



South Florida Water Management District

GOVERNING BOARD MONTHLY MEETING AGENDA

This meeting is open to the public

February 12, 2015

9:00 AM

District Headquarters - B-1 Auditorium
3301 Gun Club Road
West Palm Beach, FL 33406

FINAL

Pursuant to Section 373.079(7), Florida Statutes, all or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

The Governing Board may take official action at this meeting on any item appearing on this agenda and on any item that is added to this agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes. The order of items appearing on the agenda is subject to change during the meeting and is at the discretion of the presiding officer. Public Comment will be taken after each presentation and before any Governing Board action(s) except for Governing Board hearings that involve the issuance of final orders based on recommended Orders received from the Florida Division of Administrative Hearings.

1. Call to Order - Dan O'Keefe, Chairman, Governing Board
2. Pledge of Allegiance - Dan O'Keefe, Chairman, Governing Board
3. Employee Recognitions - Presented by Blake Guillory, Executive Director
 - January Employee of the Month: Derek Brown, Senior Attorney, Office of Counsel
 - January Team of the Month: Facilities Move-In Team for DEP
 - February Employee of the Month: Laura Corry, Lead Intergovernmental Representative, Office of Public Affairs
 - February Team of the Month: Lake Okeechobee Southern Release Planning and Oversight Team
 - Good Samaritan Award: Mike Motta, Jessie Browning, and Bill Mathis, Field Operations and Land Management Division

- 25-Year Service Award: Althea Lee, Permit Technician III, Orlando Service Center
 - 30-Year Service Awards: Terrie Bates, Division Director, Water Resources Division; Jeff Needle, Engineer Lead, Office of State Policy and Coordination
4. Agenda Revisions - Jacki McGorty, District Clerk
 5. Abstentions by Board Members from items on the Agenda
 6. Water Resources Advisory Commission (WRAC) Report - Jim Moran, Chair
 7. Big Cypress Basin Board Report - Rick Barber, Chair
 8. Project & Lands Committee Report - Juan Portuondo, Chair

Consent Agenda

Members of the public wishing to address the Governing Board are to complete a Public Comment Card and submit the card to the front desk attendant. You will be called by the Board Chair or designee to speak. If you want to request that an item be removed from the Consent Agenda and be discussed by the Governing Board, please advise the Governing Board when you are called upon to speak. Governing Board directives limit comments from the public to 3 minutes unless otherwise determined by the Governing Board Chair. Your comments will be considered by the Governing Board prior to adoption of the Consent Agenda.

*Unless otherwise determined by the Chair, Board action on pulled Consent Agenda items will occur at or after 9:00 a.m. on Thursday. Regulatory items pulled from the Consent Agenda for discussion will be heard during the Discussion Agenda. **Unless otherwise noted, all Consent Agenda items are recommended for approval.***

9. Public Comment on Consent Agenda
10. Pull Items for Discussion from Consent Agenda
11. Board Comment on Consent Agenda
12. Approval of the Minutes for the January 15, 2015, Governing Board Regular Business meeting held in Key Largo, Florida.
13. Waivers for Water Resource Advisory Commission (WRAC) members pursuant to Section 112.313, Florida Statutes.
14. Regulatory Consent Items
 - Consent Orders
 - **Irma Jovita Gallegos; Yzaguirre Property (Hendry County)** - Settlement of an enforcement action regarding unauthorized dredging, filling and clearing of a wetland.
 - **Northstar Resort Enterprises Corporation; Northstar R V Resort (Monroe County)** - Settlement of an enforcement action regarding non-compliance with permit conditions due to unauthorized works resulting in seagrass habitat loss and water quality degradation.
 - **Williams Company; Osceola Crossing (Osceola County)** - Settlement of an enforcement action regarding unauthorized offsite discharge of turbid water into wetlands.
 - Conservation Easements, Amendments and Releases
 - **North Springs Improvement District, Heron Bay North (Broward County)** - ERP Permit No. 06-00073-S-15 (Application 040206-13) approved preservation of 6.24-acres of mitigation to be preserved under a joint conservation easement to Broward County and the District which was recorded in the Broward County record under (O.R. Book No. 40654, pg. 1830) on October 5, 2005. The application was subsequently modified on December 19, 2011 through issuance of Application No. 100604-8 which modified the configuration of the previously recorded conservation easement areas without concurrently seeking a release of the previously recorded boundaries. To correct the oversight staff recommends the

approval of a request for the release of 2.378 acres (1.920 from Mitigation Area #1 and 0.458 acres from Mitigation Area #2) from the recorded conservation easement.

- **Shell Point Retirement Community, Shell Point Eagle Conservation Easement Release (Lee County)** - Staff recommends the approval of a request for the release of an entire 6.6 acre existing conservation easement established as an upland buffer to a bald eagle (*Haliaeetus leucocephalus*) nest (LE-034) within a project known as Shell Point in Lee County. The Applicant is requesting this release pursuant to Special Condition No. 20 (Application No. 990907-8); a nest abandonment determination was made by both the United States Fish and Wildlife Service (FWS) and Lee County Eagle Technical Advisory Committee (ETAC). The Applicant is not proposing any construction at this time within the proposed release area. A 1.48 acre wetland preserve with an overlapping conservation easement is not part of this release and will remain.

15. Right of Way Regulatory Consent Items

- Petitions for Waiver of District Criteria
- Staff recommends approval of a request by the **City of Tamarac** (Application Number 14-0915-1M) for a modification of Right of Way Occupancy Permit No. 6986 for construction of a staging dock with bulkhead and rip-rap serving a previously authorized boat ramp within Veterans Park and waiver of the District's criteria to allow for the installation of two (2) picnic shelters within the south right of way of C-14.
- Staff recommends approval of a request by the **Florida Department of Transportation** (Application Number 15-0107-1, Permit No. 14407) for a Right of Way Occupancy Permit to install a chain-link fence within the District's right of way along the north bank of the North New River in the vicinity of the S.R. 7/U.S. 441 and Interstate 595 interchange and waiver of the District's criteria to allow for portions of the proposed fence to be installed within the required 40 foot setback as measured from the top of bank.

16. **Resolution No. 2015 - 0201** Approve release of canal and road reservations, and issuance of non-use commitment. (RE, Kathy Massey, ext. 6835)

Summary:

The District has jurisdiction over certain reserved rights to construct canal and road right of ways, and mineral rights, together with the right of ingress, egress and exploration. Applications requesting releases of these reservations are routinely received from landowners, attorneys, title companies and lending institutions, who consider the reservations to be title defects. Applications are reviewed by appropriate District staff and applicable local governmental agencies to determine that there is no present or future need for the reservations.

Staff Recommendation:

Staff recommends approval of the following:

- Release of Trustees canal reservations for WCI Communities, LLC, a Delaware limited liability company, (File No. 11-14-1) for 413.08 acres in Broward County
- Release of Trustees canal reservations and District canal and road reservations for HC-5959 NW 7th Street, LLC, a Delaware limited liability company (File Nos. 11-14-3 and 18609) for 5.75 acres in Miami-Dade County

- Release of Trustees canal reservations and District canal and road reservations for Wen-North Holdings, Inc., a Florida corporation, (File Nos. 12-14-1 and 18610) for 0.68 acres in Miami-Dade County
- Release of Trustees canal reservations for Animal Medical Clinic of Belle Glade, Inc., a Florida corporation, (File No. 12-14-2) for 0.14 acres in Palm Beach County
- Release of District canal reservations and issuance of non-use commitment for IDP Development, LLC, a Florida limited liability company, (File Nos. 18611 and NUC 1660) for 16.0 acres in Palm Beach County

17. **Resolution No. 2015 - 0202** Approve the granting of land interests encumbering 2.54 acres, more or less, located in Township 38 South, Range 41 East, Martin County, for consideration of \$401,500, to the Florida Department of Transportation. (RE, Ray Palmer, ext. 2246)

Summary:

The Florida Department of Transportation (FDOT) is implementing its State Road 76 Project F.P. No.: 4226413, in Martin County, which includes constructing and maintaining storm water conveyance pipes, outfall pipes, drainage structures, storm water management pond, fencing, clearing and excavating, adjacent to its existing State Road 76 in Martin County. The District owns a 19.48 acre parcel originally acquired for a potential spoil site that abuts FDOT's State Road 76. FDOT has determined that it is necessary to obtain from South Florida Water Management District (SFWMD) a permanent easement containing 2.08 acres, more or less, with an appraised value of \$372,600 and a temporary easement containing 0.46 acre, more or less, with an appraised value of \$28,900, encumbering a total of 2.54 acres, more or less, of the District's 19.48 acre property that abuts FDOT's State Road 76. (see attached map). FDOT has filed eminent domain proceedings against the SFWMD to obtain such easement interests. SFWMD staff has reviewed FDOT's request and determined that granting these easements is in the public interest. SFWMD and FDOT staff have agreed to the location, terms and granting of these easements in accordance with purchase agreements. Upon closing FDOT agrees to file dismissal with prejudice of SFWMD from eminent domain proceedings filed in Martin County.

Staff Recommendation:

Approve the granting of land interests encumbering 2.54 acres, more or less, located in Township 38 South, Range 41 East, Martin County, for consideration of \$401,500, to the Florida Department of Transportation; providing an effective date.

18. **Resolution No. 2015 - 0203** Approve declaring surplus land interests containing 36.11 acres, more or less, located in Section 35, Township 36 South, Range 40 East, St. Lucie County, North Fork St. Lucie River Project, to the Trustees of the Internal Improvement Trust Fund at no cost and without reservation of interests under Section 270.11, Florida Statutes. (RE, Kathy Massey, ext. 6635)

Summary:

The District and the Board of Trustees of the Internal Improvement Trust Fund jointly own a parcel of land containing 36.11 acres, more or less, located in Section 35, Township 36 South, Range 40 East, in the North Fork St. Lucie River Project, St. Lucie County, Florida. The parcel is under a long-term lease with the Department of Environmental Protection's Division of Recreation and Parks and is managed by Savannas State Park. Improvements are to be constructed on the property including a paved entrance road, a canoe and kayak launch area, boardwalk, pavilion,

restroom, and paved parking for 20 vehicles. The District is transferring its 50% interest in the parcel in order to accommodate the park service, enabling them to charge an entrance fee for the use of such facilities as per their customary practice. The deed from the District will contain a restriction stating that the property shall be used for conservation and resource based recreation purposes. Consistent with the requirements of Section 373.089(6), Florida Statutes, since the deed will contain said restriction, the Governing Board determines that the lands are no longer needed by the District for conservation purposes and must approve the surplus by at least a two-thirds (2/3) vote.

Staff Recommendation:

Staff recommends approval of declaring surplus an undivided one-half interest in a parcel containing 36.11 acres, more or less, located in Section 35, Township 36 South, Range 40 East, North Fork St. Lucie River Project, St. Lucie County, to the Trustees of the Internal Improvement Trust Fund at no cost and without reservation of interests under Section 270.11, Florida Statutes; providing an effective date.

19. **Resolution No. 2015 - 0204** Approve release of a portion of a canal right of way easement containing 0.14 acres, more or less, in exchange for a canal right of way easement containing 0.31 acres, more or less, Hillsboro Canal Project, Lots 18A and 19A, Block 8, HILLSBORO PINES, SECTION "B", Plat Book 43, page 20, Section 31, Township 47 South, Range 42 East, Broward County. (RE, Kathy Massey, ext. 6835)

Summary:

The Applicant has requested a release of 0.14 acres, more or less, of the canal right of way easement lying South of a line located 40 feet South of the top of bank of the Hillsboro Canal for residential purposes. In exchange, a new canal right of way easement containing 0.31 acres, more or less, will be granted to the District clarifying the District's interests over that portion of Lots 18A and 19A, Block 8, HILLSBORO PINES, SECTION "B", Plat Book 43, page 20, Section 31, Township 47 South, Range 42 East, Broward County, located 40 feet South of the top of bank. This exchange is consistent with other exchanges that have occurred within this reach of the Hillsboro Canal in the past.

The exchange will be subject to the following terms, conditions and requirements:

- a. The underlying fee owner shall convey to the District a perpetual canal right of way easement, clarifying the District's interests with respect to the subject easement area containing 0.31 acres, more or less in form, content and substance acceptable to the District, free and clear of all encumbrances, liens, and other objectionable matters.
- b. The applicants shall provide to the District title assurance acceptable to the District confirming that the new clarifying canal right of way easement for the Hillsboro Canal Right of Way is free and clear of all encumbrances, liens and other objectionable matters.
- c. The Applicants shall provide a sketch and legal description for the 0.14 acre, more or less, release parcel and the 0.31 acre, more or less, new canal right of way easement parcel, subject to District review and approval.
- d. All costs associated with this transactions shall be paid for by the Applicants, including but not limited to all recording costs, and under no circumstances shall the

District be obligated to pay any amount to the Applicants or otherwise in connection with this transaction.

e. The Applicants shall obtain all necessary permits from the District, including but not limited to District Right of Way Occupancy Permits pursuant to Chapter 40E-6, Florida Administrative Code, from Broward County, and any other governmental agencies, if any, and pay all associated fees. There is no representation, guaranty or assurance made by the District that the District's Governing Board will in fact approve the issuance of any required District permits, and there is no obligation on the part of the District's Governing Board to approve the issuance of any required District permits. The District's review process for any required permits will be done separate, independent and unfettered of the fact that the District has approved this Resolution and shall be in accordance with the District's applicable rules.

f. All of the foregoing terms, conditions, and requirements set forth in subparagraphs (a.) through (e.), inclusive, must be satisfied to the satisfaction of the District in its sole and absolute discretion no later than December 31, 2016.

Staff Recommendation:

Staff recommends approval of the release of a portion Hillsboro Canal right of way containing 0.14 acres, more or less, in exchange for a new canal easement containing 0.31 acres, more or less, over that portion of Lots 18A and 19A, Block 8, HILLSBORO PINES, SECTION "B", Plat Book 43, page 20, Broward County, located North of a line located 40 feet South of the top of bank of the Hillsboro Canal.

20. **Resolution No. 2015 - 0205** Authorizing District staff to file suit, pursue any appropriate damages and remedies, and take all appropriate action, including the authority to settle the matter, subject to the approval of the Executive Director, against German Luengo, Caridad Luengo, and Ivette Luengo, and any other appropriate or necessary parties, in the 11th Judicial Circuit Court in and for Miami-Dade County, Florida or any other appropriate forum, regarding the right-of-way violations present upon District-owned property located on the C-4 or Tamiami Canal in Section 5, Township 54 South, Range 40 East, Miami-Dade County, Florida. (OC, Keith Williams, ext. 2791)

Summary

This is a request to file suit to resolve violations of District right-of-way rules and to remove an in-ground swimming pool structure erected in a District right-of-way without a permit. The in-ground swimming pool structure in question has been permanently erected on, over, and within the C-4 or Tamiami Canal and will cause a permanent impediment to canal improvement and maintenance projects at its location if it is not removed. In addition, there are several other right-of-way encroachments on the property, which include, but are not limited to, storage sheds, patios, awnings, enclosures, fences, and/or other improvements that encroach upon the District's right-of-way and which were never permitted. These actions are in violation of Florida Statutes §§373.085 and Chapter 40E-6, Fla. Admin. Code.

For over five years and continuing to date, District staff has observed the violations. On March 14, 2013, District staff met with the adjoining homeowner and informed him that the in-ground swimming pool, storage shed, patio, and fence were built in the District's right-of-way and that they must be removed. After notifying the

homeowner of the outstanding violations, the District has continuously attempted to work to amicably resolve outstanding issues, to no avail.

Staff Recommendation

The Governing Board should approve this item to resolve the violations of the rules, and remove the unpermitted in-ground swimming pool, patio, fence, and other structures present upon works of the District, by taking appropriate action against all responsible parties.

- 21. **Resolution No. 2015 - 0206** Authorizing entering Into a First Amendment to the Project Cooperation Agreement with the Department of the Army for construction of modifications to the Central and Southern Florida Project Features for the Protection of Manatees, Phase II; providing an effective date. (Contract No. 4600003214-A01) (Tom Teets, Ext. 6993)

Summary

On January 13, 2005, the South Florida Water Management District (SFWMD) entered into a Project Cooperation Agreement with the Army Corps of Engineers (Army Corps) for construction of modifications to certain Central and Southern Florida Project features for the protection of manatees, Phase II ("PCA"). The PCA provides for modifications to six sector gate water control structures (S-77, S-78, S-79, S-193, S-308B, and S-310) to implement innovative and relatively low-cost pass-through gates for the protection of manatees. All the modifications for the protection of manatees have been completed for the water control structures except S-310, located at the south end of Lake Okeechobee.

The Army Corps also completed modifications to one additional gate water control structure (S-80) not identified in the PCA at no cost to the SFWMD. The Army Corps desires to memorialize the completion of the modification to S-80 by amending the PCA to incorporate this structure, again at no cost to SFWMD.

Staff Recommendation

Staff recommends approving this First Amendment to the PCA.

- 22. **Resolution No. 2015 - 0207** Authorizing a merit increase for the Inspector General.

Summary

The Inspector General position reports directly to the Governing Board. As such, as part of the annual performance cycle, Governing Board members completed evaluations of the Inspector General's performance.

Governing Board approval of a 1.8% increase for Mr. Beirnes salary, which is the average merit increase for all District staff, is requested.

- 23. **Resolution No. 2015 - 0208** Approving an amendment to the Fiscal Year 2014-15 budget. (AS, Candida Heater, ext. 6486)

Summary

This is the first proposed budget amendment for FY2014-15 to recognize \$1,655,000 of unanticipated state revenues from the Florida Department of Environmental Protection. This amendment appropriates Save Our Everglades Trust Fund dollars for CERP water quality studies. If approved,

this amendment will increase the District's FY2014-15 adopted budget from \$720,392,791 to \$722,047,791.

Staff Recommendation

Staff recommends Governing Board approval of this budget amendment.

24. **Resolution No. 2015 - 0209** Adopting the FY2015 Five-Year Capital Improvements Plan. (AS, Doug Bergstrom, ext. 6214)

Summary

Section 373.536(6)(a)3, Florida Statutes, requires the District to develop a five-year Capital Improvements Plan (CIP). Pursuant to Section 373.036(7), the FY2015 Five-Year Capital Improvements Plan will be published in the 2015 South Florida Environmental Report, Volume II, Chapter 4. The FY2015 Five-Year CIP identifies the following: the capital projects contained in the FY2015 adopted budget, an FY15 adjusted projection based on updated cash flow projections, and planned future capital projects for the period of FY2016 through FY2019.

Staff Recommendation

Staff recommends approval of the District's FY2015 Five-Year Capital Improvements Plan, which will be included in the 2015 South Florida Environmental Report and reported to, among others, the Governor, the President of the Senate and the Speaker of the House of Representatives.

25. **Resolution No. 2015 - 0210** Authorize entering into multiple purchase orders with Aviat US, Inc., for Microwave Equipment and Installation for S-6 Tower; using the Western States Contracting Alliance (WSCA) Contract Number 02701 "Public Safety Communication Equipment and Services", in an amount not to exceed \$557,800; of which \$557,800 in ad valorem funds are budgeted in FY15. (OEC, John P. Mitnik, P.E., ext. 2679)

Summary

For 35 years, the District has continuously used Aviat licensed microwave equipment in the District's microwave radio installations because of its reliable performance, maintenance continuity, required compatibility with the District's existing equipment, and in-house expertise in the day to day operation and trouble-shooting work by qualified District staff. By not purchasing Aviat equipment and installation for S-6 Tower, the District is exposed to the risk of microwave system failure by introducing equipment not compatible with the existing Aviat based microwave system.

The equipment and services required for the project are available by using the Western States Contracting Alliance (WSCA) contract number 02701 "Public Safety Communication Equipment and Services". WSCA Contracts are available for use by all State Agencies, and Political Subdivisions. Pursuant to District Procurement Policy, this is an approved method for the purchase of equipment and services. WSCA competitively solicits bids for equipment and services, creates multi-state contracts in order to achieve cost-effective and efficient acquisition. WSCA contracts maximize cost avoidance, reduce individual state administrative costs, and encourage market competition and product availability through standard specifications and consolidated requirements.

Staff Recommendation

Board approval is requested at the February Governing Board meeting to approve multiple purchase orders with Aviat US, Inc. for microwave equipment and

installation at the S-6 Tower using Western States Contracting Alliance (WSCA) Contract Number 02701 "Public Safety Communication Equipment and Services." Not implementing the microwave equipment and installation at S-6 Tower will prevent the site from functioning efficiently with the District's current microwave equipment and will expose the risk of microwave system failure by introducing radios and equipment not compatible with the existing Aviat based microwave system. Maintaining a reliable microwave communications link is critical to controlling the District's canal system water levels and their water conveyance.

26. Authorize publication of Notice of Proposed Rule in the Florida Administrative Register, authorize review from the Office of Fiscal Accountability and Regulatory Reform, and adopt proposed rules, provided no changes are made and no request for public hearing is received, to amend Rules 40E-3.011, 40E-3.021, 40E-3.035, 40E-3.036, 40E-3.038, 40E-3.040, 40E-3.041, 40E-3.042, 40E-3.051, 40E-3.101, 40E-3.321, 40E-3.341, 40E-3.411, 40E-3.451, 40E-3.461, 40E-3.500, 40E-3.502, 40E-3.507, 40E-3.517, 40E-3.600, Florida Administrative Code, to create a new rule for multiple wells under a single permit, include hyperlinks to delegation agreements with local government agencies, update materials incorporated by reference, adopt updated rules of the Department of Environmental Protection, and update rule references. (REG, Kellie Madison, ext. 6906)

Summary:

The District is proposing to update its water well rules to include a new rule for multiple wells under a single permit, include hyperlinks to delegation agreements with local government agencies, update materials incorporated by reference, adopt updated rules of the Department of Environmental Protection, and update rule references.

Staff Recommendation:

Authorize publication of Notice of Proposed Rule in the Florida Administrative Register, authorize review from the Office of Fiscal Accountability and Regulatory Reform, and adopt proposed rules, provided no changes are made and no request for public hearing is received, to amend Rules 40E-3.011, 40E-3.021, 40E-3.035, 40E-3.036, 40E-3.038, 40E-3.040, 40E-3.041, 40E-3.042, 40E-3.051, 40E-3.101, 40E-3.321, 40E-3.341, 40E-3.411, 40E-3.451, 40E-3.461, 40E-3.500, 40E-3.502, 40E-3.507, 40E-3.517, 40E-3.600, Florida Administrative Code, to create a new rule for multiple wells under a single permit, include hyperlinks to delegation agreements with local government agencies, update materials incorporated by reference, adopt updated rules of the Department of Environmental Protection, and update rule references.

