
COLUMBIA	ISLAMIC CENTER OF LAKE CITY	ERP06-0002	4/25/2009	INCOMPLETE	ABC
	LAKE CITY MUNICIPAL AIRPORT CONTROL TOWER	ERP00-0290	5/8/2005	INCOMPLETE	ABC
	RED BUD ENTERPRISES SHOP & OFFICE	ERP01-0003	7/23/2004	INCOMPLETE	ABC
	WINDSWEPT INDUSTRIAL S/D, PHASE I	ERP01-0407	12/26/2003	INCOMPLETE	C
	PETE RICHARDSON PROJECT MODIFICATION	ERP02-0011M	8/10/2008	INCOMPLETE	AC
	HAIGHT-ASHBURY SUBDIVISION	ERP02-0021	3/16/2006	INCOMPLETE	ABC
	RECORD STORAGE OF LAKE CITY MODIFICATION	ERP02-0091M	8/17/2008	INCOMPLETE	ABC
	MAGNOLIA PLACE	ERP02-0109	10/24/2004	INCOMPLETE	ABC
	COBBLESTONE SUBDIVISION	ERP02-0437	10/14/2008	INCOMPLETE	ABC
	C.R. 231 FROM S.R. 100 TO BAKER COUNTY LINE	ERP02-0497	3/11/2008	INCOMPLETE	ABC
	U.S. 90 WEST CAR WASH	ERP02-0510	2/19/2005	INCOMPLETE	ABC
	S.R. 47 FROM I-75 TO S.R. 25	ERP03-0103	3/9/2009	INCOMPLETE	ABC
	GERALD RIGGLE DEVELOPMENT	ERP03-0144M	6/29/2008	INCOMPLETE	ABC
	ELLISVILLE SUBDIVISION/MAGNOLIA PLACE	ERP03-0197	10/14/2008	INCOMPLETE	BC
	HUNNINGTON PLACE SUBDIVISION-PHASE 1	ERP03-0390	9/26/2008	INCOMPLETE	ABC
	CARDINAL FARMS SUBDIVISION	ERP03-0484	3/9/2009	INCOMPLETE	ABC
	BROOK LOOP DRAINAGE	ERP04-0024	2/2/2006	INCOMPLETE	C
	COUNTRY SIDE ESTATES	ERP04-0117	4/23/2006	INCOMPLETE	ABC
	M&M FITNESS	ERP04-0161	8/25/2007	INCOMPLETE	ABC
	DEER HAMMOCK SUBDIVISION	ERP05-0025	2/29/2008	INCOMPLETE	ABC
	BULLARD COMMERCIAL BUILDING	ERP05-0159	1/25/2009	INCOMPLETE	ABC
	HIDDEN LAKE	ERP05-0319	4/19/2009	INCOMPLETE	ABC
	BRANFORD CROSSING	ERP05-0400	11/4/2008	INCOMPLETE	ABC
	HUNTER CREEK SUBDIVISION	ERP05-0401	4/13/2009	INCOMPLETE	ABC
	CHEEK & SCOTT DRUGS-LAKE CITY	ERP05-0439	3/14/2009	INCOMPLETE	ABC
	SUNSET MEADOWS SUBDIVISION	ERP05-0520	4/12/2009	INCOMPLETE	ABC
	ELLISVILLE MINI STORAGE	ERP07-0238	6/25/2009	INCOMPLETE	ABC
	MILLER BEARING PROJECT	ERP06-0109	6/22/2009	INCOMPLETE	ABC
	HAVEN HOSPICE OF THE SUWANNEE VALLEY	ERP05-0528	1/3/2009	INCOMPLETE	ABC
	ROYAL OAKS SUBDIVISION	ERP05-0572	3/2/2009	INCOMPLETE	ABC
	LAKE CITY AIR AND REFRIGERATION	ERP06-0023	3/10/2009	INCOMPLETE	C
	WINGATE ESTATES	ERP06-0050	2/15/2009	INCOMPLETE	ABC
	HOME TOWN TITLE	ERP86-0003M	3/3/2008	INCOMPLETE	ABC
	WESTFIELD SQUARE ADDITION	ERP86-0062M	3/15/2009	INCOMPLETE	ABC