27. Authorize publication of a Notice of Rule Development in the Florida Administrative Register, and request review from the Office of Fiscal Accountability and Regulatory Reform, to amend Rules 40E-1.659, 40E-2.061, 40E-2.071, 40E-2.091, 40E-5.011, 40E-5.021, 40E-5.041, 40E-5.101, 40E-8.011, 40E-8.021, 40E-8.421, 40E-8.431, 40E-10.011, and the Applicant's Handbook for Water Use Permit Applications within the South Florida Water Management District, to update and correct criteria following the recent adoption of broad rule amendments for the statewide Consumptive Use Permitting Consistency effort, to update rule references, correct statutory references, update references to obsolete forms, and make other minor corrections. (REG, Maria Clemente, ext. 2308)

Summary:

The District is proposing amendment of various consumptive use permitting rules as well as criteria contained in the Applicant's Handbook for Water Use Permit Applications within the South Florida Water Management District in accordance with the biennial review contemplated by Section 120.74(1), Fla. Stat., and to update and correct criteria following the recent adoption of broad rule amendments for the statewide Consumptive Use Permitting Consistency effort.

Staff Recommendation:

Authorize publication of a Notice of Rule Development in the Florida Administrative Register, and request review from the Office of Fiscal Accountability and Regulatory Reform, to amend Rules 40E-1.659, 40E-2.061, 40E-2.071, 40E-2.091, 40E-5.011, 40E-5.021, 40E-5.041, 40E-5.101, 40E-8.011, 40E-8.021, 40E-8.421, 40E-8.431, 40E-10.011, and the Applicant's Handbook for Water Use Permit Applications within the South Florida Water Management District, to update and correct criteria following the recent adoption of broad rule amendments for the statewide Consumptive Use Permitting Consistency effort, to update rule references, correct statutory references, update references to obsolete forms, and make other minor corrections.

28. Authorize publication of a Notice of Rule Development in the Florida Administrative Register and request review from the Office of Fiscal Accountability and Regulatory Reform, to amend Chapters 40E-1, 40E-2, and 40E-10, F.A.C., including the Applicant's Handbook for Water Use Permit Applications and any necessary forms, regarding allocation of water available for use recognizing the water reserved is needed to protect fish and wildlife in conjunction with the on-going rule development for the Kissimmee River, its floodplain, and the Upper Chain of Lakes and associated implementation rules. (WR, Terrie Bates, ext. 6952)

Summary

The Kissimmee River Restoration Project is a joint partnership between the District and U.S. Army Corps of Engineers. The project will restore over 40 square miles of river/floodplain ecosystem including 43 miles of meandering river channel and 27,000 acres of wetlands. An integral component of the restoration is the protection from allocation water needed for fish and wildlife. The water identified for the natural system will be protected through a water reservation as authorized by Florida law; this rule development is on-going. In conjunction with the water reservation rule development, staff requests authorization to initiate rule development concerning allocation of water available for use recognizing the water reserved is needed to protect fish and wildlife.

Staff Recommendation

Authorize publication of an additional Notice of Rule Development in the Florida Administrative Register and request review from the Office of Fiscal Accountability and Regulatory Reform, to expand the scope of the previously authorized Notice of Rule Development to amend Chapters 40E-1, 40E-2, and 40E-10, F.A.C., including the Applicant's Handbook for Water Use Permit Applications, to include allocation of water available for consumptive uses while recognizing the water reserved to protect fish and wildlife pursuant to the on-going Kissimmee Basin Reservation rule development.

29. Authorize publication of Notice of Rule Development in the Florida Administrative Register, and request for review by the Office of Fiscal Accountability and Regulatory Reform, to implement Section 112.3261, F.S., regarding the lobbyist registration process for Water Management Districts, in an effort to provide a uniform system of lobbyist registrations. (OC, Derek Brown ext. 6278)

Summary

Section 112.3261, F.S., which became effective July 1, 2014, requires all Water Management Districts to implement a Lobbyist registration process. District staff is requesting authority to re-initiate rule development to implement this requirement. The District's website and online database is available to the public and will allow individuals to register with the District as lobbyists. The District's rules will be consistent with other Water Management District rules and relate to the Executive Branch's requirements on lobbyist registration in an effort to provide a uniform system of lobbyist registrations. The District will not implement any costs to individuals to register as a lobbyist.

Staff Recommendation

Authorize publication of Notice of Rule Development in the Florida Administrative Register, and request for review by the Office of Fiscal Accountability and Regulatory Reform, to implement Section 112.3261, F.S., and create a rule regarding the lobbyist registration process.

30. Board Vote on Consent Agenda
31. General Public Comment
32. Board Comment

Discussion Agenda

33. Technical Reports
 - A) Water Conditions Report - Jeff Kivett, Division Director, Operations, Engineering and Construction Division (ext. 2680)
 - B) Ecological Conditions Report - Terrie Bates, Division Director, Water Resources Division (ext. 6952)
34. Operations, Maintenance and Construction Update (part 4) - Karen Estock, Division Director, Field Operations & Land Management (ext. 6282)
35. FY16 Cooperative Funding Program Update - Tom Teets, Division Director, Everglades Policy and Coordination (ext. 6993)

Summary

The purpose of this presentation is to provide an update on the FY16 Cooperative Funding Program. Part I applications for the FY16 Cooperative Funding Program were submitted in November 2014 and represent three program areas: stormwater management, alternative water supply and water conservation.

Staff Recommendation

This item is for information only; no action is required.

36. Integrated Delivery Schedule Update - Tom Teets, Division Director, Everglades Policy and Coordination (ext. 6993)

Summary

The Integrated Delivery Schedule (IDS) is the basis for agency guidance to decision-makers for scheduling and budgeting South Florida Ecosystem Restoration (SFER) Program projects. The 2015 revision to the IDS is a public process and will focus on developing a realistic schedule and sequencing plan for achieving restoration benefits as soon as possible consistent with state and federal authorizations and funding. This presentation will provide an update to the Governing Board on the Comprehensive Everglades Restoration Plan (CERP) Foundation Projects and the current IDS process.

Staff Recommendation

This item is for information only; no action is required.

37. Restoration Strategies Science Plan for the Everglades Stormwater Treatment Areas (STAs) Update - Susan Gray, Bureau Chief, Applied Sciences (ext. 6919)

Summary

The 2012 Consent Order between FDEP and the District associated with the National Pollutant Discharge Elimination System (NPDES) and Everglades Forever Act (EFA) permits for the Everglades STAs mandates implementation of a science plan in order to identify the factors that collectively influence phosphorous reduction and treatment performance in order to meet the established Water Quality Based Effluent Limits. Key areas specifically identified in the Consent Order for study include phosphorous speciation at inflows and outflows; effects of microbial activity

and enzymes on phosphorous uptake; phosphorus concentrations and forms in soil and floc; soil flux management measures; hydraulic loading rates including inflow water volumes, timing, pulsing, peak flows and water depth; emergent and submerged vegetation speciation and other vegetation management issues; and extreme weather conditions. The Science Plan was completed in June 2013 with contributions from 45 SFWMD scientists, modelers, and engineers, and as required by the Consent Order, contributing agency Technical Representatives and their consultants. The Science Plan Team formulated six overarching key questions and detailed sub-questions to address information gaps and guide research needs, prioritized the sub-questions based on four criteria (testability, feasibility, timeliness and importance), and identified an initial suite of nine studies to be implemented in the first five-year work plan. All nine studies are in progress and are being led by District scientists, with support from internal staff, and contractual support from two universities and two private consulting firms.

Staff Recommendation

This item is being provided as an informational update only.

38. Portable Forward Pumps - Lennart Lindahl, Assistant Executive Director (ext. 6283)

Summary

The presentation will provide an overview of the portable forward pump operation, their important role in conveying water supply from Lake Okeechobee, and the status of the District's application for renewal of the associated USACE Rivers and Harbors permit.

Staff Recommendation

This item is for information only; no action is required.

39. Caloosahatchee Consensus Building Process - Dan DeLisi, Chief of Staff (ext. 6232)

Summary

In 2013 the District launched a public initiative with Caloosahatchee watershed stakeholders intended to develop a unified voice to support improved health of the Caloosahatchee River and Estuary. The purpose was to better understand the diverse issues, concerns and shared interests of area stakeholders and to identify priority projects across the watershed that could be supported by the community. Through a series of facilitated meetings and public forums, the community has identified and prioritized a list of near and medium term regional projects that will benefit the watershed. The presentation will discuss the findings and recommendations of the consensus building initiative and identify efforts to maintain and propel stakeholder collaboration within the watershed.

Staff Recommendation

This item for information only; no action is required.

40. Legislative Update - Dan DeLisi, Chief of Staff (ext. 6232)

Summary

The Florida Legislature will convene this year's legislative session on March 3, 2015. In addition to the passage of Amendment 1, the Water and Land Conservation Constitutional Amendment, by Florida voters, Florida legislators have proclaimed this year as the "year of water." Governor Rick Scott, in his Keep Florida Working budget,

has also committed to protecting and restoring Florida's water resources through his plans to permanently fund Everglades Restoration initiatives. This presentation will outline voter, state, and the Governor's initiatives to restore the Everglades and control, protect and sustain Florida's natural systems and the South Florida Water Management District's role throughout the legislative session.

Staff Recommendation

This item is for information only: no action is required.

41. **Resolution No. 2015 - 0211** Authorize entering into a 460 day contract with Herve Cody, a Sole Proprietorship, the lowest responsive and responsible bidder, for the Corbett Levee, Phase 1 Project, in the amount of \$3,490,000, for which \$3,490,000 in dedicated funds (Water Management Lands Trust Fund) are budgeted; providing an effective date. (Contract No. 4600003212) (OEC, John P. Mitnik, P.E., ext. 2679)

Summary

In 2012, Tropical Storm (TS) Isaac brought unprecedented rainfall to areas of Central Palm Beach County, including communities served by the Indian Trail Improvement District (ITID). As part of the State of Florida's response to TS Isaac, the South Florida Water Management District (SFWMD) took immediate action to respond to incidences of flooding in support of local relief efforts. One of the areas identified during the field inspections was of critical concern, the ITID's M-O Canal Berm. This berm is the boundary between ITID and J.W. Corbett Wildlife Management Area (Corbett) and is located on the north side of ITID's M-O Canal, west of Seminole Pratt Whitney Road. Boils were observed at the base of the ITID side of the berm near the water line. Significant seepage and bank sloughing was also observed. The SFWMD immediately began round-the-clock monitoring of the berm and installed remedial measures to strengthen the berm. In September 2012, SFWMD was directed by the Governor's Office to immediately convene a multiagency working group to determine a timely plan for strengthening the integrity of the berm.

The objective of this project is to improve the protection system in this area by building a new levee just north of the existing berm that separates Corbett from the residential communities within ITID to the south. This new levee is necessary to restore flood protection and safety to the residents of ITID that was compromised due to deficiencies (slope failures and boils) of the existing ITID berm as a result of the damage caused during TS Isaac. The project will be constructed following the latest engineering and construction technologies.

Staff Recommendation

Governing Board approval to construct the Corbett Levee, Phase 1 Project is requested at the February 2015 Governing Board meeting. Not implementing the Corbett Levee, Phase 1 Project would result in non-fulfillment of the Governor's direction to strengthen the protection system on the north side of ITID's M-O Canal.

42. **Resolution No. 2015 - 0212** Authorize entering into a contract with Aviat US, Inc., for Microwave Equipment and Installation for North Shore Pump Station Automation; using the Western States Contracting Alliance (WSCA) Contract Number 02701 "Public Safety Communication Equipment and Services", in an amount not to exceed \$3,345,157; of which \$2,426,774 in ad valorem funds are budgeted in FY15 and the remainder is subject to Governing Board approval of the FY16 and FY17 budgets; providing an effective date. (Contract No. 4600003211) (OEC, John P. Mitnik, P.E., ext. 2679)

Summary

The District has continuously used Aviat licensed microwave equipment in the District's microwave radio installations because of its reliable performance, maintenance continuity, required compatibility with the District's existing equipment, and in-house expertise in the day to day operation and trouble-shooting work by qualified District staff.

The purchase of the equipment and services from Aviat for the North Shore Automation Project, will provide for a network of remotely monitored and remotely operated Pump Stations (S-131, S-129, S-127, S-133, & S-135) from the S-127 Command & Control Center, eliminating exposing the District to the risk of microwave system failure by introducing equipment not compatible with the District's existing Aviat based microwave equipment.

The equipment and services required for the project are available by using the Western States Contracting Alliance (WSCA) contract number 02701 "Public Safety Communication Equipment and Services". WSCA Contracts are available for use by all State Agencies, and Political Subdivisions. Pursuant to District Procurement Policy, "piggybacking" is an approved method for the purchase of equipment and services. WSCA competitively solicits bids for equipment and services, creates multi-state contracts in order to achieve cost-effective and efficient acquisition. WSCA contracts maximize cost avoidance, reduce individual state administrative costs, and encourage market competition and product availability through standard specifications and consolidated requirements.

Staff Recommendation

Board approval is requested at the February Governing Board meeting to approve entering into a contact with Aviat US, Inc. for microwave equipment and installation for the North Shore Pump Station Automation project, and using the Western States Contracting Alliance (WSCA) Agreement.

Not implementing the microwave equipment and installation at the pump stations will prevent the sites from functioning efficiently with the District's current microwave equipment and will expose the risk of microwave system failure by introducing radios and equipment not compatible with the existing Aviat based microwave system. Maintaining a reliable microwave communications link is critical to controlling the District's canal system water levels and their water conveyance.

43. General Public Comment

Staff Reports

44. Monthly Financial Report - Doug Bergstrom, Division Director, Administrative Services Division
45. General Counsel's Report - Kirk Burns
46. Executive Director's Report - Blake Guillory
 - Report on permits issued by authority delegated to the Executive Director from January 1-31, 2015.
47. Board Comment

Attorney Client Sessions

48. Attorney Client Session - USA

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2013), to discuss strategy related to litigation expenditures and/or settlement negotiations in United States of America v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno.

ATTENDEES: Governing Board Members F. Barber, S. Batchelor, M. Hutchcraft, M. Peterson, J. Moran, D. O'Keefe, J. Portuondo, K. Powers; Executive Director B. Guillory; District attorneys K. Burns, J. Collier, C. Kowalsky. (Kirk L. Burns, ext. 6546)

Action Items, (if any), Stemming from Attorney/Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2013), to discuss strategy related to litigation expenditures and/or settlement negotiations in United States of America v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. (Kirk L. Burns, ext. 6546)

49. Adjourn

January 2015 Employee of the Month
Derek Brown – Senior Attorney
Office of Counsel

Derek's significant contributions in his field of expertise as an attorney helps provide the administrative foundation for the District to function effectively. He initiated administrative projects and teamed with various units to save money and streamline internal processes.

Derek worked with IT, Public Affairs and Board and Executive Services to design a time-sensitive, cost-effective solution for all five water management districts in response to newly enacted legislation which required a lobbyist registration process and an online lobbyist database. Derek also played a key role to adopt a new standard for the handling of public records request District-wide.

Additionally, he worked closely with the Regulatory Division to initiate a successful pilot project to take the District paperless which paved the way for a broader initiative. Derek also partnered with IT to identify and remove millions of emails which held no public records retention value; thereby, freeing up valuable IT resources.

Derek's constant availability and team-based approaches aimed at finding solutions have greatly benefited all areas of the District. Congratulations, Derek!

**January 2015 Team of the Month
Facilities Move-In Team for DEP
Administrative Services**

Ken Beyers

Albert Cantelo

Petra Cardenas

Luis Castro

Hector Chaparro

Lenny Delgado

Will Gold

Bill Hancsak

Dante Marzetti

Craig Nyhuis

Karl Steinmiller

Manny Tavaréz

Ted Towson

Juan Vargas

Joe Weber

In April 2014, the Governing Board approved leasing approximately 19,500 square feet -- about half of the 3rd floor of the B-2 Building -- to the Florida Department of Environmental Protection Southeast District. The lease called for creating 120 offices for DEP employees with a move-in date of November 1, 2014.

Many hours of planning were required to deal with numerous issues and logistics. These included space layout, office configurations, storage and process area arrangements, IT network integration and transition, utilization of shared spaces including conference rooms and break rooms, communication setups, security requirements including ID badges, site parking and general coordination.

The space was extensively remodeled to suit DEP needs. This included reconfiguring the systems office furniture, painting walls, modifying IT systems and performing a detailed clean-up of the area. IT staff assisted DEP by facilitating DE server installation in our Data Center, setting up printers and scheduling conference room appointments. Facilities staff adjusted and reconfigured furniture, hung pictures and provided general assistance.

The District's Move-In Team dedicated long hours and considerable effort to make DEP's move to our headquarter campus a success. These efforts significantly contributed to a closer working relationship with DEP, additional revenue for the District and more efficient utilization of District's facilities. Congratulations, Team!

Good Samaritan Award
Mike Motta, Jessie Browning, Bill Mathis
Field Operations and Land Management Division

Mike, Jessie and Bill provided first aid assistance to a dehydrated hunter in the “Frog Pond” section of the Southern Glades. On a Saturday in November, three hunters walked onto the L-31W job site where Mike and Jessie were working. Carrying substantial gear, they reported they had walked a long way and one of their group was not feeling well.

Mike and Jessie immediately had the hunter sit down and gave him water. They notified Bill who rushed to the site and asked for assistance from an Everglades National Park Ranger he saw enroute. When they arrived, they offered to call for medical help; however, the hunter said no thank you and reported he felt better. The hunters’ vehicle was a considerable distance away so Bill transported the driver in his District truck back to the main road to pick up his vehicle and escorted him back to the worksite. When the exhausted hunter was rested and able, the hunters decided to leave. Bill gave them his business card and advised if an emergency arises in the Frog Pond Area, to call the number and the information would be conveyed to FWC or law enforcement to assist. The hunters thanked Mike, Jessie and Bill and were escorted back out to the main road. We commend the actions of these Good Samaritans for their willingness to extend help and ability to think clearly. They display the type of character we should all appreciate.

25-Year Service Award
Althea Lee- Permit Technician III
Orlando Service Center – Regulatory Division

Althea began her career as an Administrative Technician I in the West Palm Office. She took advantage of our college reimbursement program and recently received her AA degree in Business Administration.

Over the last years, she has been part of a major transformation in the way we conduct work with our customers. Althea has been a lead to work through changes in technology, communications and, most importantly, customer expectations.

Improvements in electronic document management have resulted in customer expectations for higher levels of effective, customized communication. Althea has been at the forefront of these evolutions in our industry: from the days of mylar and blue line drawings in permit applications to; electronic scanning and, to today; where engineers no longer sign and seal documents using a hand stamp and can send in plans and permit applications with their cell phones.

Althea has worked well with our team to transform our practical and legal responsibilities as stewards of Florida's water resources. Congratulations, Althea, for 25 years of service and for your positive attitude to help the agency's customers move into the future.

30-Year Service Award

Jeff Needle – Engineer Lead

Office of State Policy and Coordination

Jeff was hired in January of 1985 as a Surface Water Management Engineer reviewing surface water permits. Moving from permitting to planning, he authored the Bessey and Danforth Creek (tributaries of the St. Lucie River) Hydrology & Hydraulics study. He worked on the Indian River Lagoon Surface Water and Improvement plan and managed Muck removal in the North Fork of the St. Lucie Estuary and Atlantic Ridge Slough study.

Jeff was promoted and built an H&H model for the Loxahatchee Mitigation Bank. His efforts evolved into work on the Restudy, renamed CERP. Developing conceptual designs for CERP components, Jeff was the go-between for biologists and modelers putting design solutions into subsequent model runs. He led the Water Preserve Area Feasibility Study Multi-Agency Design Team. He then became project manager of various CERP components including Site 1, Broward WPAs, Bird Drive Recharge Area and the Lake Belt Pilot Study.

During his tenure, Jeff worked on the coast for the first time as project manager of Southern Crew. In 2011, he began working in Dispersed Water Management. As project manager of Nicodemus Slough and Istokpoga Marsh projects, he has been working to save District funds using alternative techniques and equipment for copper remediation at the Istokpoga Marsh project and the STA-1W expansion.

In addition to Jeff's many successful work endeavors, for many years, he has been a generous contributor of his time and talent to the District's employee activities and charitable events. He has organized the District golf league for the last 20 years and performed his unique vocal stylings and harmonica for numerous holiday events. Jeff may be best known for the dozens of cheesecakes he's baked for the annual charitable auction and his ongoing friendly battle to one-up Beth Ross's Chocolate Pecan Pie. Congratulations, Jeff, on 30 years of outstanding public service!

30-Year Service Award

Terrie Bates – Division Director

Water Resources

Terrie Bates unofficially started her career with the District as a temporary employee in the chemistry lab as "chief test tube washer." Today, she is a well-respected water resource professional, an experienced division director and a valued member of the District's senior management team.

In 1985, Terrie became a permanent employee in the Data Management section and soon joined the Regulatory Department. At that time, a number of new state laws were enacted that required the water management districts to adopt rules for increased wetland protection. Terrie was the agency's lead environmental representative working with the Department of Environmental Protection and the other water management districts on

several statewide rule initiatives including Isolated Wetlands, Wetland Delineation, Mitigation Banking, Environmental Resource Permitting and Uniform Mitigation Assessment Methodology.

As the number and complexity of environmental rules progressed, so did Terrie's career. She worked her way up to Regulation Department Director, a position she held for 10 years before being promoted to several senior management positions. Terrie currently manages the Water Resources Division and oversees the agency's scientific focus on ecosystem and technology research, water quality monitoring and analysis, water supply planning and resource evaluations. Due to her broad-ranging experience, she served as the executive lead for the District's water shortage and drought response in 2006 and 2007 and again in 2011. Terrie has a tremendous knowledge base about District issues and the South Florida environment and has the wonderful ability to explain complicated matters in simple, understandable terms.

In addition to her exceptional District work, Terrie is known for being an avid Florida "Gator" and a tireless volunteer for charitable causes. She has worked closely with the Employee Committee on numerous events throughout the years and was the "Top Dog" for our recent efforts to raise a record amount of money for the Warrior Canine Connection.

Congratulations, Terrie, and thank you for 30 years of stellar and exemplary service.

February Employee of the Month
Laura Corry – Lead Intergovernmental Representative
Office of Public Affairs
Division of Chief of Staff

Palm Beach County's Lake Worth Lagoon Initiative is a forum focused on increasing public awareness of the lagoon and promoting collaborative efforts to restore, protect and enhance this 20-mile estuary. When communities along the lagoon separately discussed plans for local outreach events, Laura developed the idea for a large, joint effort. She successfully brought together the county, the District, DEP, the City of West Palm Beach, the League of Cities, the local inland navigation district plus numerous corporate sponsors to support a highly successful, first annual "LagoonFest" attended by close to 1,000 people.

Held on November 1, LagoonFest featured more than 40 exhibits, lagoon tours, children's activities, wildlife presentations, water sports, live music and, of course, an appearance by Freddy the Alligator. Media coverage was extensive and highly positive. SFWMD Governing Board member Melanie Peterson spoke at the event and received a letter of appreciation from the county that included these kudos: "We also want to express thanks for the foresight, creativity and effort put forth by Ms. Laura Corry...The success of the inaugural LagoonFest event is due in large part

to Ms. Corry's success in bringing parties together, finding sponsorships and compelling local vendors to bring engaging activities to the event."

Laura's vision and hard work over many months resulted in this community celebration that increased understanding and appreciation for the lagoon and also heightened overall public awareness for water resource protection and restoration. As a follow-up to this success, the Treasure Coast Chapter of the Florida Association of Environmental Professionals awarded LagoonFest with its 2014 Education/Communication Award for outstanding event. Congratulations, Laura!