	MORRELL'S INC. MODIFICATION	ERP89-0162M2	10/24/2008	INCOMPLETE	C
	FIVE POINTS ELEMENTARY MODIFICATION	ERP91-0120M	9/11/2003	INCOMPLETE	ABC
	L & L COMMERCIAL CENTER MODIFICATION	ERP92-0122M	8/18/2008	INCOMPLETE	ABC
	EMERALD LAKES SUBDIVISION, UNIT 6	ERP93-0177M2	4/8/2008	INCOMPLETE	C
	EPIPHANY CHURCH MULTIPURPOSE COURT	ERP94-0204M3	10/4/2008	INCOMPLETE	ABC

COUNTY	PROJECT NAME	PERMIT NO.	DATE EXPIRED	AS-BUILT STATUS	MISSING FORMS
COLUMBIA	MINI STORAGE OF LAKE CITY MODIFICATION	ERP96-0357M	3/7/2008	INCOMPLETE	ABC
	GENESIS MODEL HOME CENTER	ERP97-0044M	12/11/2003	INCOMPLETE	AC
	FLORIDA GATEWAY CENTER SOUTH-LOTS 7 & 8 (HAMPTON INN)	ERP97-0044M3	3/21/2008	INCOMPLETE	ABC
	DEER CREEK/LAUREL LAKE SUBDIVISION UNITS 2 & 3	ERP97-0308M2	11/17/2007	INCOMPLETE	ABC
	ACTION SIGNS & GRAPHICS	ERP98-0021M	3/3/2009	INCOMPLETE	C
	NEXTRAN TRUCK CENTER	ERP98-0083M2	3/30/2003	INCOMPLETE	C
	NEXTRAN SHED ADDITION	ERP98-0083M3	9/30/2004	INCOMPLETE	ABC
DIXIE	SUWANNEE PLACE RESORT, INC	ERP05-0540	1/30/2009	INCOMPLETE	ABC
	HUDSON FOOD STORE MODIFICATION 3	ERP92-0138M3	11/14/2004	INCOMPLETE	ABC
	STEINHATCHEE STORAGE-PHASE 1 MODIFICATION	ERP99-0590M	8/15/2008	INCOMPLETE	ABC
	ROYAL COAST CONDOMINIUMS	ERP05-0538	11/28/2008	INCOMPLETE	ABC
GILCHRIST	HIDDEN OAKS SUBDIVISION-FIRST ADDITION	ERP06-0041	3/1/2009	INCOMPLETE	ABC
	TROFFER ADDITION	ERP02-0227M	7/2/2004	INCOMPLETE	C
	STARETT BUILDING MODIFICATION	ERP03-0464M	4/6/2007	INCOMPLETE	C
	QUAIL RUN SUBDIVISION (10/15/21)	ERP04-0257	10/28/2007	INCOMPLETE	ABC
	WACASASSA PLANTATION	ERP05-0188M	11/9/2008	INCOMPLETE	ABC
	FORT FANNING HISTORICAL PARK IMPROVEMENTS	ERP05-0447	10/26/2008	INCOMPLETE	ABC
	FORT FANNING HISTORICAL PARK TRAILHEAD-PHASE 2	ERP05-0447M	12/15/2008	INCOMPLETE	C
	GILCHRIST COURTHOUSE PARKING & STORAGE MODIFICATION	ERP02-0283M	6/8/2009	INCOMPLETE	
	FOOTHILL FARMS-PHASES I AND II	ERP99-0190	6/8/2004	INCOMPLETE	ABC
HAMILTON	ADAMS PEANUT DRYING PLANT MODIFICATION	ERP04-0323M	10/29/2008	INCOMPLETE	ABC
	OAK RIDGE ESTATES-HAMILTON COUNTY	ERP00-0377	6/4/2004	INCOMPLETE	C
	PCS INDUSTRIAL PARK-HAMILTON COUNTY	ERP00-0440	4/23/2003	INCOMPLETE	C
	ALTON CHURCH OF GOD MODIFICATION	ERP01-0383M	11/27/2004	INCOMPLETE	ABC
	JOSEPH HART PROJECT	ERP03-0093	3/18/2005	INCOMPLETE	ABC