**February Team of the Month
Lake Okeechobee Southern Release Planning
and Oversight Team**

Larry Gerry

Scott Huebner

Shi Kui Xue

Neil Larson

Jeremy McBryan

Adnan Mirza

Rodrigo Musalem

Jose Otero

Tracey Piccone

Nate Ralph

Brad Robbins

Larry Schwartz

Seán Sculley

Lou Toth

This year the District was successful in moving record volumes of water from Lake Okeechobee south through the Stormwater Treatment Areas to the Water Conservation Areas and Everglades. Over 240,000 acre-feet have been moved south since May 2014, which is the start of the current water year. This is by far the largest volume of water released south from Lake Okeechobee in the past decade. It was made possible, in part, by favorable water conditions in Lake Okeechobee and the Water Conservation Areas, vegetation conditions within the STAs and moderate rainfall patterns during the wet season.

What made the effort successful, however, was the weekly planning and oversight conducted by a team of scientists and engineers from several District Bureaus. This multi-disciplinary team evaluated changing conditions on a weekly basis, both within the STAs and the downstream Water Conservation Areas, and planned the next week's delivery routes.

Although opening the gates and sending water south may seem simple, in reality, it requires consideration of weather forecasts, evaluation of STA flow-way performance, continuous monitoring of structure flows, increased water quality monitoring, increased vegetation monitoring and round-the-clock operations of several pump stations. Lake releases must be timed to avoid conflicts with flood protection and water supply needs and must also avoid harming sensitive downstream ecosystems. Within the STAs, water depths, vegetation conditions and phosphorus loading rates must be monitored carefully to avoid damaging their capacity to remove phosphorus from Everglades bound water.

The Lake Okeechobee Southern Release Planning and Oversight Team has been meeting weekly for the past four months and continues to meet to discuss new information and coordinate the upcoming week of operations. They have done an excellent job of both sending water south and protecting the treatment capacity of the STAs in the process. Congratulations, Team!

Managers: This team was supported by a hands-on leadership team including Dee Azeredo, Terrie Bates, Linda Crean, Karen Estock, Susan Gray, Delia Ivanoff, Jeff Kivett, Francois Laroche, Paul Linton, John Mitnik, Akin Owosina, Walter Wilcox and Tom Teets.

Special Mention: Additionally, special thanks to pump station operators who did their usual outstanding job keeping pump stations running around the clock and to control room water managers and field monitoring staff who made implementation possible.

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February 12, 2015

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Attachment: ca_reg_rm_100_sd (2257 : Regulatory Consent Agenda)

REGULATION AGENDA ITEMS

PERMIT DENIAL: Those listed on the consent agenda are routine in nature and non-controversial. Such denials are typically due to failure of applicant to complete the application. Unique or controversial projects or those requiring a policy decision are normally listed as discussion items. Permit types include:

Environmental Resource (ERP): Permits that consider such factors as the storage of storm water to prevent flooding of a project (upstream or downstream projects); the treatment of stormwater prior to discharge from the site to remove pollutants; and the protection of wetlands on the project site.

Surface Water Management: Permits for drainage systems, which address flood protection, water quality, and environmental protection of wetlands.

Water Use: Permits for the use of ground and/or surface water from wells, canals, or lakes.

Lake Okeechobee Works of the District: Permits that set concentration limits for total phosphorus in surface discharge from individual parcels in the Lake Okeechobee Basin.

EAA Works of the District: Permits to reduce the total phosphorus load from the EAA by 25 percent in water discharged to Works of the District.

Wetland Resource: Permits for dredge and fill activities within Waters of the State and their associated wetlands.

ADMINISTRATIVE HEARING: A case in litigation conducted pursuant to the Administrative Procedures Act (Chapter 120, Florida Statutes) involving the determination of a suit upon its merits. Administrative hearings provide for a timely and cost effective dispute resolution forum for interested persons objecting to agency action.

FINAL ORDER: The Administrative Procedures Act requires the District to timely render a final order for an administrative hearing after the hearing officer submits a recommended order. The final order must be in writing and include findings of fact and conclusions of law.

CONSENT ORDER: A voluntary contractual agreement between the District and a party in dispute which legally binds the parties to the terms and conditions contained in the agreement. Normally used as a vehicle to outline the terms and conditions regarding settlement of an enforcement action.

CONSERVATION EASEMENT: A perpetual interest to the District in real property that retains land or water areas in their existing, natural, vegetative, hydrologic, scenic, open or wooded condition and retains such areas as suitable habitat for fish, plants, or wildlife in accordance with Section 704.06, F.S.

TECHNICAL DENIAL: This action normally takes place when a proposed project design does not meet water management criteria or the applicant does not supply information necessary to complete the technical review of an application.

EMERGENCY ORDER and AUTHORIZATION: An immediate final order issued without notice by the Executive Director, with the concurrence and advice of the Governing Board, pursuant to (Section 373.119(2), Florida Statutes, when a situation arises that requires timely action to protect the public health, safety or welfare and other resources enumerated by rule and statute.

MEMORANDUM OF AGREEMENT/UNDERSTANDING: A contractual arrangement between the District and a named party or parties. This instrument typically is used to define or explain parameters of a long-term relationship and may establish certain procedures or joint operating decisions.

PETITION: An objection in writing to the District, requesting either a formal or an informal administrative hearing, regarding an agency action or a proposed agency action. Usually a petition filed pursuant to Chapter 120, Florida Statutes, challenges agency action, a permit, or a rule. Virtually all agency action is subject to petition by substantially affected persons.

SEMINOLE TRIBE WORK PLAN: The District and the Seminole Indians signed a Water Use Compact in 1987. Under the compact, annual work plans are submitted to the District for review and approval. This plan keeps the District informed about the tribe plans for use of their land and the natural resources. Although this is not a permit, the staff has water resource related input to this plan.

SITE CERTIFICATIONS: Certain types of projects (power plants, transmission lines, etc.) are permitted by the Governor and Cabinet under special one-stop permitting processes that supercede normal District permits. The Water Management Districts, DEP, DCA, FGFWFC, and other public agencies are mandatory participants. DEP usually coordinates these processes for the Governor and Cabinet.

VARIANCES FROM, OR WAIVERS OF, PERMIT CRITERIA: The Florida Administrative Procedures Act provides that persons subject to an agency rule may petition the agency for a variance from, or waiver of, a permitting rule. The Governing Board may grant a petition for variance or waiver when the petitioner demonstrates that 1) the purpose of the underlying statute will be or has been achieved by other means and, 2) when application of the rule would create a substantial hardship or would violate principles of fairness.

1. RESPONDENT: IRMA JOVITA GALLEGOS
PROJECT: YZAGUIRRE PROPERTY

SEC 28 TWP 45S RGE 29E HENDRY COUNTY
SETTLEMENT OF AN ENFORCEMENT ACTION REGARDING UNAUTHORIZED DREDGING, FILLING AND
CLEARING OF A WETLAND

2. RESPONDENT: NORTHSTAR RESORT ENTERPRISES CORPORATION
PROJECT: NORTHSTAR R V RESORT

SEC 32 TWP 61S RGE 39E MONROE COUNTY
SETTLEMENT OF AN ENFORCEMENT ACTION REGARDING NON-COMPLIANCE WITH PERMIT
CONDITIONS DUE TO UNAUTHORIZED WORKS RESULTING IN SEAGRASS HABITAT LOSS AND
WATER QUALITY DEGRADATION

3. RESPONDENT: WILLIAMS COMPANY
PROJECT: OSCEOLA CROSSING

SEC 4 TWP 25S RGE 29E OSCEOLA COUNTY
SETTLEMENT OF AN ENFORCEMENT ACTION REGARDING UNAUTHORIZED OFFSITE DISCHARGE OF
TURBID WATER INTO WETLANDS

Attachment: ca_reg_rm_100_sd (2257 : Regulatory Consent Agenda)

-
- 1. PERMITTEE: NORTH SPRINGS IMPROVEMENT DISTRICT
 - PROJECT: HERON BAY NORTH

BROWARD COUNTY

ERP PERMIT NO. 06-00073-S-15 (APPLICATION 040206-13) APPROVED PRESERVATION OF 6.24-ACRES OF MITIGATION TO BE PRESERVED UNDER A JOINT CONSERVATION EASEMENT TO BROWARD COUNTY AND THE DISTRICT WHICH WAS RECORDED IN THE BROWARD COUNTY RECORD UNDER (O.R. BOOK NO. 40654, PG. 1830) ON OCTOBER 5, 2005.

THE APPLICATION WAS SUBSEQUENTLY MODIFIED ON DECEMBER 19, 2011 THROUGH ISSUANCE OF APPLICATION NO. 100604-8 WHICH MODIFIED THE CONFIGURATION OF THE PREVIOUSLY RECORDED CONSERVATION EASEMENT AREAS WITHOUT CONCURRENTLY SEEKING A RELEASE OF THE PREVIOUSLY RECORDED BOUNDARIES. TO CORRECT THE OVERSIGHT WE ARE REQUESTING APPROVAL OF A RELEASE OF 2.378 ACRES (1.920 FROM MITIGATION AREA #1 AND 0.458 ACRES FROM MITIGATION AREA #2) FROM THE RECORDED CONSERVATION EASEMENT.

-
- 2. PERMITTEE: SHELL POINT RETIREMENT COMMUNITY
 - PROJECT: SHELL POINT EAGLE CONSERVATION EASEMENT RELEASE

LEE COUNTY

APPROVE THE RELEASE OF AN ENTIRE 6.6 ACRE EXISTING CONSERVATION EASEMENT ESTABLISHED AS AN UPLAND BUFFER TO A BALD EAGLE (HALIEEATUS LEUCOCEPHALUS) NEST (LE-034) WITHIN A PROJECT KNOWN AS SHELL POINT IN LEE COUNTY. THE APPLICANT IS REQUESTING THIS RELEASE PURSUANT TO SPECIAL CONDITION NO. 20 (APPLICATION NO. 990907-8); A NEST ABANDONMENT DETERMINATION WAS MADE BY BOTH THE UNITED STATES FISH AND WILDLIFE SERVICE (FWS) AND LEE COUNTY EAGLE TECHNICAL ADVISORY COMMITTEE (ETAC). THE APPLICANT IS NOT PROPOSING ANY CONSTRUCTION AT THIS TIME WITHIN THE PROPOSED RELEASE AREA. A 1.48 ACRE WETLAND PRESERVE WITH AN OVERLAPPING CONSERVATION EASEMENT IS NOT PART OF THIS RELEASE AND WILL REMAIN.

Attachment: ca_reg_rm_100_sd (2257 : Regulatory Consent Agenda)

MEMORANDUM

TO: Governing Board Members
FROM: Karen Estock, Division Director
DATE: February 12, 2015
SUBJECT: Right of Way Regulatory Consent

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RIGHT OF WAY OCCUPANCY CONSENT AGENDA FOR GOVERNING BOARD APPROVAL February 12, 2015

		PAGES
I	RIGHT OF WAY OCCUPANCY PERMIT REQUESTS WITH WAIVER OF DISTRICT CRITERIA: Governing Board action is required on petitions received requesting a waiver of District criteria. Section 120.542, F.S. and Rule 28-104.002, F.A.C., requires agencies to grant variances and waivers to their own rules when a person subject to the rules files a petition and demonstrates that he or she can achieve, or has achieved, the purpose of the underlying statute by other means and when application of rule would create a substantial hardship or would violate principles of fairness. A "substantial hardship" is defined as a demonstrated economic, technological, legal or other type of hardship to the person requesting the waiver. "Principles of fairness" are violated when the literal application of a rule affects a particular person in a manner significantly different from the way it affects other similarly situated persons who are subject to the rule. A "waiver" is defined as an agency decision not to apply all or part of a rule to the person subject to the rule.	2-3

RIGHT OF WAY OCCUPANCY PERMIT REQUEST WITH WAIVER OF DISTRICT CRITERIA

Consideration of a request by the **City of Tamarac** (Application Number 14-0915-1M) for a modification of Right of Way Occupancy Permit No. 6986 for construction of a staging dock with bulkhead and rip-rap serving a previously authorized boat ramp within Veterans Park and waiver of the District's criteria to allow for the installation of two (2) picnic shelters within the south right of way of C-14. Location: Broward County, Section 33, Township 48 South, Range 41 East.

Right of Way Occupancy Permit No. 6986 was originally issued in 1979 for park facilities with a boat ramp, fishing pier, launching docks and shelter. The permit was subject to the terms of a 1977 grant agreement between the District and the City for construction of park facilities. In 1989, the permit was modified to include a restroom building, which remains within the District's right of way. The fishing pier, launching dock and shelter have since been removed. In 1998, Permit No. 6986 was again modified for various renovations including sidewalks and an irrigation system.

The applicant's request for a waiver of the District's criteria which governs the placement of permanent/semi-permanent above-ground facilities within 40 feet of the top of the canal bank is based on "substantial hardship". Compliance with the required 40 foot setback would situate the shelters in close proximity to the existing parking lot rather than in an area surrounded by landscaping, thus diminishing the experience for residents using the shelters. As proposed, the shelters, which measure 17 feet in width, encroach approximately 20 feet into the 40 foot clear zone and generally align with the restroom facility previously authorized by the District to encroach within the right of way. The shelters will be setback 20 feet from the top of bank. In addition, the shelters are designed to be unfastened from the ground so that they may be removed, if necessary, to accommodate District maintenance access.

The District's Operations, Maintenance & Construction Division has reviewed the project and determined that the proposed facilities will not significantly interfere with the District's ability to perform necessary construction, alteration, operation and routine maintenance activities, so the purpose of the underlying statute will be achieved. Under Permit No. 6986, the District required that a 20 foot wide unimpeded access be provided through the parking lot to allow access for District vehicles to the right of way west of the existing restroom facility. A similar condition for access is also imposed by the subject permit modification.

The petition has been reviewed by the Office of Counsel for compliance with the applicable legal requirement. Pursuant to Section 120.542(6), F.S., notice of the petition was provided to the Department of State and was published in *Volume 40, Number 247* of the *Florida Administrative Register* on December 23, 2014. No public comments were received.

Therefore, staff recommends **approval** of the issuance of a modification of Right of Way Occupancy Permit Number 6986 and **approval** of the petition for waiver of the District's criteria which governs the placement of permanent/semi-permanent above-ground facilities within 40 feet of top of canal bank within works and lands of the District.

(Easement)

RIGHT OF WAY OCCUPANCY PERMIT REQUEST WITH WAIVER OF DISTRICT CRITERIA

Consideration of a request by the **Florida Department of Transportation** (Application Number 15-0107-1, Permit No. 14407) for a Right of Way Occupancy Permit to install a chain-link fence within the District's right of way along the north bank of the North New River in the vicinity of the S.R. 7/U.S. 441 and Interstate 595 interchange and waiver of the District's criteria to allow for portions of the proposed fence to be installed within the required 40 foot setback as measured from the top of bank. Location: Broward County, Sections 15 and 19, Township 50 South, Ranges 41 and 42 East.

FDOT is proposing the fence to secure the area under and around the four bridges associated with this part of the interchange. According to FDOT, there have been several incidents of unauthorized access and loitering by homeless individuals under the bridges, as well as vandalism of state-owned property. As a result, FDOT is taking affirmative action to install a fence designed to deter such activities.

The applicant's request for a waiver of the District's criteria which governs the placement of permanent/semi-permanent above-ground facilities within 40 feet of the top of the canal bank is based on "substantial hardship". Compliance with the required 40 foot setback would negate the purpose of the fencing by allowing for 40 foot wide unfenced openings on the overbank adjacent to the canal. Such openings would allow for individuals to travel freely into the areas intended to be secured. FDOT analyzed other options, including the provision of 24-hour security personnel; however, such options were not fiscally or operationally feasible. Installation of the proposed fence represents the most efficient use of public monies to secure the area. Any other type of security would impose a substantial hardship on FDOT and an unnecessary burden on taxpayers.

The District's Operations, Maintenance & Construction Division has reviewed the application and determined that the proposed fence will not significantly interfere with the District's ability to perform necessary construction, alteration, operation and routine maintenance activities, so the purpose of the underlying statute will be achieved. The fence is designed to provide a 16 foot wide gate opening along the west section of fence, as requested by the Fort Lauderdale Field Station for access purposes. The permit conditions include a requirement for provision of the gate.

The petition has been reviewed by the Office of Counsel for compliance with the applicable legal requirement. Pursuant to Section 120.542(6), F.S., notice of the petition was provided to the Department of State and was published in *Volume 41, Number 7* of the *Florida Administrative Register* on January 12, 2015. No public comments were received.

Therefore, staff recommends **approval** of the issuance of a Right of Way Occupancy Permit and **approval** of the petition for waiver of the District's criteria which governs the placement of permanent/semi-permanent above-ground facilities within 40 feet of top of canal bank.
(Easement)

M E M O R A N D U M

TO: Governing Board Members

FROM: Ben Ward, Director, Real Estate Division

DATE: February 12, 2015

SUBJECT: Release of Reservations

Summary:

The District has jurisdiction over certain reserved rights to construct canal and road right of ways, and mineral rights, together with the right of ingress, egress and exploration. Applications requesting releases of these reservations are routinely received from landowners, attorneys, title companies and lending institutions, who consider the reservations to be title defects. Applications are reviewed by appropriate District staff and applicable local governmental agencies to determine that there is no present or future need for the reservations.

Staff Recommendation:

Staff recommends approval of the following:

- Release of Trustees canal reservations for WCI Communities, LLC, a Delaware limited liability company, (File No. 11-14-1) for 413.08 acres in Broward County
- Release of Trustees canal reservations and District canal and road reservations for HC-5959 NW 7th Street, LLC, a Delaware limited liability company (File Nos. 11-14-3 and 18609) for 5.75 acres in Miami-Dade County
- Release of Trustees canal reservations and District canal and road reservations for Wen-North Holdings, Inc., a Florida corporation, (File Nos. 12-14-1 and 18610) for 0.68 acres in Miami-Dade County
- Release of Trustees canal reservations for Animal Medical Clinic of Belle Glade, Inc., a Florida corporation, (File No. 12-14-2) for 0.14 acres in Palm Beach County
- Release of District canal reservations and issuance of non-use commitment for IDP Development, LLC, a Florida limited liability company, (File Nos. 18611 and NUC 1660) for 16.0 acres in Palm Beach County

Additional Background:

See Memorandum Exhibit "A" and maps attached hereto and made a part hereof, which contain the details and locations of the releases to be approved and issued.

Core Mission and Strategic Priorities:

Pursuant to Section 373.096 of the Florida Statutes, the Governing Board of the District may release any reservation for which it has no present or apparent use under terms and conditions determined by the Board.

Funding Source:

None; the reservations were acquired at no cost to the District.

Staff Contact and/or Presenter:

Kathy Massey, kmassey@sfwmd.gov <mailto:kmassey@sfwmd.gov>, 561-682-6835

MEMORANDUM - EXHIBIT "A"

File No.: 11-14-1
 Applicant: WCI Communities, LLC, a Delaware limited liability company
 Reserving Deeds: 17336 (DB 333-364, 10/18/1925) and 19158 (DB 822-74, 9/1/1947)
 Fee Paid: \$500.00
 Action: Approve release of Trustees canal reservations
 Acres: 413.08 acres, more or less
 Legal Description: Portion of Section 30, Township 47 South, Range 41 East,
 Location: 15500 Loxahatchee Road, Parkland, Broward County
 Reviewed By: Water Supply Development Section, Right of Way Section, Environmental Resource Permitting Bureau, Survey Section, Office of Everglades Policy and Coordination, and North Springs Improvement District

File Nos.: 11-14-3 and 18609
 Applicant: HC-5959 NW 7th Street, LLC, a Delaware limited liability company
 Reserving Deeds: 16135 (DB 187-427, 9/6/1918) and E-1207 (DB 2415-374, 8/15/1944)
 Fee Paid: \$500.00
 Action: Approve release of Trustees canal reservations and release of District canal and road reservations
 Acres: 5.75 acres, more or less
 Legal Description: Portion of Tract M, MAULE-SEMROSCA, PB 46-65, and portion of Block 29, WEST FLAGLER PARK, SECTION "B", PB 8-112, Section 36, Township 53 South, Range 40 East
 Location: Parking lot for 5959 NW 7th Street, Miami, Miami-Dade County
 Reviewed By: Water Supply Development Section, Right of Way Section, Environmental Resource Permitting Bureau, Survey Section, Office of Everglades Policy and Coordination, and Miami-Dade County DERM

File Nos.: 12-14-1 and 18610
 Applicant: Wen-North Holdings, Inc., a Florida corporation
 Reserving Deeds: 16296"C" (DB 177-129, 4/17/1919) and E-713 (DB 2391-392, 3/30/1944)
 Fee Paid: \$500.00
 Action: Approve release of Trustees canal reservations and release of District canal and road reservations
 Acres: 0.68 acres, more or less
 Legal Description: Lot 1, Block 1, SEVILLA SQUARE, PB 131-66, Section 34, Township 52 South, Range 40 East
 Location: 2390 West 68th Street, Hialeah, Miami-Dade County
 Reviewed By: Water Supply Development Section, Right of Way Section, Environmental Resource Permitting Bureau, Survey Section, Office of Everglades Policy and Coordination, FDOT, Miami-Dade County Public Works, City of Hialeah and Miami-Dade County DERM

File No.: 12-14-2
 Applicant: Animal Medical Clinic of Belle Glade, Inc., a Florida corporation
 Reserving Deed: 16903 (DB 131-512, 5/4/1920)
 Fee Paid: \$250.00
 Action: Approve release of Trustees canal reservations
 Acres: 0.14 acres, more or less
 Legal Description: Portion of Lots 83 and 84, NORTHMOOR GARDENS ADDITION, PB 25-155, Section 31, Township 43 South, Range 37 East
 Location: 208 NW Avenue L, Belle Glade, Palm Beach County
 Reviewed By: Water Supply Development Section, Right of Way Section, Environmental Resource Permitting Bureau, Survey Section, Office of Everglades Policy and Coordination, and City of Belle Glade

File Nos.: 18611 and NUC 1660
 Applicant: IDP Development, LLC, a Florida limited liability company
 Reserving Deed: E-5384 (DB 774-151, 7/23/1946)
 Fee Paid: \$650.00
 Action: Approve release of District canal reservations and issuance of non-use commitment
 Acres: 16.0 acres, more or less
 Legal Description: Portion of Section 10, Township 44 South, Range 42 East
 Location: 1093, 1155 and 1215 Ranchette Road, Greenacres, Palm Beach County
 Reviewed By: Water Supply Development Section, Right of Way Section, Environmental Resource Permitting Bureau, Survey Section, Office of Everglades Policy and Coordination, and Lake Worth Drainage District

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0201

A Resolution of the Governing Board of the South Florida Water Management District approving release of canal and road reservations, and issuance of non-use commitment; providing an effective date.

WHEREAS, certain underlying landowners have requested that the South Florida Water Management District (District) release certain canal and road reservations, and issue a non-use commitment as to mineral reservations;

WHEREAS, the District is empowered to grant such releases and non-use commitments pursuant to Section 373.096, Florida Statutes.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves the release of canal and road reservations and the issuance of a non-use commitment, as described in Resolution Exhibit "A", attached hereto and made a part hereof.

Section 2. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:

By:

District Clerk/Secretary

Office of Counsel

Print name:

RESOLUTION - EXHIBIT "A"**RELEASE OF TRUSTEES CANAL RESERVATIONS:**

File No.: 11-14-1
 Applicant: WCI Communities, LLC, a Delaware limited liability company
 Reserving Deeds: 17336 (DB 333-364, 10/18/1925) and 19158 (DB 822-74, 9/1/1947)
 Acres: 413.08 acres, more or less
 Legal Description: Portion of Section 30, Township 47 South, Range 41 East
 Location: 15500 Loxahatchee Road, Parkland, Broward County

File No.: 11-14-3
 Applicant: HC-5959 NW 7th Street, LLC, a Delaware limited liability company
 Reserving Deed: 16135 (DB 187-427, 9/6/1918)
 Acres: 5.75 acres, more or less
 Legal Description: Portion of Tract M, MAULE-SEMROSCA, PB 46-65, and portion of Block 29, and Portion of Lots 1 and 2, Block 29, WEST FLAGLER PARK, SECTION "B", PB 8-112, Section 36, Township 53 South, Range 40 East
 Location: Parking lot for 5959 NW 7th Street, Miami, Miami-Dade County

File No.: 12-14-1
 Applicant: Wen-North Holdings, Inc., a Florida corporation
 Reserving Deed: 16296"C" (DB 177-129, 4/17/1919)
 Acres: 0.68 acres, more or less
 Legal Description: Lot 1, Block 1, SEVILLA SQUARE, PB 131-68, Section 34, Township 52 South, Range 40 East
 Location: 2390 West 68th Street, Hialeah, Miami-Dade County

File No.: 12-14-2
 Applicant: Animal Medical Clinic of Belle Glade, Inc., a Florida corporation
 Reserving Deed: 16903 (DB 131-512, 5/4/1920)
 Acres: 0.14 acres, more or less
 Legal Description: Portion of Lots 83 and 84, NORTHMOOR GARDENS ADDITION, PB 25-155, Section 31, Township 43 South, Range 37 East
 Location: 208 NW Avenue L, Belle Glade, Palm Beach County

RELEASE OF DISTRICT CANAL AND/OR ROAD RESERVATIONS:

File No.: 18609
 Applicant: HC-5959 NW 7th Street, LLC, a Delaware limited liability company
 Reserving Deed: E-1207 (DB 2415-374, 8/15/1944)
 Acres: 5.75 acres, more or less
 Legal Description: Portion of Tract M, MAULE-SEMROSCA, PB 46-65, and portion of Block 29, WEST FLAGLER PARK, SECTION "B", PB 8-112, Section 36, Township 53 South, Range 40 East
 Location: Parking lot for 5959 NW 7th Street, Miami, Miami-Dade County

File No.: 18610
 Applicant: Wen-North Holdings, Inc., a Florida corporation

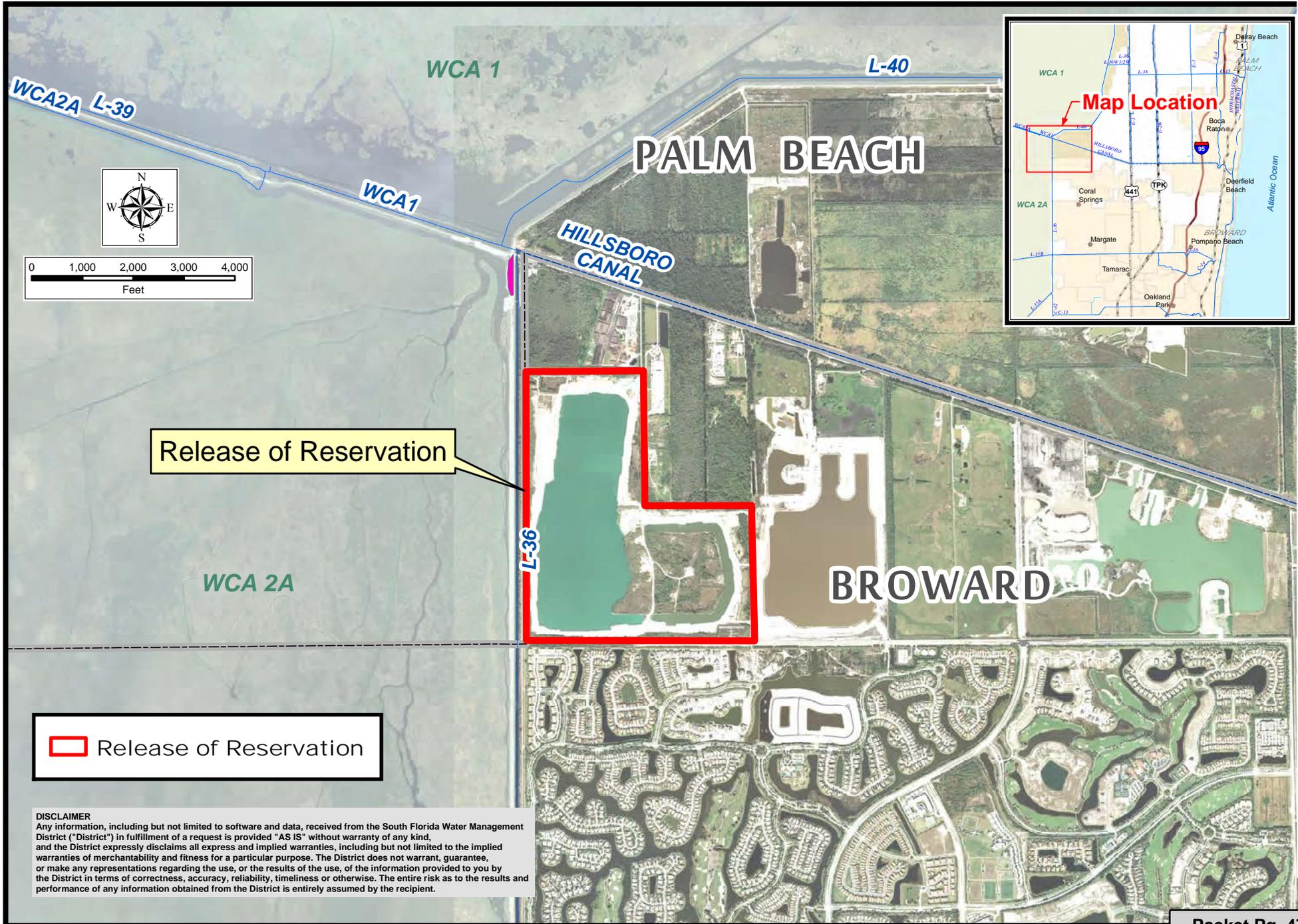
Reserving Deed: E-713 (DB 2391-392, 3/30/1944)
 Acres: 0.68 acres, more or less
 Legal Description: Lot 1, Block 1, SEVILLA SQUARE, PB 131-68, Section 34, Township 52 South, Range 40 East
 Location: 2390 West 68th Street, Hialeah, Miami-Dade County

File No.: 18611
 Applicant: IDP Development, LLC, a Florida limited liability company
 Reserving Deed: E-5384 (DB 774-151, 7/23/1946)
 Acres: 16.0 acres, more or less
 Legal Description: Portion of Section 10, Township 44 South, Range 42 East
 Location: 1093, 1155 and 1215 Ranchette Road, Greenacres, Palm Beach County

ISSUANCE OF NON-USE COMMITMENT:

File No.: NUC 1660
 Applicant: IDP Development, LLC, a Florida limited liability company
 Reserving Deed: E-5384 (DB 774-151, 7/23/1946)
 Acres: 16.0 acres, more or less
 Legal Description: Portion of Section 10, Township 44 South, Range 42 East
 Location: 1093, 1155 and 1215 Ranchette Road, Greenacres, Palm Beach County

Release of Reservation 11-14-1 (WCI Communities, LLC)



 Release of Reservation

DISCLAIMER
Any information, including but not limited to software and data, received from the South Florida Water Management District ("District") in fulfillment of a request is provided "AS IS" without warranty of any kind, and the District expressly disclaims all express and implied warranties, including but not limited to the implied warranties of merchantability and fitness for a particular purpose. The District does not warrant, guarantee, or make any representations regarding the use, or the results of the use, of the information provided to you by the District in terms of correctness, accuracy, reliability, timeliness or otherwise. The entire risk as to the results and performance of any information obtained from the District is entirely assumed by the recipient.

Release of Reservation 12-14-1 and 18610 (Wen North Holdings, Inc.)



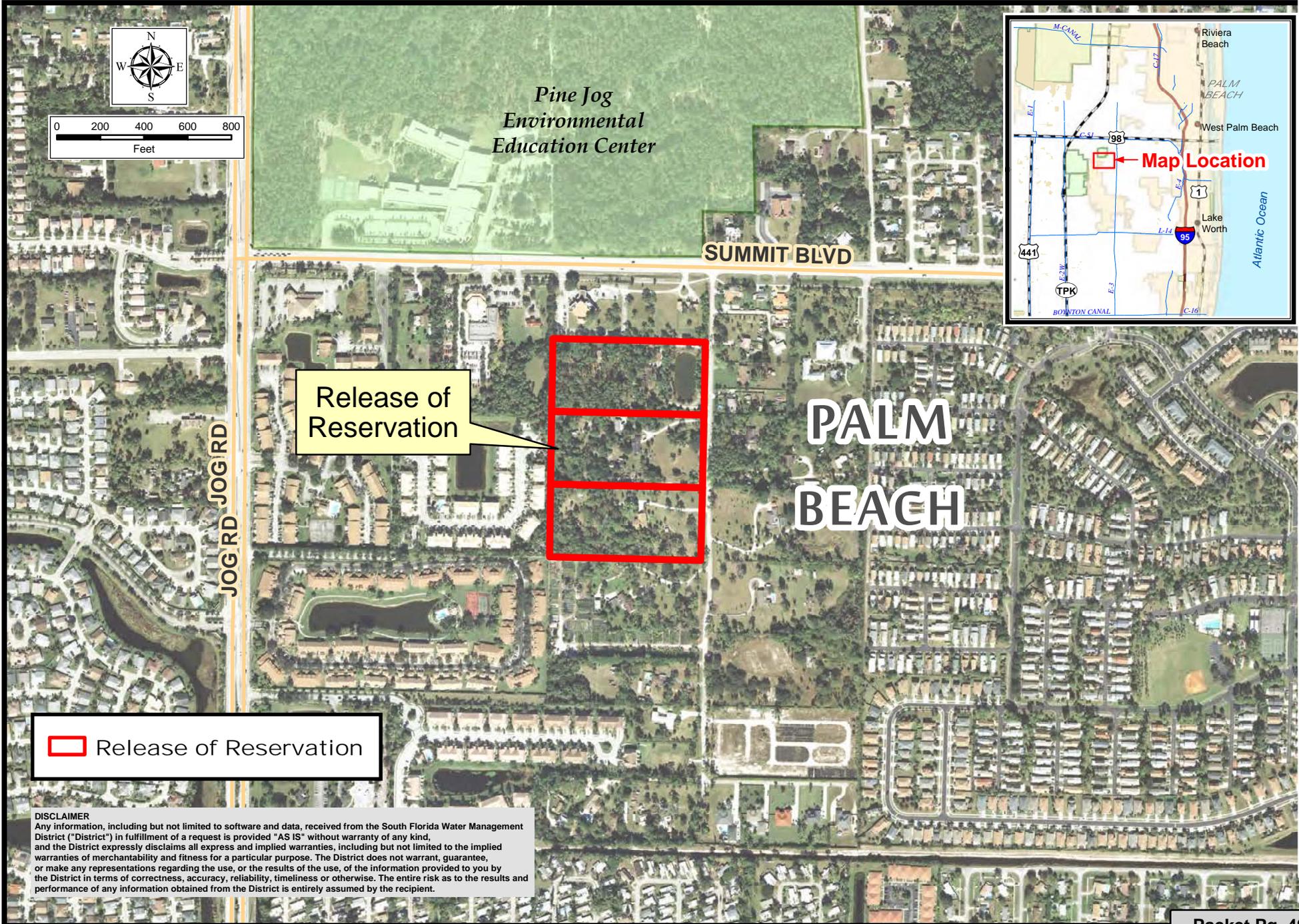
Release of Reservation

Release of Reservation

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Attachment: ca_re_200_Massey_Releases_2015-01-30_MAP_cmieassau_ReleaseOfRes12-14-

Release of Reservation NUC 1660 and 18611 (IDP Development LLC)



Release of Reservation

11-14-3 and 18609 (HC 5959 NW 7 STREET, LLC)



Release of Reservation

 Release of Reservation

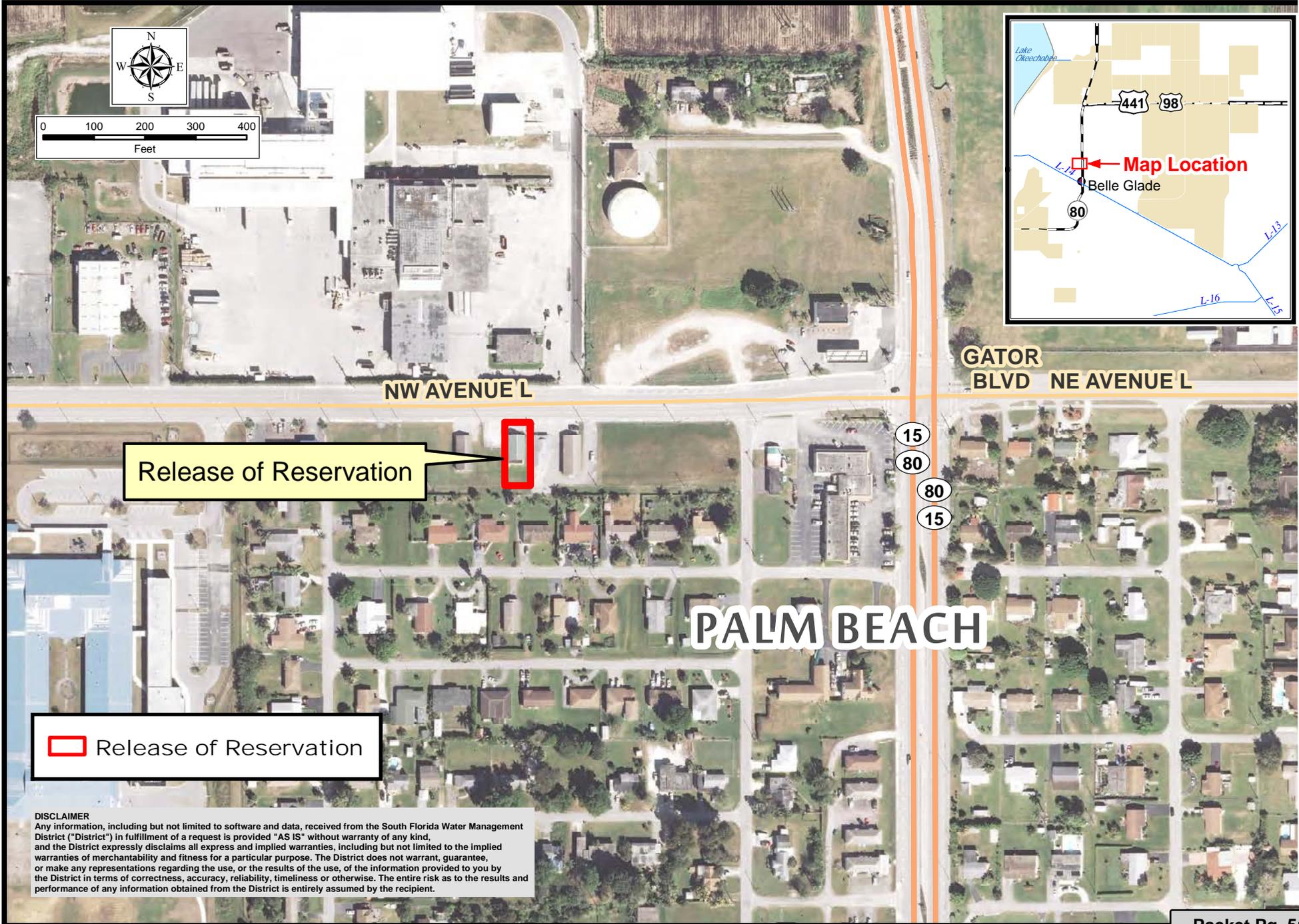
MIAMI-DADE

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Attachment: ca_re_200_Massey_Releases_2015-01-31_MAP_cmieassau_ReleaseOfRes11-14-

Release of Reservation

12-14-2 (Animal Medical Clinic / Belle Glade Inc.)



DISCLAIMER
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Attachment: ca_re_200_Massey_Releases_2015-01-31_MAP_cmieassau_ReleaseOfRes12-14-

MEMORANDUM

TO: Governing Board Members

FROM: Ben Ward, Director, Real Estate Division

DATE: February 12, 2015

SUBJECT: Approve the granting of land interests in Martin County for consideration of \$401,500 to FDOT

Summary:

The Florida Department of Transportation (FDOT) is implementing its State Road 76 Project F.P. No.: 4226413, in Martin County, which includes constructing and maintaining storm water conveyance pipes, outfall pipes, drainage structures, storm water management pond, fencing, clearing and excavating, adjacent to its existing State Road 76 in Martin County. The District owns a 19.48 acre parcel originally acquired for a potential spoil site that abuts FDOT's State Road 76. FDOT has determined that it is necessary to obtain from South Florida Water Management District (SFWMD) a permanent easement containing 2.08 acres, more or less, with an appraised value of \$372,600 and a temporary easement containing 0.46 acre, more or less, with an appraised value of \$28,900, encumbering a total of 2.54 acres, more or less, of the District's 19.48 acre property that abuts FDOT's State Road 76. (see attached map). FDOT has filed eminent domain proceedings against the SFWMD to obtain such easement interests. SFWMD staff has reviewed FDOT's request and determined that granting these easements is in the public interest. SFWMD and FDOT staff have agreed to the location, terms and granting of these easements in accordance with purchase agreements. Upon closing FDOT agrees to file dismissal with prejudice of SFWMD from eminent domain proceedings filed in Martin County.

Staff Recommendation:

Approve the granting of land interests encumbering 2.54 acres, more or less, located in Township 38 South, Range 41 East, Martin County, for consideration of \$401,500, to the Florida Department of Transportation; providing an effective date.

Additional Background:

N/A

Core Mission and Strategic Priorities:

The subject easements encumber portions of the District's property that are not required for District purposes. The District's property retains adequate road frontage for future use.

Funding Source:

The granting of these land interests will be at no cost to SFWMD and SFWMD will receive \$401,500 as compensation.

Staff Contact and/or Presenter:

Ray Palmer, rpalmer@sfwmd.gov <<mailto:rpalmer@sfwmd.gov>>, 561-682-2246

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0202

A Resolution of the Governing Board of the South Florida Water Management District to approve the granting of land interests encumbering 2.54 acres, more or less, located in Township 38 South, Range 41 East, Martin County, for consideration of \$401,500, to the Florida Department of Transportation; providing an effective date.

WHEREAS, the Florida Department of Transportation (FDOT) is implementing its State Road 76 Project F.P. No.: 4226413, in Martin County, which includes constructing and maintaining storm water conveyance pipes, outfall pipes, drainage structures, storm water management pond, fencing, clearing and excavating, adjacent to its existing State Road 76 Right of Way ("Project Activities"), located in Township 38 South, Range 41 East, Martin County; and

WHEREAS, the District owns a 19.48 acre parcel originally acquired for a proposed spoil site that abuts the FDOT's State Road 76; and

WHEREAS, the FDOT has determined that it is necessary to obtain from the District, for Project Activities a Permanent Easement containing 2.08 acres, more less, with an appraised value of \$372,600 and a Temporary Easement containing 0.46 acre, more or less, with an appraised value of \$28,900, encumbering a total of 2.54 acres, more or less, of the District's 19.48 acre property that abuts FDOT's State Road 76; and

WHEREAS, the FDOT has filed eminent domain proceedings in Civil Action No.: 2014 CA-001090, in the Circuit Court of the Nineteenth Judicial Circuit in and for Martin County, Florida to obtain the necessary easement interests from the District; and

WHEREAS, the Governing Board has determined that the subject 2.54 acre portion of the District's property is not required by the District for its purposes; and

WHEREAS, the Governing Board has determined that it is in the public interest to grant the requested easements with respect to the subject 2.54 acre portion of the District's property to FDOT; and

WHEREAS, the FDOT has requested that the District waive the application fee, since the easements are for the benefit of the public and further, the appraised Real Estate Damages are adequate to cover the application fee; and

WHEREAS, the Governing Board, pursuant to Section 373.056(4), Florida Statutes, has the authority to convey to any governmental entity land, or rights in land, owned by the District not required for its purposes, under terms and conditions approved by the Governing Board; and

WHEREAS, the FDOT will pay all fees and costs associated with the conveyance of the easements.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves the granting of land interests comprising the Permanent Easement and the Temporary Easement, for Project Activities, encumbering 2.54 acres, more or less, located in Township 38, South, Range 41 East, Martin County, for consideration of \$401,500, to the Florida Department of Transportation, and waiver of the application fee, in accordance with the terms, conditions, provisions and requirements of the Purchase Agreement.

Section 2. The Governing Board of the South Florida Water Management District hereby authorizes the Chairman to execute the permanent easement, the temporary easement and all contract documents.

Section 3. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:
By:

District Clerk/Secretary

Office of Counsel

Print name:

MEMORANDUM

TO: Governing Board Members

FROM: Ben Ward, Director, Real Estate Division

DATE: February 12, 2015

SUBJECT: District Conveyance of One-Half Interest to TIITF

Summary:

The District and the Board of Trustees of the Internal Improvement Trust Fund jointly own a parcel of land containing 36.11 acres, more or less, located in Section 35, Township 36 South, Range 40 East, in the North Fork St. Lucie River Project, St. Lucie County, Florida. The parcel is under a long-term lease with the Department of Environmental Protection's Division of Recreation and Parks and is managed by Savannas State Park. Improvements are to be constructed on the property including a paved entrance road, a canoe and kayak launch area, boardwalk, pavilion, restroom, and paved parking for 20 vehicles. The District is transferring its 50% interest in the parcel in order to accommodate the park service, enabling them to charge an entrance fee for the use of such facilities as per their customary practice. The deed from the District will contain a restriction stating that the property shall be used for conservation and resource based recreation purposes. Consistent with the requirements of Section 373.089(6), Florida Statutes, since the deed will contain said restriction, the Governing Board determines that the lands are no longer needed by the District for conservation purposes and must approve the surplus by at least a two-thirds (2/3) vote.

Staff Recommendation:

Staff recommends approval of declaring surplus an undivided one-half interest in a parcel containing 36.11 acres, more or less, located in Section 35, Township 36 South, Range 40 East, North Fork St. Lucie River Project, St. Lucie County, to the Trustees of the Internal Improvement Trust Fund at no cost and without reservation of interests under Section 270.11, Florida Statutes; providing an effective date.