	THUMPER'S RIVER RUN	ERP03-0277	7/21/2005	INCOMPLETE	ABC
	HAMILTON 48 SUBDIVISION	ERP05-0287	7/7/2008	INCOMPLETE	ABC
	TIMBERLAND OAKS SUBDIVISION	ERP05-0288	7/7/2008	INCOMPLETE	ABC
	THE STORAGE PLACE-MAYO	ERP05-0412	9/2/2008	INCOMPLETE	BC
LAFAYETTE	AIRLINE BAPTIST CHURCH	ERP06-0119	4/5/2009	INCOMPLETE	ABC
LEVY	MEADOW WOOD SUBDIVISION	ERP05-0593	3/17/2009	INCOMPLETE	ABC
	LEVY COUNTY JAIL MODIFICATION	ERP86-0202M2	8/29/2004	INCOMPLETE	ABC
	WHITE CONSTRUCTION	ERP01-0367	9/11/2006	INCOMPLETE	C
	NELSON OFFICE BUILDING MODIFICATION	ERP04-0407M	10/21/2007	INCOMPLETE	ABC
	E & D FARMS SUBDIVISION	ERP04-0529	3/2/2008	INCOMPLETE	ABC
	ARROWHEAD MEADOWS SUBDIVISION	ERP05-0101	3/3/2008	INCOMPLETE	ABC
	DOLLAR GENERAL-CEDAR KEY	ERP05-0094	3/28/2008	INCOMPLETE	ABC
	WALGREEN'S PHARMACY-CHIEFLAND	ERP95-0109M	5/2/2008	INCOMPLETE	ABC
	SOUTHERN RANCH ESTATES	ERP05-0301	7/5/2008	INCOMPLETE	C
	CEDAR KEY PLANTATION MODIFICATION	ERP97-0217M	9/9/2008	INCOMPLETE	ABC
	BEASLEY ACRES	ERP05-0500	11/23/2008	INCOMPLETE	C

COUNTY	PROJECT NAME	PERMIT NO.	DATE EXPIRED	AS-BUILT STATUS	MISSING FORMS
LEVY	WELLINGTEN SUBDIVISION	ERP05-0460	1/10/2009	INCOMPLETE	ABC
	CHIEFLAND MIDDLE SCHOOL GYM	ERP06-0039	2/10/2009	INCOMPLETE	ABC
	ROSEWOOD PARK MODIFICATION	ERP97-0113M	2/23/2009	INCOMPLETE	ABC
MADISON	ARBOURS AT MADISON	ERP06-0112	4/3/2009	INCOMPLETE	ABC
	NFCC SCIENCE BUILDING	ERP89-0190M2	2/10/2009	INCOMPLETE	ABC
	MADISON LIMEROCK STABILIZATION PROJECT	ERP04-0059	3/29/2006	INCOMPLETE	ABC
	ZEPHYRHILLS WATER STATION	ERP02-0138	6/11/2004	INCOMPLETE	ABC
SUWANNEE	TIMBERWOOD ESTATES	ERP06-0060	4/25/2009	INCOMPLETE	ABC
	K-MART/WALGREENS	ERP92-0182M	10/5/2008	INCOMPLETE	ABC
	SPIRIT OF THE SUWANNEE MODULAR BUILDING	ERP94-0123M5	1/27/2009	INCOMPLETE	ABC
	SUWANNEE RIVER WILDERNESS TRAIL-WOODS FERRY	ERP04-0099	4/13/2009	INCOMPLETE	ABC
	TAYLORVILLE RESIDENTIAL SUBDIVISION	ERP05-0395	9/14/2008	INCOMPLETE	C
	DDJ DEVELOPMENT WEST	ERP00-0353M	7/3/2004	INCOMPLETE	ABC
	PARKER PAVILION	ERP01-0369	8/1/2003	INCOMPLETE	ABC
	POUCHER TRACT WETLANDS	ERP01-0439M	4/9/2004	INCOMPLETE	ABC
	SPEARS RIVER LOT RESTORATION	ERP02-0279	6/17/2004	INCOMPLETE	ABC
	SUWANNEE BELL ESTATE LOT 98	ERP02-0325	7/25/2004	INCOMPLETE	ABC
	BEACHVILLE MALL	ERP03-0461	12/4/2006	INCOMPLETE	ABC