Core Mission and Strategic Priorities:

Pursuant to Section 373.056(4), Florida Statutes, the Governing Board has the authority to convey to any governmental entity land, or rights in land, owned by the District not required for its purposes, subject to terms and conditions approved by the Governing Board.

Funding Source:

The parcel was jointly acquired by the District and TIITF in August, 1996 at a total purchase price of \$472,980. Preservation 2000 funding was used for the District's portion of the purchase price.

Staff Contact and/or Presenter:

Kathy Massey, ext. 6835

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0203

A Resolution of the Governing Board of the South Florida Water Management District to approve declaring surplus land interests containing 36.11 acres, more or less, located in Section 35, Township 36 South, Range 40 East, St. Lucie County, North Fork St. Lucie River Project, to the Trustees of the Internal Improvement Trust Fund at no cost and without reservation of interests under Section 270.11, Florida Statutes; providing an effective date.

WHEREAS, the District has determined that it is in the public interest to convey the District's undivided one-half interest in a parcel containing 36.11 acres, more or less, to the Trustees of the Internal Improvement Trust Fund. The parcel is located in Section 35, Township 36 South, Range 40 East, and is known as Tract FG100-005 in the North Fork St. Lucie River Project, St. Lucie County; and

WHEREAS, the parcel is currently managed by the Department of Environmental Protection (DEP), Division of Recreation and Parks as a part of Savannas State Park. New facilities are to be constructed on the parcel, including a paved entrance road, a canoe and kayak launch area, boardwalk, pavilion, restroom, and paved parking for 20 vehicles. The District is transferring its 50% interest in the parcel in order to accommodate the park service, enabling them to charge an entrance fee for the use of such facilities as per their customary practice, which is contrary to the District's public use rules.

WHEREAS, the Governing Board has determined that the undivided one-half interest in the 36.11+/- acre parcel is not required by the District for its purposes;

WHEREAS, DEP will pay all fees and costs associated with the conveyance of the District's interest in the property; and

WHEREAS, the District shall not reserve any interest in the phosphate, minerals, metals and petroleum, pursuant to Section 270.11, Florida Statutes; and

WHEREAS, the Governing Board, pursuant to Section 373.056(4), Florida Statutes, has the authority to convey to any governmental entity land, or rights in land, owned by the District not required for its purposes, under terms and conditions approved by the Governing Board; and

WHEREAS, the deed from the District shall contain a restriction stating that the property shall be used for conservation purposes; and

WHEREAS, pursuant to Section 373.089(6), Florida Statutes, all lands acquired by the District prior to July 1, 1999 shall be considered to have been acquired for conservation purposes, and the Governing Board shall be required to make a

determination that the lands are no longer needed for conservation purposes and may dispose of such lands by at least a two-thirds (2/3) majority vote.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby determines that its one-half interest in that certain parcel of land containing 36.11 acres, more or less, located in St. Lucie County, identified as Tract FG100-005, is not required by the District for its purposes, and hereby approves declaring said tract surplus and approves the conveyance of the District's undivided one-half interest to the Trustees of the Internal Improvement Trust Fund at no cost.

Section 2. The District shall not reserve an interest in the phosphate, metals, minerals and petroleum, pursuant to Section 270.11, Florida Statutes.

Section 3. The deed from the District will contain a restriction stating that the property shall be used for conservation and resource based recreation purposes. Consistent with the requirements of Section 373.089(6), Florida Statutes, since the aforementioned deed shall contain a restriction that the property shall be used for conservation and resource based recreation purposes, the Governing Board hereby makes a determination that the lands are no longer needed by the District for conservation purposes and hereby approves the surplus by at least a two-thirds (2/3) vote.

Section 4. The Governing Board of the South Florida Water Management District hereby authorizes the Chair to execute the conveyance document.

Section 5. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:
By:

District Clerk/Secretary

Office of Counsel

Print name:

Indian River Lagoon- South



- Acquired Lands
- Project Lands
- Proposed Surplus

DISCLAIMER
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Attachment: ca_re_202_Map_Massey_North Fork Surplus (Resolution No. 2015 - 0203 : District

MEMORANDUM

TO: Governing Board Members
FROM: Ben Ward, Director, Real Estate Division
DATE: February 12, 2015
SUBJECT: Exchange of Canal Easements

Summary:

The Applicant has requested a release of 0.14 acres, more or less, of the canal right of way easement lying South of a line located 40 feet South of the top of bank of the Hillsboro Canal for residential purposes. In exchange, a new canal right of way easement containing 0.31 acres, more or less, will be granted to the District clarifying the District's interests over that portion of Lots 18A and 19A, Block 8, HILLSBORO PINES, SECTION "B", Plat Book 43, page 20, Section 31, Township 47 South, Range 42 East, Broward County, located 40 feet South of the top of bank. This exchange is consistent with other exchanges that have occurred within this reach of the Hillsboro Canal in the past.

The exchange will be subject to the following terms, conditions and requirements:

- a. The underlying fee owner shall convey to the District a perpetual canal right of way easement, clarifying the District's interests with respect to the subject easement area containing 0.31 acres, more or less in form, content and substance acceptable to the District, free and clear of all encumbrances, liens, and other objectionable matters.
- b. The applicants shall provide to the District title assurance acceptable to the District confirming that the new clarifying canal right of way easement for the Hillsboro Canal Right of Way is free and clear of all encumbrances, liens and other objectionable matters.
- c. The Applicants shall provide a sketch and legal description for the 0.14 acre, more or less, release parcel and the 0.31 acre, more or less, new canal right of way easement parcel, subject to District review and approval.
- d. All costs associated with this transactions shall be paid for by the Applicants, including but not limited to all recording costs, and under no circumstances shall the District be obligated to pay any amount to the Applicants or otherwise in connection with this transaction.
- e. The Applicants shall obtain all necessary permits from the District, including but not limited to District Right of Way Occupancy Permits pursuant to Chapter 40E-6, Florida Administrative Code, from Broward County, and any other governmental agencies, if any, and pay all associated fees. There is no representation, guaranty or assurance made by the District that the District's Governing Board will in fact approve the issuance of any required District permits, and there is no obligation on the part of the District's Governing Board to approve the issuance of any required District permits. The District's review process for any required permits will be done separate, independent and unfettered of the fact that the District has approved this Resolution and shall be in accordance with the District's applicable rules.

f. All of the foregoing terms, conditions, and requirements set forth in subparagraphs (a.) through (e.), inclusive, must be satisfied to the satisfaction of the District in its sole and absolute discretion no later than December 31, 2016.

Staff Recommendation:

Staff recommends approval of the release of a portion Hillsboro Canal right of way containing 0.14 acres, more or less, in exchange for a new canal easement containing 0.31 acres, more or less, over that portion of Lots 18A and 19A, Block 8, HILLSBORO PINES, SECTION "B", Plat Book 43, page 20, Broward County, located North of a line located 40 feet South of the top of bank of the Hillsboro Canal.

Additional Background:

The Applicants have paid a \$1,000 non-refundable application fee and will pay all costs associated with the exchange.

Core Mission and Strategic Priorities:

The Governing Board, pursuant to Section 373.089, Florida Statutes, may exchange lands or interests in land under terms and conditions determined by the Governing Board, and pursuant to Section 373.096, Florida Statutes, may release any easement for which the District has no present or apparent future use under terms and conditions determined by the Governing Board.

Funding Source:

None; the existing canal easement was conveyed to the District at no cost.

Staff Contact and/or Presenter:

Kathy Massey, kmassey@sfwmd.gov <<mailto:kmassey@sfwmd.gov>>, 561-682-6835

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0204

A Resolution of the Governing Board of the South Florida Water Management District to approve release of a portion of a canal right of way easement containing 0.14 acres, more or less, in exchange for a canal right of way easement containing 0.31 acres, more or less, Hillsboro Canal Project, Lots 18A and 19A, Block 8, HILLSBORO PINES, SECTION "B", Plat Book 43, page 20, Section 31, Township 47 South, Range 42 East, Broward County; providing an effective date.

WHEREAS, pursuant to a request from the applicants and underlying fee owners, David Holiday and Jennifer Holiday, husband and wife, the District has determined it is in the public interest to release the District's interest in that portion of the Hillsboro Canal right of way easement lying South of a line located 40 feet South of the top of bank of the Hillsboro Canal ("release line"), containing 0.14+/- acres, in exchange for a new canal right of way easement, clarifying the District's interests, over that portion of Lots 18A and 19A, Block 8, HILLSBORO PINES, SECTION "B", Plat Book 47, Page 2, Section 31, Township 47 South, Range 42 East, Broward County, located North of said release line and containing 0.31+/- acres; and

WHEREAS, the Governing Board has determined that the District has no present or apparent future use for that 0.14+/- acre portion of the canal right of way easement to be released, and

WHEREAS, the applicants have paid a \$1,000 non-refundable application fee, and will pay all recording fees and costs associated with this transaction; and

WHEREAS, the Governing Board, pursuant to Section 373.089 of the Florida Statutes, may exchange lands or interests in land under terms and conditions determined by the Governing Board, and pursuant to Section 373.096, Florida Statutes, may release any easement for which it has no present or apparent future use under terms and conditions determined by the Governing Board.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1: The Governing Board of the South Florida Water Management District has determined that the District has no present or apparent future use for the subject portion of the canal easement to be released, and hereby approves the release of a portion of the Hillsboro Canal Right of Way easement, containing 0.14+/- acres located within Lots 18A and 19A, Block 8, HILLSBORO PINES, SECTION "B", Plat Book 43, page 20, in exchange for new canal right of way easement containing 0.31 acres, more or less, clarifying the District's interest over that portion of said lots located North of a line located 40 feet South of the top of bank of the Hillsboro

Canal, Section 31, Township 47 South, Range 42 East, Broward County; provided all of the following terms, conditions, and requirements are satisfied to the satisfaction of the District, in its sole and absolute discretion:

- a. The underlying fee owner shall convey to the District a perpetual canal right of way easement, clarifying the District's interests with respect to the subject easement area containing 0.31 acres, more or less in form, content and substance acceptable to the District, free and clear of all encumbrances, liens, and other objectionable matters.
- b. The applicants shall provide to the District title assurance acceptable to the District confirming that the new clarifying canal right of way easement for the Hillsboro Canal Right of Way is free and clear of all encumbrances, liens and other objectionable matters.
- c. The Applicants shall provide a sketch and legal description for the 0.14 acre, more or less, release parcel and the 0.31 acre, more or less, new canal right of way easement parcel, subject to District review and approval.
- d. All costs associated with this transactions shall be paid for by the Applicants, including but not limited to all recording costs, and under no circumstances shall the District be obligated to pay any amount to the Applicants or otherwise in connection with this transaction.
- e. The Applicants shall obtain all necessary permits from the District, including but not limited to District Right of Way Occupancy Permits pursuant to Chapter 40E-6, Florida Administrative Code, from Broward County, and any other governmental entities, if any, and pay all associated fees. There is no representation, guaranty or assurance made by the District that the District's Governing Board will in fact approve the issuance of any required District permits, and there is no obligation on the part of the District's Governing Board to approve the issuance of any required District permits. The District's review process for any required permits will be done separate, independent and unfettered of the fact that the District has approved this Resolution and shall be in accordance with the District's applicable rules.
- f. All of the foregoing terms, conditions, and requirements set forth in subparagraphs (a.) through (e.), inclusive, must be satisfied to the satisfaction of the District in its sole and absolute discretion no later than December 31, 2016.

Section 2: The Governing Board of the South Florida Water Management District hereby authorizes the Chairman to execute the release document. No release

instrument shall be delivered to the applicant/underlying fee owner, or shall be effective, until all of the foregoing requirements have been fully completed and fulfilled to the District's satisfaction, and such release has been recorded in the Public Records of Broward County.

Section 3: This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:
By:

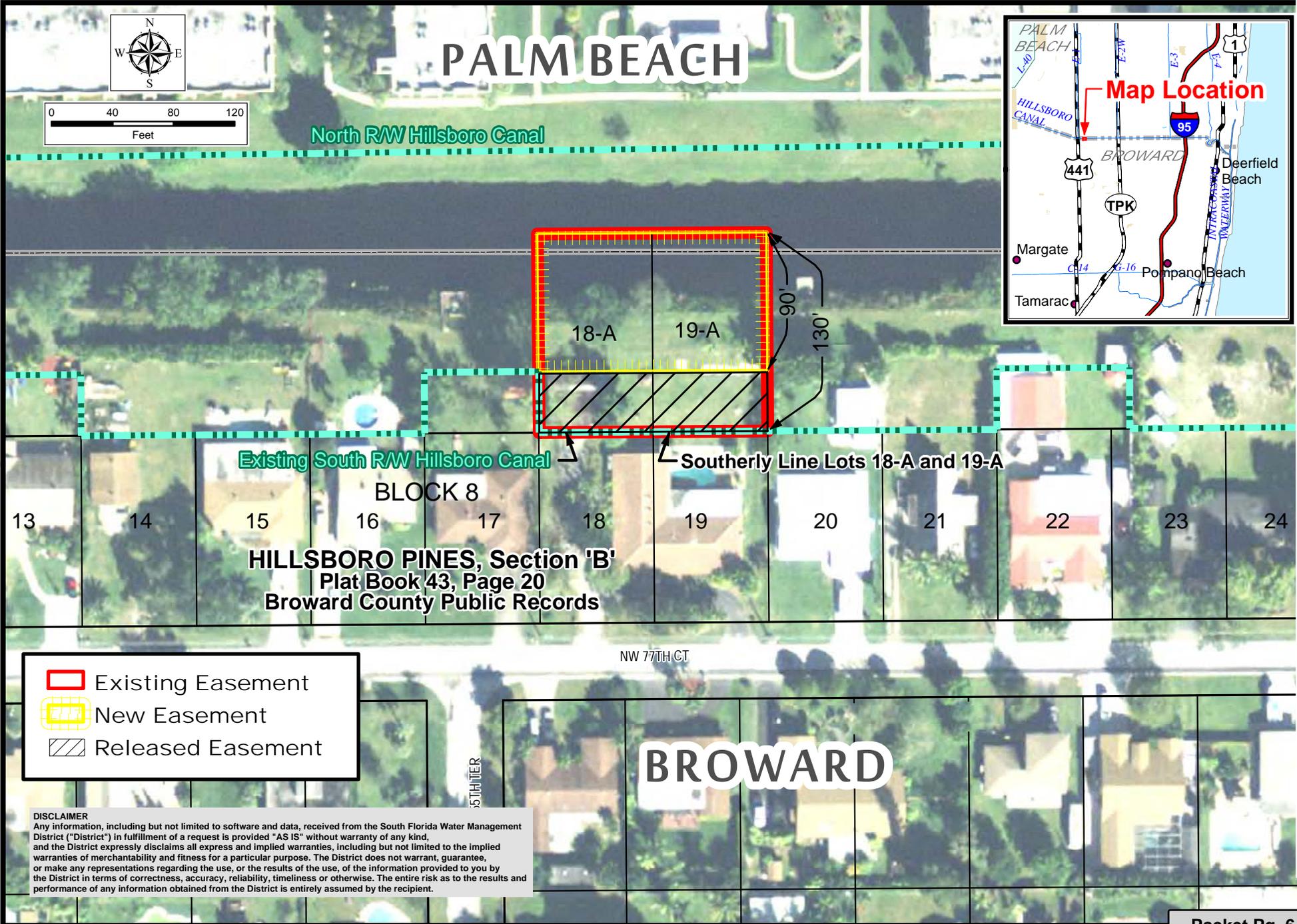
District Clerk/Secretary

Office of Counsel

Print name:

Exchange of Easements

David and Jennifer Holiday



Attachment: ca_re_203_Massey_2015-02-02_MAP_cmiessau_Exchange_DavidAndJenniferHoliday

M E M O R A N D U M

TO: Governing Board Members

FROM: Kirk L. Burns, General Counsel

DATE: February 12, 2015

SUBJECT: Authorization to file suit against German Luengo, Caridad Luengo, Ivette Luengo

Summary

This is a request to file suit to resolve violations of District right-of-way rules and to remove an in-ground swimming pool structure erected in a District right-of-way without a permit. The in-ground swimming pool structure in question has been permanently erected on, over, and within the C-4 or Tamiami Canal and will cause a permanent impediment to canal improvement and maintenance projects at its location if it is not removed. In addition, there are several other right-of-way encroachments on the property, which include, but are not limited to, storage sheds, patios, awnings, enclosures, fences, and/or other improvements that encroach upon the District's right-of-way and which were never permitted. These actions are in violation of Florida Statutes §§373.085 and Chapter 40E-6, Fla. Admin. Code.

For over five years and continuing to date, District staff has observed the violations. On March 14, 2013, District staff met with the adjoining homeowner and informed him that the in-ground swimming pool, storage shed, patio, and fence were built in the District's right-of-way and that they must be removed. After notifying the homeowner of the outstanding violations, the District has continuously attempted to work to amicably resolve outstanding issues, to no avail.

How this helps meet the District's 10 year Strategic Plan

This effort directly supports the District's land resources mission.

Funding Source

This litigation will be handled by the District's Office of Counsel. Any costs associated with this litigation will be paid from budgeted ad valorem funds.

This Board item impacts what areas of the District, both resource areas and geography?

The subject property is located in Sweetwater, Miami-Dade County.

What concerns could this Board item raise?

If this matter is not resolved, the impact to the C-4 Canal Project cannot be completed, increased costs and delay damages would go unrecovered, and violations in the absence of any permit will continue.

Why should the Governing Board approve this item?

The Governing Board should approve this item to resolve the violations of the rules, and remove the unpermitted in-ground swimming pool, patio, fence, and other structures present upon works of the District, by taking appropriate action against all responsible parties.

Staff Contact

Keith Williams, Senior Attorney, Office of Counsel

561-682-2791/kwilliam@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0205

A Resolution of the Governing Board of the South Florida Water Management District to authorize District staff to file suit, pursue any appropriate damages and remedies, and take all appropriate action, including the authority to settle the matter, subject to the approval of the Executive Director, against German Luengo, Caridad Luengo, and Ivette Luengo, and any other appropriate or necessary parties, in the 11th Judicial Circuit Court in and for Miami-Dade County, Florida or any other appropriate forum, regarding the right-of-way violations present upon District-owned property located on the C-4 or Tamiami Canal in Section 5, Township 54 South, Range 40 East, Miami-Dade County, Florida; providing an effective date.

WHEREAS, Sections 373.083(1) and 373.129, Florida Statutes, authorizes the South Florida Water Management District to bring suit;

WHEREAS, the District has observed evidence of non-compliance with District rules requiring a permit for permanent structures located within a District right-of-way, as well as the construction of unpermitted works adjacent to a residential structure within a right-of-way.

WHEREAS, on March 14, 2013, District staff notified the homeowners German, Caridad, and Ivette Luengo that their in-ground swimming pool structure and other improvements within the District's right-of-way were in violation of District rules and must be removed. Since that time, District staff has continuously attempted to work with the homeowners to amicably resolve the permit violations to no avail.

WHEREAS, the homeowners have failed to comply with and to adequately respond to and resolve any outstanding violations by their actions/ in-actions, **now therefore**

BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1 The Governing Board of the South Florida Water Management District hereby authorizes District Staff to file suit, pursue any appropriate damages or remedies, and take all appropriate action, including the authority to settle the matter, subject to the approval of the Executive Director, against German Luengo, Caridad Luengo, and Ivette Luengo, and any other appropriate or necessary parties, in the 11th Judicial Circuit Court in and for Miami-Dade County, Florida or any other appropriate forum, regarding the right-of-way violations present upon District-owned property located along the C-4 (Tamiami) Canal in Section 5, Township 54 South, Range 40 East, Miami-Dade County, Florida.

Section 2 This resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 12 day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:

By:

District Clerk/Secretary

Office of Counsel

Print name:



THIS IS NOT A SURVEY

SECTION 5
TOWNSHIP 54 SOUTH, RANGE 40 EAST
MIAMI-DADE COUNTY, FLORIDA

SOUTH FLORIDA WATER MANAGEMENT DISTRICT
INFRASTRUCTURE MANAGEMENT BUREAU-SURVEY & MAPPING SECTION
P.O. BOX 24680, 3301 GUN CLUB ROAD
WEST PALM BEACH, FLORIDA 33416-4680

C-4 RIGHT OF WAY

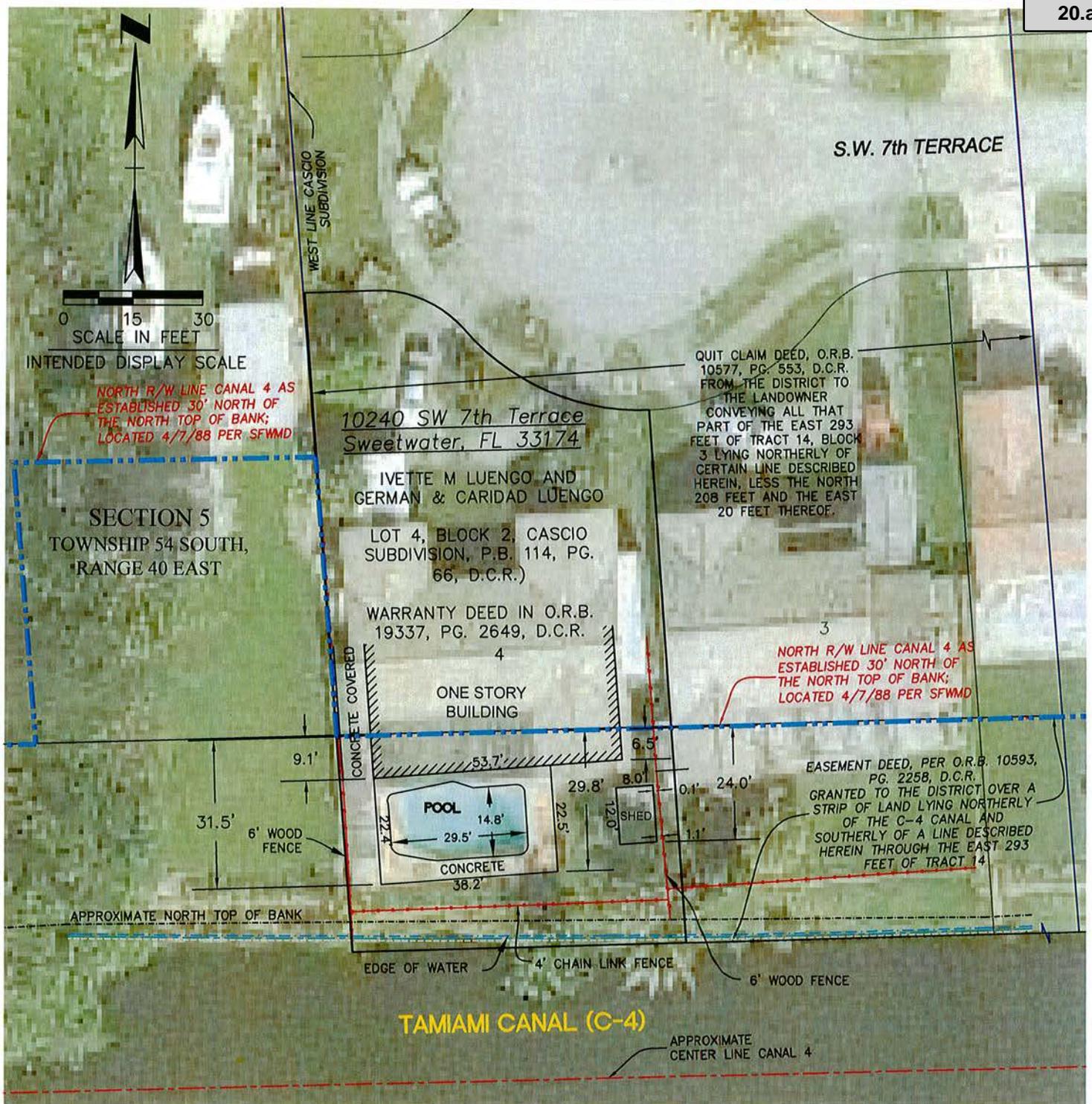
DRAWN CMH	CHECKED REB	DATE 01-05-15	SCALE AS SHOWN	DRAWING NUMBER C-4 R/W Exhibit	SHEET 1 of 2
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LEGEND

D.C.R. = DADE COUNTY RECORDS
O.R.B. = OFFICIAL RECORDS BOOK
P.B. = PLAT BOOK
PG. = PAGE
R/W = RIGHT OF WAY

NOTE:

THE INFORMATION SHOWN HEREON WAS TAKEN FROM A SURVEY PREPARED BY STONER AND ASSOCIATES DRAWING NO. WC4-RES (CADD FILE NO. 02-6340.DWG) AND DATED MARCH 22, 2002.



THIS IS NOT A SURVEY

SECTION 5
TOWNSHIP 54 SOUTH, RANGE 40 EAST
MIAMI-DADE COUNTY, FLORIDA

LEGEND

D.C.R. = DADE COUNTY RECORDS
O.R.B. = OFFICIAL RECORDS BOOK
P.B. = PLAT BOOK
PG. = PAGE
R/W = RIGHT OF WAY

NOTE:

THE INFORMATION SHOWN HEREON WAS TAKEN FROM A SURVEY PREPARED BY STONER AND ASSOCIATES DRAWING NO. WC4-RES (CADD FILE NO. 02-6340.DWG) AND DATED MARCH 22, 2002.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT
INFRASTRUCTURE MANAGEMENT BUREAU—SURVEY & MAPPING SECTION
P.O. BOX 24680, 3301 GUN CLUB ROAD
WEST PALM BEACH, FLORIDA 33416-4680

C-4 RIGHT OF WAY

DRAWN CMH	CHECKED REB	DATE 01-05-15	SCALE AS SHOWN	DRAWING NUMBER C-4 R/W Exhibit	SHEET 2 of 2
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M E M O R A N D U M

TO: Governing Board Members

FROM: Tom Teets,

DATE: February 12, 2015

SUBJECT: PCA Amendment for Modifications to the C&SF Project Features For the Protection of Manatee, Phase II

Summary

On January 13, 2005, the South Florida Water Management District (SFWMD) entered into a Project Cooperation Agreement with the Army Corps of Engineers (Army Corps) for construction of modifications to certain Central and Southern Florida Project features for the protection of manatees, Phase II ("PCA"). The PCA provides for modifications to six sector gate water control structures (S-77, S-78, S-79, S-193, S-308B, and S-310) to implement innovative and relatively low-cost pass-through gates for the protection of manatees. All the modifications for the protection of manatees have been completed for the water control structures except S-310, located at the south end of Lake Okeechobee.

The Army Corps also completed modifications to one additional gate water control structure (S-80) not identified in the PCA at no cost to the SFWMD. The Army Corps desires to memorialize the completion of the modification to S-80 by amending the PCA to incorporate this structure, again at no cost to SFWMD.

Staff Recommendation

Staff recommends approving this First Amendment to the PCA.

Additional Background

As a result of the proposed Amendment with regard to S-80, the estimated cost of the Project, including potential modification to S-310 is required to be updated in the Amendment. The estimated District 20% cost-share for modifications of the S-310, if constructed, is now \$220,000.

SFWMD has met its cost-share obligations under the PCA, except for any potential future modification to S-310. SFWMD has received correspondence from the Army Corps Jacksonville District acknowledging that SFWMD has satisfied all its financial obligations with respect to the PCA except for cost-share for modification to S-310. The Army Corps further acknowledges that it does not anticipate that modifications to the S-310 will be required. The Lake Okeechobee Regulation schedule now maintains Lake Okeechobee levels lower which allows the S-310 lock to remain open, thereby providing safe access for manatees. Any future modification to the S-310 would require consultation with the South Florida Water Management District.

Core Mission and Strategic Priorities

This is an important component of the C&SF Project.

Funding Sources:

It is not anticipated that any future funding is required for this PCA after amendment. In the unlikely event that the Army Corps and SFWMD agree that the S-310 structure requires modification, the source of funds would be determined at such time that future funding is required.

Staff Contact and/or Presenter

Tom Teets, 561-682-6993, tteets@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0206

A Resolution of the Governing Board of the South Florida Water Management District authorizing entering Into a First Amendment to the Project Cooperation Agreement with the Department of the Army for construction of modifications to the Central and Southern Florida Project Features for the Protection of Manatees, Phase II; providing an effective date. (Contract No. 4600003214-A01)

WHEREAS, on January 13, 2005, the South Florida Water Management District (SFWMD) entered into a Project Cooperation Agreement with the U.S. Army Corps of Engineers, Department of the Army (Army Corps) For Construction of Modifications To The Central and Southern Florida Project Features For the Protection of Manatees, Phase II ("PCA"); and

WHEREAS, the PCA provides for modifications to six sector gate water control structures (S-77, S-78, S-79, S-193, S-308B, and S-310) to implement innovative and relatively low-cost pass-through gates for the protection of manatees; and

WHEREAS, modifications for the protection of manatees have been made to all the gated water control structures except S-310; and

WHEREAS, the Army Corps also completed modifications to one additional gate water control structure (S-80) at no cost to SFWMD; and

WHEREAS, the Army Corps desires to memorialize the modifications to S-80 by amending the PCA to include the S-80 as one of the structures modified under the PCA at no cost to the SFWMD; and

WHEREAS, as a result of the proposed Amendment, the estimated cost of the Project is required to be updated in the Amendment; and

WHEREAS, SFWMD'S 20% cost-share for modifications of the S-310 is now estimated at \$220,000, although it is not anticipated that such funding will be required in the future; and

WHEREAS, other than modifications of the S-310, all other work under the PCA, as to be amended, has been completed and SFWMD has fulfilled it financial cost-share obligation.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby authorizes entering into a First Amendment To The Project

Cooperation Agreement With the Department of the Army For Construction of Modifications to the Central and Southern Florida Project Features For The Protection of Manatees, Phase II (Contract No. 4600003214-A01).

Section 2. This resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:
By:

District Clerk/Secretary

Office of Counsel

Print name:

MEMORANDUM

TO: Governing Board Members

FROM: Doug Bergstrom, Director, Administrative Services Division

DATE: February 12, 2015

SUBJECT: Merit Increase - Inspector General

The Inspector General position reports directly to the Governing Board. As such, as part of the annual performance cycle, Governing Board members completed evaluations of the Inspector General's performance.

Governing Board approval of a 1.8% increase for Mr. Beirnes salary, which is the average merit increase for all District staff, is requested.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0207

A Resolution of the Governing Board of the South Florida Water Management District authorizing a merit increase for the inspector general; providing an effective date.

WHEREAS, Section 373.079, Florida Statutes (F.S.) provides that the Governing Board shall employ an inspector general, who shall perform the applicable duties of state agency inspectors general.

WHEREAS, Section 373.079, F.S. also provides that the inspector general shall report directly to the board; **now therefore**

BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby authorizes a merit increase of 1.8% for the Inspector General which shall be applied retroactively to his salary beginning on February 5, 2015.

Section 2. This resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:

By:

District Clerk/Secretary

Office of Counsel

Print name:

MEMORANDUM

TO: Governing Board Members
FROM: Doug Bergstrom, Director, Administrative Services Division
DATE: February 12, 2015
SUBJECT: Amendment to FY2014-15 Adopted Budget

Summary

This is the first proposed budget amendment for FY2014-15 to recognize \$1,655,000 of unanticipated state revenues from the Florida Department of Environmental Protection. This amendment appropriates Save Our Everglades Trust Fund dollars for CERP water quality studies. If approved, this amendment will increase the District's FY2014-15 adopted budget from \$720,392,791 to \$722,047,791.

Staff Recommendation

Staff recommends Governing Board approval of this budget amendment.

Additional Background

\$1,405,000 for Western Basins Water Resource Evaluation Studies - The Western Basins Water Resources Evaluation Report provides the foundation for a broader evaluation of potential hydrologic and water quality improvements for the entire Western Basins Area including potential future CERP features or projects. The initial improvements were identified in Section 9.1.6 of the "Central and Southern Florida (C&SF) Project Comprehensive Review Study" (Restudy).

\$250,000 for Copper in Apple Snails Uncertainty Study - The bioaccumulation of copper into the Florida apple snail and the subsequent exposure and assessment of potential risk to the Everglade snail kite have been the subject of several studies by SFWMD and the USFWS. The objective of this study is to reduce the uncertainties in the available data related to bioaccumulation rates in apple snails.

Core Mission and Strategic Priorities

This item supports the Everglades Policy and Coordination Division and the Operations, Maintenance & Construction Division for work on the Comprehensive Everglades Restoration Program.

Funding Source

State Revenues are being provided by the Florida Department of Environmental Protection.

Staff Contact and/or Presenter

Stuart Van Horn - svanhorn@sfwmd.gov <<mailto:svanhorn@sfwmd.gov>> (561) 682-6628

Doug Bergstrom - dbergstr@sfwmd.gov <<mailto:dbergstr@sfwmd.gov>> (561) 682-6214

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0208

See Attachment

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:
By:

District Clerk/Secretary

Office of Counsel

Print name:

A Resolution of the Governing Board of the South Florida Water Management District amending the Fiscal Year 2014 - 15 Budget; providing an effective date

WHEREAS, the Governing Board of the South Florida Water Management District on September 23, 2014 adopted Resolution No. 2014-934" Adoption of Budget for Fiscal Year 2014-15", and

WHEREAS, pursuant to Section 373.536(4) F.S., If the district receives unanticipated funds after the adoption of the final budget, the final budget may be amended, following review and approval by the Executive Office of the Governor, and

WHEREAS, pursuant to Section 373.536(4) F.S., the notice of intention to amend was published in the notice of the Governing Board meeting at which the Budget Amendment will be considered, and

WHEREAS, implementation of this budget amendment is contingent upon approval by the Executive Office of the Governor, and

NOW, THEREFORE, be it resolved by the Governing Board of the South Florida Water Management District that the Fiscal Year 2014-15 Budget be amended as follows:

	GENERAL FUND	TOTAL SPECIAL REVENUE FUNDS	TOTAL CAPITAL PROJECTS FUNDS	INTERNAL SERVICE FUNDS	TRUST & AGENCY FUND	TOTAL FINAL BUDGET
FY15 ADOPTED REVENUES, TRANSFERS AND BALANCES						
Estimated Fund Balance and Net Assets						
Fund Balance, beginning of year (Net of Encumbrances)	\$52,386,013	\$159,638,267	\$163,474,443	\$0	\$15,202,656	\$390,701,379
Net Assets, beginning of year				11,896,115		11,896,115
Sub-Total Estimated Fund Balance and Net Assets	52,386,013	159,638,267	163,474,443	11,896,115	15,202,656	402,597,494
Encumbrances Funded By Fund Balance/Future Revenue	7,135,164	18,224,996	65,774,232	54,634	0	91,189,026
Total Estimated Fund Balance and Net Assets, beginning of year	59,521,177	177,863,263	229,248,675	11,950,749	15,202,656	493,786,520
FY15 Adopted Revenue						
Intergovernmental		1,655,000				1,655,000
Total Amended Revenues	115,793,502	231,808,304	151,145,175	33,834,393	0	532,581,374
FY15 Adopted Operating Transfers (Net)						
	-22,418,657	-47,192,968	69,589,965	0	21,660	0
Total Amended Operating Transfers (Net)	-22,418,657	-47,192,968	69,589,965	0	21,660	0
TOTAL AMENDED ESTIMATED REVENUES, TRANSFERS AND BALANCES	\$152,896,022	\$362,478,599	\$449,983,815	\$45,785,142	\$15,224,316	\$1,026,367,894
FY15 ADOPTED EXPENDITURES AND ENCUMBRANCES						
FY15 Adopted Expenditures						
Operations, Maintenance & Construction Division	128,788,253	272,638,858	284,308,696	34,635,324	21,660	720,392,791
Comprehensive Everglades Restoration Program	0	250,000	0	0	0	250,000
Administrative Services & Executive Offices	0	1,405,000	0	0	0	1,405,000
Comprehensive Everglades Restoration Program	0	1,405,000	0	0	0	1,405,000
Total Amended Expenditures	128,788,253	274,293,858	284,308,696	34,635,324	21,660	722,047,791
Encumbrances (Estimate)	7,135,164	18,224,996	65,774,232	54,634	0	91,189,026
TOTAL AMENDED EXPENDITURES AND ENCUMBRANCES	135,923,417	292,518,854	350,082,928	34,689,958	21,660	813,236,817
NET ASSETS, RESTRICTIONS, COMMITMENTS AND UNASSIGNED						
Net Assets (Worker's Compensation Fund Actuarial Need)	0	0	0	11,095,184	0	11,095,184
Nonspendable	0	6,201,980	0	0	15,202,656	21,404,636
Restricted	0	63,757,765	99,900,887	0	0	163,658,652
Committed	14,919,347	0	0	0	0	14,919,347
Amended Net Assets, Restrictions and Commitments	14,919,347	69,959,745	99,900,887	11,095,184	15,202,656	211,077,819
Unassigned	2,053,258	0	0	0	0	2,053,258
TOTAL AMENDED EXPENDITURES, ENCUMBRANCES, NET ASSETS, RESTRICTIONS, COMMITMENTS AND UNASSIGNED	\$152,896,022	\$362,478,599	\$449,983,815	\$45,785,142	\$15,224,316	\$1,026,367,894

This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 12th day of February, 2015

Approved as to form:

By: _____
Office of Counsel

SOUTH FLORIDA WATER MANAGEMENT DISTRICT,
BY ITS GOVERNING BOARD

By: _____
Chairman

Print Name: _____

ATTEST:

District Clerk/Secretary

M E M O R A N D U M

TO: Governing Board Members

FROM: Doug Bergstrom, Director, Administrative Services Division

DATE: February 12, 2015

SUBJECT: 5-Year CIP

Summary

Section 373.536(6)(a)3, Florida Statutes, requires the District to develop a five-year Capital Improvements Plan (CIP). Pursuant to Section 373.036(7), the FY2015 Five-Year Capital Improvements Plan will be published in the 2015 South Florida Environmental Report, Volume II, Chapter 4. The FY2015 Five-Year CIP identifies the following: the capital projects contained in the FY2015 adopted budget, an FY15 adjusted projection based on updated cash flow projections, and planned future capital projects for the period of FY2016 through FY2019.

Staff Recommendation

Staff recommends approval of the District's FY2015 Five-Year Capital Improvements Plan, which will be included in the 2015 South Florida Environmental Report and reported to, among others, the Governor, the President of the Senate and the Speaker of the House of Representatives.

Additional Background

The FY2015 adopted budget included a planned capital improvements project budget of \$364.7 million. Based on the revised estimated project schedules, the District's Five-Year CIP has been adjusted to a total of \$255.1 million for FY2015. The difference of \$109.6 million has been re-budgeted and included in the FY2016 amount in the plan, reflecting the preliminary budget submitted to the Florida Legislature on January 15.

Over the next five years, FY2015 (adjusted) through FY2019, the District estimates spending \$1.6 billion on projects contained in the Five-Year CIP. Currently, the plan includes an estimate of \$324.4 million dedicated for Restoration Strategies projects, with the balance allocated for other agency priorities related to water supply, restoration, and operations and maintenance.

The plan over the 5-year period includes funding for the following major projects:

Restoration Strategies:

- Loxahatchee Watershed (L-8 pump station): \$4.6M
- MECCA FEB(Replacement Features): \$67.2M
- A-1 FEB: \$21.1M
- STA-1W Expansion #1 & #2: \$151.0M
- G-341 (Bolles Canal) Conveyance Improvements: \$19.0M
- Conveyance Features: \$16.0M

- Source Control: \$15.1M
- Science Plan: \$30.4M

O&M Capital:

- O&M Capital Projects: \$261.8M for the five year period. This results in an annual average of approximately \$52.4M per year.
 - STA capital refurbishment : \$7.2M
 - Pump station modification/repair: \$64.4M
 - Canal/levee maintenance/canal conveyance: \$52.9M
 - Structure/bridge/modification/repair: \$74.8M

BCB:

- Local Projects: \$10.0M
- Henderson Creek Diversion: \$4.2M
- BCB Field Station design and construction: \$7.1M

CERP/Northern Everglades:

- C-44 Reservoir: \$196.8M
- C-43 Reservoir: \$ 321.8M
- Picayune Strand: \$43.4M
- Lake Okeechobee BMAP - Lakeside Ranch Phase II \$50.0M
- IRL South Land Acquisition: \$20.0M
- Lake Hicpochee: \$13.6M
- L-31 East Flowway : \$1.8M

Other:

- C-111 South Contract: \$20.6M
- The plan also reflects debt service payments associated with the 2006 COPs issuance over the five year period of \$175.7M, annual cost of approximately \$35.1M.
- Corbett Levee protection: \$3.9M

Core Mission and Strategic Priorities

The FY2015 Five-Year Capital Improvements Plan reflects all the capital projects included in the District's FY2015 adopted budget, and provides a forward look to program requirements through FY2019. The FY2015 Five-Year Capital Improvements Plan impacts all resource areas and spans most of the District's geographical boundaries.

Funding Source

Multiple funding sources were identified for funding the FY2015 Five-Year Capital Improvements Plan. These include (figures are for the 5-year period):

1. \$428.4M of General Fund and Okeechobee Basin ad valorem sources

2. \$31.9M of Big Cypress Basin ad valorem
3. \$150.0M of EFA ad valorem and agricultural privilege taxes
4. \$58.0M of New Construction ad valorem sources
5. \$803.1M from the Save Our Everglades Trust Fund
6. \$3.0M of General State Appropriations
7. \$3.9M Water Management Lands Trust Fund
8. \$20.0M Florida Forever Trust Fund
9. \$14.1M of debt proceeds (2006 COPs)
10. \$8.1M Florida Bay funds, State Appropriations
11. \$2.8M CERP Other Creditable
12. \$5.5M from the Wetland Mitigation Fund
13. \$43.9M from the Lake Belt Mitigation Fund

Staff Contact and/or Presenter

Doug Bergstrom, Division Director Administrative Services, dbergstr@sfwmd.gov
<<mailto:dbergstr@sfwmd.gov>>, 561-682-6214

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0209

A Resolution of the Governing Board of the South Florida Water Management District adopting the FY2015 Five-Year Capital Improvements Plan; providing an effective date.

WHEREAS, pursuant to Section 373.536(6)(a)3, F.S., the District is required to develop a Five-Year Capital Improvements Plan, and

WHEREAS, pursuant to Section 373.536(6)(a)3, F.S., the plan must include expected sources of revenue for planned improvements and must be prepared in a manner comparable to the fixed capital outlay format set forth in Section 216.043 F.S., and

WHEREAS, pursuant to Section 373.036 (7), F.S., the FY2015 Five-Year Capital Improvements Plan will be contained in Chapter 4, Volume II of the 2015 South Florida Environmental Report.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby adopts the FY2015 Five-Year Capital Improvements Plan, to be included as Chapter 4, Volume II of the 2015 South Florida Environmental Report.

Section 2. A copy of the plan will be made available at <http://www.sfwmd.gov/sfer>.

Section 3. This resolution will take effect immediately upon adoption.