	KEATON BEACH LANDINGS MODIFICATION	ERP03-0502M	3/9/2009	INCOMPLETE	C
	OBRIEN ESTATES	ERP05-0275	8/24/2008	INCOMPLETE	ABC
	EAGLE'S POINTE SUBDIVISION	ERP05-0313	8/9/2008	INCOMPLETE	ABC
	WALGREEN'S-PERRY	ERP05-0494	3/30/2009	INCOMPLETE	ABC
	STEINHATCHEE HIGH POINT SUBDIVISION	ERP06-0053	3/9/2009	INCOMPLETE	C
	SEVEN OAKS SUBDIVISION	ERP06-0085	3/13/2009	INCOMPLETE	ABC
	WADE'S BAILED PINE STRAW	ERP07-0406	7/23/2008	INCOMPLETE	ABC
	BULLDOG STORAGE MODIFICATION	ERP87-0316M	3/19/2006	INCOMPLETE	ABC
	SUWANNEE COUNTY AIRPORT MODIFICATION	ERP90-0035M2	10/17/2003	INCOMPLETE	ABC
	CAMP WEED YOUTH CABIN	ERP90-0072M3	5/23/2004	INCOMPLETE	ABC
	GOLD KIST/TRAY PLANT EXPANSION	ERP91-0008M3	3/29/2008	INCOMPLETE	ABC
	GOLD KIST/TRAY PLANT EXPANSION-PHASE 2	ERP91-0008M4	8/23/2008	INCOMPLETE	ABC
TAYLOR	TRADEWINDS SUBDIVISION	ERP05-0562	2/27/2009	INCOMPLETE	ABC
	KEATON BEACH LANDINGS	ERP03-0502	2/12/2006	INCOMPLETE	C
	SUMMER POINTE SUBDIVISION	ERP04-0128	6/28/2006	INCOMPLETE	C
	GULF COAST ESTATES	ERP04-0153	10/27/2007	INCOMPLETE	ABC
	PREMIER MEDICAL CLINIC ADDITIONS	ERP04-0190	5/7/2006	INCOMPLETE	ABC
	BUCCANEER TRACE SUBDIVISION	ERP04-0311	6/17/2008	INCOMPLETE	C
	ECONFINA RESORT INCORPORATED MODIFICATION	ERP04-0494M	5/5/2008	INCOMPLETE	C
	STEINHATCHEE GYM	ERP04-0526	11/3/2007	INCOMPLETE	ABC
	MARK SCHUMAKER FILL PROJECT	ERP05-0008	3/1/2008	INCOMPLETE	ABC
	CARROLL WETLAND PROJECT	ERP05-0145M	10/21/2008	INCOMPLETE	ABC
	BIRD SONG SUBDIVISION-FIRST ADDITION	ERP05-0173M	5/19/2008	INCOMPLETE	ABC
	UNION	C R. 241 BRIDGE REPLACEMENT OVER SWIFT CREEK	ERP05-0409	2/28/2009	INCOMPLETE
SMUGGLER'S TOWNHOMES		ERP05-0502	11/4/2008	INCOMPLETE	ABC
GULF BREEZE CONDOMINIUMS		ERP05-0616	2/23/2009	INCOMPLETE	ABC
MARTIN MARIETTA MOD		ERP99-0481M	7/10/2006	INCOMPLETE	ABC

COUNTY	PROJECT NAME	PERMIT NO.	DATE EXPIRED	AS-BUILT STATUS	MISSING FORMS
UNION	PRITCHETT TRUCKING OFFICE AND PARKING ADDITION	ERP93-0180M	12/12/2008	INCOMPLETE	ABC
	BUTLER TOWNHOMES,LLC.	ERP05-0389	10/17/2008	INCOMPLETE	ABC
	OAK RIDGE ESTATES	ERP05-0302	10/12/2008	INCOMPLETE	ABC
	CHASTAIN-SEAY PARK MODIFICATION	ERP00-0409M	1/9/2006	INCOMPLETE	ABC
	HOWARD BROTHERS FARM	ERP01-0623	12/18/2004	INCOMPLETE	ABC

### As-Built Compliance Trend