PASSED and ADOPTED this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

District Clerk/Secretary

Legal form approved:
By:

Office of Counsel

Print name:

**FIVE-YEAR CAPITAL IMPROVEMENTS PLAN
FISCAL YEARS 2015-2019
SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

FY15-19 Resolution

SUMMARY:

	Revenues	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
1	Ad Valorem - District/Okeechobee Basin	\$ 105,356,435	\$ 80,583,100	\$ 119,529,833	\$ 77,585,158	\$ 86,978,226	\$ 63,708,628	\$ 428,384,945
2	Big Cypress Basin Ad Valorem	11,989,030	10,986,530	9,652,615	3,725,167	4,122,500	3,432,000	31,918,812
3	Everglades Construction Project - Ad Valorem, Aq Tax	32,228,817	25,677,491	43,348,143	28,434,815	29,026,299	23,517,450	150,004,198
4	Ad Valorem - New Construction	4,514,729	1,810,101	7,191,158	11,780,353	16,308,976	20,905,528	57,996,116
5	Save Our Everglades Trust Fund	131,315,921	88,692,688	193,850,618	163,300,000	174,700,000	182,600,000	803,143,306
6	General State Appropriations	3,000,000	3,000,000	-	-	-	-	3,000,000
7	Water Management Lands Trust Fund	3,886,897	3,886,897	-	-	-	-	3,886,897
8	Florida Forever Trust Fund	20,000,000	20,000,000	-	-	-	-	20,000,000
9	Debt Proceeds	14,122,989	14,122,989	-	-	-	-	14,122,989
10	Florida Bay Fund	8,100,000	-	8,100,000	-	-	-	8,100,000
11	CERP Other Creditable	2,806,338	206,338	2,600,000	-	-	-	2,806,338
12	Wetland Mitigation	3,556,180	3,556,180	1,913,820	-	-	-	5,470,000
13	Lake Belt Mitigation	23,810,000	2,575,335	25,534,665	4,000,000	4,820,000	7,000,000	43,930,000
14	Total Revenues	\$ 364,687,336	\$ 255,097,649	\$ 411,720,852	\$ 288,825,493	\$ 315,956,001	\$ 301,163,606	\$ 1,572,763,601

	Expenditures	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
20	Restoration Program :							
21	Everglades Restoration	\$ 247,500,736	\$ 180,473,321	\$ 241,151,681	\$ 230,222,778	\$ 257,136,001	\$ 215,486,553	\$ 1,124,470,334
22	Lake Okeechobee	-	-	24,370,000	-	-	26,630,000	51,000,000
23	Kissimmee Watershed	15,076,180	3,826,180	33,163,820	-	-	-	36,990,000
24	Coastal Watersheds	10,881,540	1,803,933	12,671,801	-	-	-	14,475,734
25	Restoration Program Total	\$ 273,458,456	\$ 186,103,434	\$ 311,357,302	\$ 230,222,778	\$ 257,136,001	\$ 242,116,553	\$ 1,226,936,068
26	Operations & Maintenance	\$ 63,798,080	\$ 62,798,080	\$ 59,528,885	\$ 52,602,715	\$ 52,000,000	\$ 50,047,053	\$ 276,976,733
27	Land Stewardship	\$ 23,810,000	\$ 2,575,335	\$ 25,534,665	\$ 4,000,000	\$ 4,820,000	\$ 7,000,000	\$ 43,930,000
28	Water Supply	\$ 2,127,000	\$ 2,127,000	\$ 12,000,000	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 20,127,000
29	Mission Support	\$ 1,493,800	\$ 1,493,800	\$ 3,300,000	\$ -	\$ -	\$ -	\$ 4,793,800
30	Total Expenditures	\$ 364,687,336	\$ 255,097,649	\$ 411,720,852	\$ 288,825,493	\$ 315,956,001	\$ 301,163,606	\$ 1,572,763,601

PROGRAM DETAIL:

Restoration Program								
Coastal Watersheds								
	REVENUES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
42	Save Our Everglades Trust Fund	\$ 3,610,552	\$ 769,537	\$ 2,841,015	\$ -	\$ -	\$ -	\$ 3,610,552
43	Ad Valorem - District/Okeechobee Basin	7,270,988	1,034,396	9,830,786	-	-	-	10,865,182
44	TOTAL	\$ 10,881,540	\$ 1,803,933	\$ 12,671,801	\$ -	\$ -	\$ -	\$ 14,475,734
	EXPENDITURES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
47	Lake Hicpochee	\$ 10,000,000	\$ 1,078,933	\$ 12,515,261	\$ -	\$ -	\$ -	\$ 13,594,194
48	C-43 Water Quality Treatment Facility	881,540	725,000	156,540	-	-	-	881,540
49	TOTAL	\$ 10,881,540	\$ 1,803,933	\$ 12,671,801	\$ -	\$ -	\$ -	\$ 14,475,734
Lake Okeechobee Program								
	REVENUES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
55	Ad Valorem - District/Okeechobee Basin	\$ -	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ 1,000,000
56	Save Our Everglades Trust Fund	-	-	23,370,000	-	-	26,630,000	50,000,000
57	TOTAL	\$ -	\$ -	\$ 24,370,000	\$ -	\$ -	\$ 26,630,000	\$ 51,000,000
	EXPENDITURES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
60	Lake O Watershed Project Planning	\$ -	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ 1,000,000
61	(BMAP) Lakeside Ranch Phase II	-	-	23,370,000	-	-	26,630,000	50,000,000
62	TOTAL	\$ -	\$ -	\$ 24,370,000	\$ -	\$ -	\$ 26,630,000	\$ 51,000,000

Attachment: FY15-FY19 CIP Schedule February Governing Board_FINAL PORTAL (Resolution No. 2015 - 0209 : 5-Year CIP)

**FIVE-YEAR CAPITAL IMPROVEMENTS PLAN
FISCAL YEARS 2015-2019
SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

Kissimmee Watershed Program							
REVENUES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
Ad Valorem - District/Okeechobee Basin	\$ 6,520,000	\$ 270,000	\$ 6,250,000	\$ -	\$ -	\$ -	\$ 6,520,000
Save Our Everglades Trust Fund	5,000,000	-	25,000,000	-	-	-	25,000,000
Wetland Mitigation Trust Fund	3,556,180	3,556,180	1,913,820	-	-	-	5,470,000
TOTAL	\$ 15,076,180	\$ 3,826,180	\$ 33,163,820	\$ -	\$ -	\$ -	\$ 36,990,000
EXPENDITURES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
C-37 Dredging	\$ 270,000	\$ 270,000	\$ -	\$ -	\$ -	\$ -	\$ 270,000
Kissimmee Land Acquisition	11,250,000	-	31,250,000	-	-	-	31,250,000
Rolling Meadows Design / Construction	3,556,180	3,556,180	1,913,820	-	-	-	5,470,000
TOTAL	\$ 15,076,180	\$ 3,826,180	\$ 33,163,820	\$ -	\$ -	\$ -	\$ 36,990,000

Everglades Restoration							
REVENUES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
ECP - Ad Valorem, Ag Tax	\$ 29,655,142	\$ 23,103,816	\$ 40,909,183	\$ 27,434,815	\$ 28,426,299	\$ 22,917,450	\$ 142,791,563
Ad Valorem - District/Okeechobee Basin	42,543,669	30,256,926	39,709,237	27,707,610	37,700,726	15,693,575	151,068,074
Ad Valorem - New Construction	4,514,729	1,810,101	7,191,158	11,780,353	16,308,976	20,905,528	57,996,116
Big Cypress Basin - Ad Valorem	52,500	50,000	2,500	-	-	-	52,500
Save Our Everglades Trust Fund	122,705,369	87,923,151	142,639,603	163,300,000	174,700,000	155,970,000	724,532,754
State Appropriations	3,000,000	3,000,000	-	-	-	-	3,000,000
Florida Forever Trust Fund	20,000,000	20,000,000	-	-	-	-	20,000,000
Florida Bay Fund	8,100,000	-	8,100,000	-	-	-	8,100,000
Other CERP Creditable (Fund Balance)	2,806,338	206,338	2,600,000	-	-	-	2,806,338
Debt Proceeds- 2006 COPs	14,122,989	14,122,989	-	-	-	-	14,122,989
TOTAL	\$ 247,500,736	\$ 180,473,321	\$ 241,151,681	\$ 230,222,778	\$ 257,136,001	\$ 215,486,553	\$ 1,124,470,334
EXPENDITURES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
L-31 East Flowway	\$ 1,806,338	\$ 206,338	\$ 1,600,000	\$ -	\$ -	\$ -	\$ 1,806,338
Ten Mile Creek Refurbishment/Repairs	1,000,000	1,000,000	-	-	-	-	1,000,000
Land Acquisition - IRL South	20,000,000	20,000,000	-	-	-	-	20,000,000
C-44 Reservoir and STA	66,827,006	66,827,006	45,005,023	60,000,000	25,000,000	-	196,832,029
Picayune Strand	13,785,226	6,086,559	12,666,105	16,600,000	8,000,000	-	43,352,664
Southern Crew	3,750,000	-	3,750,000	-	-	-	3,750,000
Western Basins	-	-	1,000,000	-	-	-	1,000,000
C-43	18,200,000	4,500,000	41,330,000	52,700,000	104,700,000	118,607,000	321,837,000
C-111 South Contract	20,600,000	-	20,600,000	-	-	-	20,600,000
Loxahatchee Watershed	1,493,426	4,662,240	500,000	-	-	-	5,162,240
MECCA FEB	7,775,890	2,753,778	4,515,168	12,000,000	22,000,000	26,000,000	67,268,946
A-1 FEB	21,134,730	21,134,730	-	-	-	-	21,134,730
G-341 (Bolles Canal) Conveyance Improvements	2,500,000	802,569	10,693,447	2,500,000	2,500,000	2,500,000	18,996,016
STA-1W Expansion #1	13,141,222	6,508,184	42,133,038	36,000,000	38,500,000	7,000,000	130,141,222
STA-1W Expansion #2	-	-	-	1,072,248	7,963,050	11,895,508	20,930,806
L-8 Divide	3,600,000	4,247,038	-	-	-	-	4,247,038
G-716	3,495,266	395,266	4,902,000	1,500,000	-	-	6,797,266
S-5AS	3,400,000	3,004,734	-	-	-	-	3,004,734
Lainhart & Masten Dam Conveyance Improvements	2,000,000	-	2,000,000	-	-	-	2,000,000
Source Control	500,000	-	2,000,000	3,903,607	4,500,000	4,700,000	15,103,607
Science Plan	7,309,385	3,162,632	12,291,528	6,804,498	3,845,926	4,310,020	30,414,604
Debt Service - 2006 COPs	35,182,247	35,182,247	35,165,372	35,142,425	35,127,025	35,111,025	175,728,094
Environmental Restoration Design (SOETF)	-	-	1,000,000	2,000,000	5,000,000	5,363,000	13,363,000
TOTAL	\$ 247,500,736	\$ 180,473,321	\$ 241,151,681	\$ 230,222,778	\$ 257,136,001	\$ 215,486,553	\$ 1,124,470,334

Water Supply Program							
REVENUES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
Ad Valorem - District/Okeechobee Basin	\$ 150,000	\$ 150,000	\$ 10,000,000	\$ -	\$ -	\$ -	\$ 10,150,000
BCB Ad Valorem	1,977,000	1,977,000	2,000,000	2,000,000	2,000,000	2,000,000	9,977,000
TOTAL	\$ 2,127,000	\$ 2,127,000	\$ 12,000,000	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 20,127,000
EXPENDITURES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
Big Cypress Basin Local Projects	\$ 1,977,000	\$ 1,977,000	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 9,977,000
Central Florida Water Initiative(CFWI)	150,000	150,000	1,000,000	-	-	-	1,150,000
Alternative Water Supply/Water Conservation(Cooperative Projects)	-	-	9,000,000	-	-	-	9,000,000
TOTAL	\$ 2,127,000	\$ 2,127,000	\$ 12,000,000	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 20,127,000

Land Stewardship Program							
REVENUES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
Lake Belt Mitigation	\$ 23,810,000	\$ 2,575,335	\$ 25,534,665	\$ 4,000,000	\$ 4,820,000	\$ 7,000,000	\$ 43,930,000
TOTAL	\$ 23,810,000	\$ 2,575,335	\$ 25,534,665	\$ 4,000,000	\$ 4,820,000	\$ 7,000,000	\$ 43,930,000
EXPENDITURES	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total
C-139 Annex Restoration	\$ 5,800,000	\$ 2,575,335	\$ 6,524,665	\$ 1,000,000	\$ 1,820,000	\$ 4,000,000	\$ 15,920,000
Lake Belt Mitigation Projects	18,010,000	-	19,010,000	3,000,000	3,000,000	3,000,000	28,010,000
TOTAL	\$ 23,810,000	\$ 2,575,335	\$ 25,534,665	\$ 4,000,000	\$ 4,820,000	\$ 7,000,000	\$ 43,930,000

Operations & Maintenance Program							
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Attachment: FY15-FY19 CIP Schedule February Governing Board_FINAL PORTAL (Resolution No. 2015 - 0209 : 5-Year CIP)

**FIVE-YEAR CAPITAL IMPROVEMENTS PLAN
FISCAL YEARS 2015-2019
SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

155	Operations & Maintenance Program							
156								
157	REVENUES							
	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total	
158	Ad Valorem - Big Cypress Basin	\$ 9,959,530	\$ 8,959,530	\$ 7,650,115	\$ 1,725,167	\$ 2,122,500	\$ 1,432,000	\$ 21,889,312
159	Ad Valorem - District/Okeechobee Basin	47,377,978	47,377,978	49,439,810	49,877,548	49,277,500	48,015,053	243,987,889
160	ECP - Ad Valorem, Aq Tax	2,573,675	2,573,675	2,438,960	1,000,000	600,000	600,000	7,212,635
161	Water Management Lands Trust Funds	3,886,897	3,886,897	-	-	-	-	3,886,897
162	TOTAL	\$ 63,798,080	\$ 62,798,080	\$ 59,528,885	\$ 52,602,715	\$ 52,000,000	\$ 50,047,053	\$ 276,976,733
163								
164	EXPENDITURES							
	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total	
165	Golden Gate Canal Weir #4 Retrofit	\$ 127,800	\$ 127,800	\$ 678,333	\$ 1,356,667	\$ -	\$ -	\$ 2,162,800
166	Miller Weir #3 Rehabilitation	912,750	912,750	-	-	-	-	912,750
167	Henderson Creek Weir #2 Retrofit	60,000	60,000	2,000,000	-	-	-	2,060,000
168	North Area Communications Tower BCB	250,000	250,000	50,000	368,500	737,000	-	1,405,500
169	Fall Protection for BCB	284,441	284,441	-	-	-	-	284,441
170	Cypress Canal Weir 41A Retrofit	-	-	50,000	-	335,500	671,000	1,056,500
171	BCB Structure/Bridge/Modification/Repair	766,074	766,074	171,782	-	1,000,000	761,000	2,698,856
172	BCB FAKA Union Canal Weirs #6 & #7 Retrofit	-	-	-	-	50,000	-	50,000
173	Communication & Control Systems	5,388,713	5,388,713	7,809,347	2,546,000	150,000	500,000	16,394,060
174	Pump Station Modification/Repair	18,917,036	18,917,036	14,970,892	12,225,000	8,575,000	9,700,000	64,387,928
175	Project Culverts- Capital Improvements	35,196	35,196	34,081	2,500,000	-	-	2,569,277
176	Structure/Bridge/Modification/Repair	7,098,160	7,098,160	15,301,720	14,072,545	13,698,608	24,610,149	74,781,182
177	O&M Facility Construction/Improvements	110,031	110,031	362,481	-	-	-	472,512
178	Canal/Levee Maint/Canal Conveyance	10,520,800	10,520,800	3,741,746	10,950,699	16,575,000	11,155,000	52,943,245
179	Project Culverts- Capital Replacements	1,108,313	1,108,313	1,108,315	1,108,315	1,108,315	1,108,315	5,541,573
180	Inspection Programs/Overhaul/Refurbishment	2,625,277	2,625,277	2,628,799	941,589	941,589	941,589	8,078,843
181	SCADA Stilling Well/Platform	536,781	536,781	87,129	-	-	-	623,910
182	Vertical Datum (NAVD 88)	1,037,671	1,037,671	3,395,300	5,533,400	8,228,988	-	18,195,359
183	O & M STA Capital Construction	2,573,675	2,573,675	2,438,960	1,000,000	600,000	600,000	7,212,635
184	O&M Capital Refurbishment	52,352,718	52,352,718	54,828,885	52,602,715	52,000,000	50,047,053	261,831,371
185	Henderson Creek Diversion	1,000,000	-	4,200,000	-	-	-	4,200,000
186	BCB Field Station Design & Construction	6,558,465	6,558,465	500,000	-	-	-	7,058,465
187	Corbett Levee Protection	3,886,897	3,886,897	-	-	-	-	3,886,897
188	O&M Capital Other	11,445,362	10,445,362	4,700,000	-	-	-	15,145,362
189	TOTAL	\$ 63,798,080	\$ 62,798,080	\$ 59,528,885	\$ 52,602,715	\$ 52,000,000	\$ 50,047,053	\$ 276,976,733
190								
191								
192								
193	Mission Support Program							
194								
195	Mission Support Program							
196								
197	REVENUES							
	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total	
198	Ad Valorem - District/Okeechobee Basin	\$ 1,493,800	\$ 1,493,800	\$ 3,300,000	\$ -	\$ -	\$ -	\$ 4,793,800
199	TOTAL	\$ 1,493,800	\$ 1,493,800	\$ 3,300,000	\$ -	\$ -	\$ -	\$ 4,793,800
200								
201	EXPENDITURES							
	FY2015 Adopted	FY2015 Adjusted	FY2016	FY2017	FY2018	FY2019	Total	
202	IT Capital Plan	\$ 1,035,000	\$ 1,035,000	\$ 2,500,000	\$ -	\$ -	\$ -	\$ 3,535,000
203	Facilities Replacement/Improvements	458,800	458,800	800,000	-	-	-	1,258,800
204	TOTAL	\$ 1,493,800	\$ 1,493,800	\$ 3,300,000	\$ -	\$ -	\$ -	\$ 4,793,800
205								
206	TOTAL CAPITAL EXPENDITURES	\$ 364,687,336	\$ 255,097,649	\$ 411,720,852	\$ 288,825,493	\$ 315,956,001	\$ 301,163,606	\$ 1,572,763,601
207								

Attachment: FY15-FY19 CIP Schedule February Governing Board_FINAL PORTAL (Resolution No. 2015 - 0209 : 5-Year CIP)

MEMORANDUM

TO: Governing Board Members

FROM: Jeff Kivett, Division Director

DATE: February 12, 2015

SUBJECT: Multiple purchase orders with Aviat US, Inc., for Microwave Equipment and Installation for S-6 Tower

Summary

For 35 years, the District has continuously used Aviat licensed microwave equipment in the District's microwave radio installations because of its reliable performance, maintenance continuity, required compatibility with the District's existing equipment, and in-house expertise in the day to day operation and trouble-shooting work by qualified District staff. By not purchasing Aviat equipment and installation for S-6 Tower, the District is exposed to the risk of microwave system failure by introducing equipment not compatible with the existing Aviat based microwave system.

The equipment and services required for the project are available by using the Western States Contracting Alliance (WSCA) contract number 02701 "Public Safety Communication Equipment and Services". WSCA Contracts are available for use by all State Agencies, and Political Subdivisions. Pursuant to District Procurement Policy, this is an approved method for the purchase of equipment and services. WSCA competitively solicits bids for equipment and services, creates multi-state contracts in order to achieve cost-effective and efficient acquisition. WSCA contracts maximize cost avoidance, reduce individual state administrative costs, and encourage market competition and product availability through standard specifications and consolidated requirements.

Staff Recommendation

Board approval is requested at the February Governing Board meeting to approve multiple purchase orders with Aviat US, Inc., for microwave equipment and installation at the S-6 Tower, using Western States Contracting Alliance (WSCA) Contract Number 02701 "Public Safety Communication Equipment and Services." Not implementing the microwave equipment and installation at S-6 Tower will prevent the site from functioning efficiently with the District's current microwave equipment and will expose the risk of microwave system failure by introducing radios and equipment not compatible with the existing Aviat based microwave system. Maintaining a reliable microwave communications link is critical to controlling the District's canal system water levels and their water conveyance.

Additional Background

Aviat Networks consistently provides dependable microwave electronics and services allowing the District to be successful in its effort to provide highly reliable operational communications to support the District's mission. Comparing other manufacturers of microwave equipment, Aviat offers the unique combination of quality, reliability, features and functions that are required to successfully integrate into the District existing microwave network, network management systems and maintenance / emergency recovery programs. The specific benefits of the Aviat microwave communication network include product longevity, excellent vender repair

support, common equipment that affords common training / knowledge, routine maintenance parts inventory, and full integration into the District's existing remote network monitoring and management system.

Core Mission and Strategic Priorities

The S-6 Tower network equipment and installation supports the District core mission of Flood Control through controlling the District's canal system water levels and their water conveyance.

Funding Source

Funding in the amount of \$557,800 in ad valorem funds are budgeted in FY15.

Staff Contact and/or Presenter

John P. Mitnik, P.E., Bureau Chief, Engineering and Construction Bureau
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0210

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into multiple purchase orders with Aviat US, Inc., for Microwave Equipment and Installation for S-6 Tower; using the Western States Contracting Alliance (WSCA) Contract Number 02701 “Public Safety Communication Equipment and Services”, in an amount not to exceed \$557,800; of which \$557,800 in ad valorem funds are budgeted in FY15.

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize entering into multiple purchase orders with Aviat US, Inc., for Microwave Equipment and Installation for S-6 Tower; using the Western States Contracting Alliance (WSCA) Contract Number 02701 “Public Safety Communication Equipment and Services”, in an amount not to exceed \$557,800; of which \$557,800 in ad valorem funds are budgeted in FY15.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves multiple purchase orders with Aviat US, Inc., for Microwave Equipment and Installation for S-6 Tower, using the Western States Contracting Alliance (WSCA) Contract Number 02701 “Public Safety Communication Equipment and Services”, in an amount not to exceed \$557,800.

Section 2. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

District Clerk/Secretary

Legal form approved:
By:

Office of Counsel

Print name:

M E M O R A N D U M

TO: Governing Board Members

FROM: Sharon M. Trost, P.G., AICP, Director, Regulation Division

DATE: February 12, 2015

SUBJECT: Authorize Notice of Proposed Rule - Water Wells

Summary:

The District is proposing to update its water well rules to include a new rule for multiple wells under a single permit, include hyperlinks to delegation agreements with local government agencies, update materials incorporated by reference, adopt updated rules of the Department of Environmental Protection, and update rule references.

Staff Recommendation:

Authorize publication of Notice of Proposed Rule in the Florida Administrative Register, authorize review from the Office of Fiscal Accountability and Regulatory Reform, and adopt proposed rules, provided no changes are made and no request for public hearing is received, to amend Rules 40E-3.011, 40E-3.021, 40E-3.035, 40E-3.036, 40E-3.038, 40E-3.040, 40E-3.041, 40E-3.042, 40E-3.051, 40E-3.101, 40E-3.321, 40E-3.341, 40E-3.411, 40E-3.451, 40E-3.461, 40E-3.500, 40E-3.502, 40E-3.507, 40E-3.517, 40E-3.600, Florida Administrative Code, to create a new rule for multiple wells under a single permit, include hyperlinks to delegation agreements with local government agencies, update materials incorporated by reference, adopt updated rules of the Department of Environmental Protection, and update rule references.

Additional Background

The District's Water Well Construction Permitting and Contractor Licensing Program includes well contractor licensing for all 16 counties and water well construction permitting. The District has delegated the permitting authority for well construction permitting to other governmental agencies in 14 counties and continues to issue well construction permits for all wells in Charlotte and Monroe Counties, for wells 12 inches or larger in Broward County, for county owned wells in Collier and Lee Counties, and for City owned wells in the City of Cape Coral.

Core Mission and Strategic Priorities

This item supports the core mission by bringing the District's rules in line with those of the Department of Environmental Protection.

Funding Source

The cost for publication of the notice will be funded from the Office of Counsel's budget.

Staff Contact: **Kellie R. Madison, Section Leader**
Phone (561) 682-6906
Jennifer D. Brown, Senior Attorney, Office of Counsel

Phone (561) 682-2258

Notice of Proposed Rule

WATER MANAGEMENT DISTRICTS
South Florida Water Management District

RULE NO.: RULE TITLE:

40E-3.011: Policy and Purpose
 40E-3.021: Definitions
 40E-3.035: Agreements
 40E-3.036: Rules and Publications Incorporated by Reference
 40E-3.038: Violations of Contractor Licensing and Well Construction Requirements
 40E-3.040: Scope of Part I
 40E-3.041: Permits Required
 40E-3.042: Multiple Wells Under a Single Permit
 40E-3.051: Exemptions
 40E-3.101: Content of Application
 40E-3.321: Duration of Permits
 40E-3.341: Suspension and Revocation
 40E-3.411: Well Completion Reports
 40E-3.451: Emergency Authorization
 40E-3.461: Inspection
 40E-3.500: Scope of Part II
 40E-3.502: Construction Methods
 40E-3.507: Casing and Liner Pipe Standards
 40E-3.517: Grouting and Sealing
 40E-3.600: Scope of Part VI

PURPOSE AND EFFECT: To update the District's water well regulation rules to reflect recent statutory amendments for water well contractor licensing, create a new rule for multiple wells under a single permit, include hyperlinks to delegation agreements with local government agencies, incorporate by reference updated versions of related rules adopted by the Department of Environmental Protection (DEP), incorporate materials and forms that are already incorporated into DEP's well construction rules, and make non-substantive amendments.

SUMMARY: Rule 40E-3.011, F.A.C., is amended to add "F.A.C." after a rule reference; Rule 40E-3.021, F.A.C., is amendment to update a rule reference; Rule 40E-3.035, F.A.C., is amended to include hyperlinks to the delegation agreements with local permitting authorities, Rule 40E-3.036, F.A.C., is amended to incorporate updated Chapter 62-531, F.A.C., and its incorporated Water Well Contractor Disciplinary Guidelines and Citations Dictionary and Water Well Contractor Continuing Education Program Manual, Chapter 62-532, F.A.C., Rules 62-555.310, 62-555.312, 62-555.315(1), Chapter 62-524, F.A.C., and DEP Form 3, Application for Continuing Education Coursework Approval, Florida Water Well Contractor Continuing Education Program, and Form 4, Application for Continuing Education Course Provider, Florida Water Well Contractor Continuing Education Program, and correct reference to the subsection referenced in 40E-3.036(2)(e), and correct title to material incorporated in 40E-3.036(2)(h); amend Rule 40E-3.038, F.A.C., to incorporate updated Form No. 0186 of DEP, State of Florida Water Well Contractor's License Application, and add reference to Chapter 62-532, F.A.C.;

amend Rule 40E-3.040 to delete reference to repealed Chapter 40E-40, F.A.C.; amend Rule 40E-3.041, F.A.C., to add punctuation; add new Rule 40E-3.042, F.A.C., authorizing multiple wells under a single permit; amend Rule 40E-3.051, F.A.C., to correct a rule reference, delete repealed Chapter 40E-40, F.A.C., and delete exemption for a well which has received a permit under Chapter 62-528, F.A.C.; amend Rule 40E-3.101, F.A.C., to delete redundant language, correct punctuation, add (s) for multiple wells, update language regarding location of well(s), and update reference to Table A which is no longer titled "Summary of Groundwater (Well) Facilities;" amend Rules 40E-3.321, 40E-3.341, 40E-3.461, 40E-3.500, F.A.C., to correct punctuation; amend Rule 40E-3.411, F.A.C., to add rule reference and make incorporation language consistent with other rules; amend Rule 40E-3.451, F.A.C., to correct a grammatical error; amend Rule 40E-3.501, to add reference to Chapter 62-524, F.A.C., and to correct punctuation; amend Rules 40E-3.507 and 40E-3.517, F.A.C., to correct rule references and punctuation; and amend Rule 40E-3.600, F.A.C., to reflect this rule pertains to Part II of this Chapter rather than Part IV.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: There are no costs to the regulated public as a result of the proposed rule amendments. There will be some cost savings resulting from the new rule allowing multiple wells under a single permit. Therefore, this rulemaking will not result in any adverse economic impacts or regulatory cost increases that require legislative ratification.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.119, 373.171, 373.309, 373.333, 373.337, F.S.

LAW IMPLEMENTED: 373.019, 373.103, 373.106, 373.113, 373.118, 373.303, 373.306, 373.308, 373.309, 373.313, 373.314, 373.316, 373.319, 373.323, 373.324, 373.326, 373.329, 373.333, 373.336, 373.342, F.S.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management District's Clerk's Office, (800) 432-2045, ext. 2087, or (561) 682-2087.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kellie Madison, Section Leader, Water Use Bureau, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, tel: (800) 432-2045, ext. 6906 or (561) 682-6906, email: kmadison@sfwmd.gov, or Jennifer Brown, Sr. Attorney, Office of Counsel, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, tel: (800) 432-2045, ext. 2258 or (561) 682-2258. For procedural questions, contact Jan Sluth, Sr. Paralegal, Office of Counsel, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, tel: (800) 432-2045, ext. 6299 or (561) 682-6299, email: jsluth@sfwmd.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-3.011 Policy and Purpose.

(1) No Change.

(2) Additional District rules relating to water wells are found in Chapters 40E-5 (Artificial Recharge) and 40E-2, F.A.C. (Consumptive Use).

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.103(1), 373.306, 373.308, 373.309, 373.313, 373.314, 373.316, 373.319, 373.323(2), 373.326, 373.329, 373.333, 373.342 FS. History—New 1-1-85, Amended 12-19-89, 3-16-05, 7-14-14,_____.

40E-3.021 Definitions.

When used in this chapter:

(1) through (18) No Change.

(19) All definitions contained in Section 373.303, F.S. and Chapters 62-531 and 62-532, F.A.C., are adopted and incorporated by reference in subsections ~~paragraphs~~ 40E-3.036

(1)~~(a)~~ and (2) ~~(e)~~, F.A.C., respectively.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.019, 373.106, 373.303, 373.306 FS. History—New 1-1-85, Amended 12-19-89, 3-16-05, 9-26-12, 7-14-14,_____.

40E-3.035 Agreements.

The Governing Board hereby incorporates by reference the following documents, which are available at no cost by contacting the South Florida Water Management District Clerk's Office, 3301 Gun Club Road, West Palm Beach, FL 33406, (800) 432-2045, ext. 6436, or (561) 682-6436:

(1) "Delegation Agreement between South Florida Water Management District and Lee County for Regulation of Water Wells," ~~dated~~ (September 13, 2005) [[HYPERLINK](#)].

(2) "Delegation Agreement between South Florida Water Management District and Miami-Dade County Health Department", ~~dated~~ (August 10, 2005) [[HYPERLINK](#)].

(3) "Agreement between Collier County and South Florida Water Management District," ~~dated~~ (February 5, 1985) [[HYPERLINK](#)]; "Amendment to Agreement between South Florida Water Management District and Collier County" (February 28, 1989) [[HYPERLINK](#)]; "Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and Collier County," ~~dated~~ (May 11, 2005) [[HYPERLINK](#)].

(4) "Agreement between the City of Cape Coral and South Florida Water Management District," ~~dated~~ (October 10, 1986) [[HYPERLINK](#)]; "Amendment to the Water Well

Construction Permit Program Delegation Agreement between South Florida Water Management District and the City of Cape Coral;” ~~dated~~ (August 10, 2005) [\[HYPERLINK\]](#).

(5) “Agreement between the Martin County Health Department and South Florida Water Management District;” ~~dated~~ (June 12, 1998) [\[HYPERLINK\]](#); “Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and Martin County Health Department;” ~~dated~~ (April 18, 2005) [\[HYPERLINK\]](#); “Second Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and Martin County Health Department;” ~~dated~~ (May 13, 2010) [\[HYPERLINK\]](#).

(6) “Agreement between the Osceola County Health Department and South Florida Water Management District;” ~~dated~~ (February 11, 1999) [\[HYPERLINK\]](#); “Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and Osceola County Health Department;” ~~dated~~ (April 18, 2005) [\[HYPERLINK\]](#).

(7) “Agreement between the St. Lucie County Health Department and South Florida Water Management District;” ~~dated~~ (April 13, 2000) [\[HYPERLINK\]](#); “Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and St. Lucie County Health Department;” ~~dated~~ (May 11, 2005) [\[HYPERLINK\]](#); “Second Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and St. Lucie County Health Department;” ~~dated~~ (May 13, 2010) [\[HYPERLINK\]](#).

(8) “Agreement between the Hendry County Health Department and South Florida Water Management District;” ~~dated~~ (September 14, 2000) [\[HYPERLINK\]](#); “Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and Hendry County Health Department;” ~~dated~~ (April 18, 2005) [\[HYPERLINK\]](#).

(9) “Agreement between the Okeechobee County Health Department and South Florida Water Management District;” ~~dated~~ (April 11, 2002) [\[HYPERLINK\]](#); “Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and Okeechobee County Health Department;” ~~dated~~ (April 18, 2005) [\[HYPERLINK\]](#); “Second Amendment to the Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and Okeechobee County Health Department;” ~~dated~~ (May 13, 2010) [\[HYPERLINK\]](#).

(10) “Water Well Construction Permit Program Delegation Agreement between South Florida Water Management District and Glades County Health Department;” ~~dated~~ (May 11, 2005) [\[HYPERLINK\]](#).

(11) “Delegation Agreement between South Florida Water Management District and Orange County Health Department;” ~~dated~~ (May 11, 2005) [\[HYPERLINK\]](#).

(12) “Delegation Agreement between South Florida Water Management District and Osceola County and Polk County Health Departments;” ~~dated~~ (May 11, 2005) [\[HYPERLINK\]](#).

(13) “Delegation Agreement between South Florida Water Management District and Palm Beach County Health Department;” ~~dated~~ (May 11, 2005) [\[HYPERLINK\]](#).

(14) “Delegation Agreement between South Florida Water Management District and State of Florida Department of Health, Broward County Health Department;” ~~dated~~ (June 8, 2005) [\[HYPERLINK\]](#).

(15) “Delegation Agreement between South Florida Water Management District and Highlands County Health Department;” dated (May 13, 2010) [HYPERLINK].
Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.103, 373.308, 373.309, 373.323, 373.324, 373.326, 373.329, 373.333 FS. History–New 3-16-05, Amended 8-26-10,_____.

40E-3.036 Rules and Publications Incorporated by Reference.

The following Department rules, publications, standards and forms are incorporated by reference herein, regarding construction, repair, and abandonment ~~abandonment~~ of wells, and shall apply to the well contractor licensing program administered by the District, and are incorporated by reference herein. Copies may be obtained by contacting the Department or the District in accordance with subsection (8) below:-

(1) Chapter 62-531, F.A.C., Water Well Contractor Licensing Requirements (June 22, 2014) (11-25-07), [https://www.flrules.org/Gateway/ChapterHome.asp?Chapter=62-531], a copy of which may be obtained by writing or calling the Department, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436. The following publications referenced in Chapter 62-531, F.A.C., are also incorporated by reference herein:

(a) The Department’s Water Well Contractor Disciplinary Guidelines and Citations Dictionary Procedures Manual (June 22, 2014) (October 2002) [https://www.flrules.org/Gateway/reference.asp?No=Ref-03955], incorporated by reference in subsection 62-531.450(15), F.A.C., a copy of which may be obtained by writing or calling the Department, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436;

(b) The Department’s Water Well Contractor Continuing Education Program Manual for Coursework and Continuing Education for Water Well Contractors, Department of Environmental Protection (June 22, 2014) (November 2006), [https://www.flrules.org/gateway/reference.asp?No=Ref-03954], incorporated by reference in subsection 62-531.300(2), F.A.C., a copy of which may be obtained by writing or calling the Department, 2600 Blair Stone Road, MS 3680, Tallahassee, FL 32399-2400; telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436;

(2) Chapter 62-532, F.A.C., Water Well Permitting and Construction Requirements (October 7, 2010) (10-07-10); [https://www.flrules.org/Gateway/reference.asp?No=Ref-00574], a copy of which may be obtained by writing or calling the Department, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436. The following publications referenced in Chapter 62-532, F.A.C., are also incorporated by reference herein:

(a) through (d) No Change.

(e) 2008 NSF International Standard/American National Standard NSF/ANSI 14-2008e, Plastics Piping System Components and Related Materials; NSF International Standard/American National Standard NSF/ANSI 61-2008, Drinking Water System Components – Health Effects, incorporated by reference in paragraph 62-532.500(1)(g), F.A.C. Copies of

these copyrighted standards may be obtained from NSF International, P. O. Box 130140, Ann Arbor, MI 48113-0140;

(f) and (g) No Change.

(h) Grouting and Sealing for Vertical Geothermal Heat Pump Systems Engineering Design and Field Procedures Manual, published by the International Ground Source Heat Pump Association, First Edition 2000, Oklahoma State University, incorporated by reference in subparagraph 62-532.500(3)(i)6., F.A.C. Copies of these copyrighted, recommended practices and methods may be obtained from the International Ground Source Heat Pump Association, Oklahoma State University, 374 Cordell South, Stillwater, OK 74078-8018.

(3) Rule 62-555.310, F.A.C., Source and Siting Requirements for Public Water Systems (August 28, 2003 8-28-03); [<https://www.flrules.org/Gateway/reference.asp?No=Ref-01538>], a copy of which may be obtained by writing or calling the Department, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436.

(4) Rule 62-555.312, F.A.C., Location of Public Water System Wells (August 28, 2003 8-28-03); [<https://www.flrules.org/Gateway/reference.asp?No=Ref-01539>], a copy of which may be obtained by writing or calling the Department, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436.

(5) Subsection 62-555.315(1), F.A.C., Public Water System Wells – Well Security (August 28, 2003 8-28-03); [<https://www.flrules.org/Gateway/reference.asp?No=Ref-01540>], a copy of which may be obtained by writing or calling the Department, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436.

(6) Chapter 62-524, F.A.C., New Potable Water Well Permitting in Delineated Areas (June 27, 2000 6-27-00); [<https://www.flrules.org/Gateway/reference.asp?No=Ref-00572>], and the maps containing Delineated Areas for the following Counties: Broward, Glades, Highlands, Martin, Miami-Dade, Orange, Osceola, Polk, and St. Lucie, incorporated by reference in Rule 62-524.430, F.A.C. [<https://www.flrules.org/Gateway/reference.asp?No=Ref-01529>]. Copies may be obtained; upon receipt of reproduction and other appropriate costs, from the Department of Environmental Protection, Bureau of Information Systems, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District Clerk's office, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436.

(7) ~~The Department's Florida Unified Citations Dictionary for Well Construction (October 2002), <http://www.flrules.org/Gateway/reference.asp?No=Ref-03078>, a copy of which may be obtained by writing or calling the Department, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (561) 682-6436.~~

(7) (8) The following Department forms are incorporated by reference into this chapter and shall apply to the well contractor licensing program administered by the District and to all wells constructed, repaired, or abandoned in the District:

(a) and (b) No Change.

(c) Application for a State of Florida Water Well Contractor's License, DEP Form 0186, incorporated by reference in subsection 40E-3.038(1 3), F.A.C.

(d) Application for Continuing Education Coursework Approval, Florida Water Well Contractor Continuing Education Program, DEP Form 3 (June 2014)
[\[https://www.flrules.org/gateway/reference.asp?No=Ref-04130\]](https://www.flrules.org/gateway/reference.asp?No=Ref-04130), incorporated by reference in Rule 62-531.300, F.A.C.

(e) Application for Continuing Education Course Provider, Florida Water Well Contractor Continuing Education Program, DEP Form 4 (June 2014)
[\[https://www.flrules.org/gateway/reference.asp?No=Ref-04131\]](https://www.flrules.org/gateway/reference.asp?No=Ref-04131), incorporated by reference in Rule 62-531.300, F.A.C.

(8) All rules and publications incorporated by reference herein, other than the copyrighted materials identified in paragraphs (2)(a) through (h) herein, may be obtained by writing or calling the Department, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850) 245-8648, or the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, telephone (800) 432-2045 ext. 6436 or (561) 686-6436.
Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.103, 373.308, 373.309, 373.323, 373.324, 373.326, 373.329, 373.333 FS. History—New 3-16-05, Amended 9-8-13,_____.

40E-3.038 Violations of Contractor Licensing and Well Construction Requirements.

(1) Applications for a water well contractor license shall be filed with the District on Form 0186, ~~(09-2012), “Application for a State of Florida Water Well Contractor’s License Application”~~, (September 2012) incorporated by reference herein:
[\[https://www.flrules.org/Gateway/reference.asp?No=Ref-01635\]](https://www.flrules.org/Gateway/reference.asp?No=Ref-01635), incorporated by reference herein, which is Form 0186 is available at no cost by contacting the South Florida Water Management District Clerk, 3301 Gun Club Road, West Palm Beach, FL 33406, (800) 432-2045, ext. 6436 or (561) 682-6436, and the delegated permitting authorities’ offices, as identified in Rule 40E-3.035, F.A.C.

(2) No Change.

(3) Violations of the contractor licensing requirements and well construction requirements are provided by Chapter 373, F.S., and Chapters 62-531 and 62-532, F.A.C.

(4) No Change.

Rulemaking Authority 373.044, 373.113, 373.171, 373.333 FS. Law Implemented 373.323, 373.326, 373.333, 373.336 FS. History—New 12-19-89, Amended 3-16-05, 9-26-12,_____.

40E-3.040 Scope of Part I.

The rules in this part relate to the permitting requirements applicable to the construction, repair, or abandonment of wells. Unless expressly exempt by statute or this rule, all wells must be permitted prior to construction, repair, or abandonment and must be constructed, repaired, or abandoned by a licensed water well contractor. This exemption does not relieve the applicant from obtaining permits which may be required under Chapter 40E-2 (Consumptive Use), or Chapters 40E-4 and 62-330 (Environmental Resource Permits Surface Water Management), ~~or Chapter 40E-40 (General Surface Water Management Permits)~~, F.A.C.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.303, 373.308, 373.309, 373.316, 373.326, 373.342 FS. History—New 1-1-85, 7-14-14,_____.

40E-3.041 Permits Required.

(1) Unless expressly exempted by statute or District rule, a permit must be obtained from the District or delegated agency prior to the construction, repair, or abandonment of any water well within the District's jurisdiction.

(2) and (3) No Change.

(4) Permits for construction, repair, modification, or abandonment of wells for which a water use permit is required under Chapter 40E-2, F.A.C., shall not be issued prior to issuance of the water use permit authorizing water use withdrawals.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.103, 373.309, 373.313, 373.316 FS. History—New 1-1-85, Amended 3-16-05, 7-14-14, _____.

40E-3.042 Multiple Wells under a Single Permit.

(1) The construction, repair, modification, or abandonment of:

(a) Up to eight (8) sandpoint irrigation, monitor, recovery, dewatering, or gang wells 4 inches or less in diameter; or,

(b) A Class V air conditioning heat pump system consisting of one supply well and one return well; may be included under one permit provided the conditions of subsection (2) are met.

(2) A multiple well permit as described in subsection (1) will be issued provided:

(a) The wells are constructed in the same geologic material, completed in the same hydrogeologic unit, and drilled on a contiguous tract of land owned or controlled by the same individual or entity; and,

(b) Each well is the same diameter and constructed of a similar material.

(3) The District will authorize multi-zone monitor wells consisting of multiple observation tubes monitoring different depths all located in a single larger diameter well casing under a single permit. Provisions listed in subsection (2) do not apply to this type of well.

(4) When a single well construction permit is issued for multiple wells as described above, a separate well completion report is required for each of the wells or tubes.

Rulemaking Authority 373.044, 373.113, 373.171, 373.309, 373.337 FS. Law Implemented 373.106(1), 373.309 FS. History—New _____

40E-3.051 Exemptions.

(1) The following wells are exempt from Rule 40E-3.041, F.A.C.:

(a) and (b) No Change.

(c) A test hole, as defined in subsection 40E-3.021(14) ~~(27)~~, F.A.C.

(d) A well classified as a Class I, Class II, Class III, Class IV, or Class V Groups 2-9 intended for use as an injection well, which has received a permit under Chapter 62-528, F.A.C. Such wells are exempt from the construction standards in this chapter, provided the applicable standards of Chapter 62-528, F.A.C., are met. A well classified as a Class V Group 1 well under Chapter 62-528, F.A.C., is not exempt from Rule 40E-3.041, F.A.C.

(2) These exemptions do not relieve the applicant from obtaining permits which may be required under Chapter 40E-2 (Consumptive Use); or Chapters 40E-4 and 62-330, F.A.C. (Environmental Resource Permits), or Chapter 40E-40 (Environmental Resource Standard General Permits), F.A.C.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.303, 373.308, 373.309, 373.313, 373.316, 373.326 FS. History—New 1-1-85, Amended 3-16-05, 7-14-14,

40E-3.101 Content of Application.

(1) No Change.

(2) All applications shall be submitted with the required non-refundable fee pursuant to Rule 40E-1.607, F.A.C., or the fee schedule established by the agency to which permitting authority has been delegated, as identified in Rule 40E-3.035, F.A.C., ~~shall be submitted with the permit application.~~

(3) Applications for permits required by this chapter shall be filed with the District or the entity to which the authority to issue a permit has been delegated, as identified in Rule 40E-3.035, F.A.C. The application for the construction, repair, or abandonment of water well(s) shall contain:

(a) The name, address, telephone number, license number and signature of the licensed contractor who will be constructing the well(s), except in the case of a state agency or political subdivision that needs an indication of approval from the District in order to obtain financing to construct a well. In this case, the District will take action on the application for a permit not signed by a licensed water well contractor with the following condition: “Prior to well construction, a copy of the original application, signed by the licensed water well contractor chosen to construct the well(s), will be submitted to the District”;

(b) The name, address, telephone number and signature of the property owner or his agent, if applicable, on whose property the well(s) is being drilled;

(c) Written authorization from the owner designating the authorized agent, if any;

(d) The location of the well(s) ~~(to the nearest one-quarter quarter section, or latitude and longitude to the nearest second; or Florida State Planar Coordinates to the nearest one hundred feet and section, township and range)~~, and property site map of each ~~the~~ well location, depicting land marks and providing a scale;

(e) The expected cased depth and total depth of the well;

(f) The proposed use of the well;

(g) The proposed grouting interval;

(h) The specification for well construction including the size(s) of the casing to be used, the proposed construction, repair, or abandonment methods, specifications including casing types, casing diameters; open hole or screened intervals, sizes and screen openings; and proposed grouting materials;

(i) The proposed method of construction and completion of each ~~the~~ well, or the method of plugging and abandoning of each ~~the~~ well;

(j) The anticipated starting date to begin drilling;

(k) The District water use permit number, the water use application number, and each ~~the~~ well number from the water use permit Summary of Groundwater (Well) Facilities Table A, if applicable;

(l) A well completion report and/or lithologic or cuttings log for any test hole or water test well and testing results, which is being requested to be converted to a water well;

(m) Applications for public supply wells shall include: the name and address of the water system; the number of persons the well is intended to serve; and a scaled map showing the well location, property boundaries, existing buildings or physical features, the location of all known

and proposed sources of contamination within a 500 foot radius of the proposed well location, and,

(n) Applications for water test wells must be accompanied by a description of the proposed test. The description at a minimum, shall include:

1. and 2. No Change.
3. A site map showing the location of the water test well(s) and any observation wells.
- (4) No Change.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309, 373.313, 373.326, 373.342 FS. History—New 1-1-85, Amended 12-19-89, 11-8-99, 3-16-05, 9-26-12, _____.

40E-3.321 Duration of Permits.

(1) No Change.

(2) Construction, repair, or abandonment of a well shall not commence or continue after the expiration of a permit.

(3) and (4) No Change.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309, 373.313, 373.326, 373.342 FS. History—New 1-1-85, Amended 3-16-05, _____.

40E-3.341 Suspension and Revocation.

The District or delegated agency may suspend or revoke a permit to construct, repair, or abandon a well by written notice to the permittee under any of the following circumstances:

(1) through (3) No Change.

(4) Unforeseen circumstances which may create a danger to the water resources or the public health, safety, or welfare, if the well is constructed as permitted; or,

(5) No Change.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.103, 373.306, 373.308, 373.309, 373.313, 373.342 FS. History—New 1-1-85, Amended 3-16-05, _____.

40E-3.411 Well Completion Reports.

(1) The water well contractor shall complete and submit DEP Form 62-532.900(2), (10-07-10), <http://www.flrules.org/Gateway/reference.asp?No=Ref-00578>, “State of Florida Well Completion Report,” (October 7, 2010) [https://www.flrules.org/Gateway/reference.asp?No=Ref-00578], incorporated by reference herein, to the District and delegated agency, as identified in Rule 40E-3.035, F.A.C., for the construction, repair, or abandonment of all wells, regardless of whether a permit is required under Rules 40E-3.041, 40E-3.101, and 40E-3.600, F.A.C. Well completion reports shall be filed with the District and delegated agency, as identified in Rule 40E-3.035, F.A.C., within 30 days of the completion of the work, using DEP Form 62-532.900(2). Copies of DEP Form 62-532.900(2) are available at no cost by contacting the South Florida Water Management District Clerk, 3301 Gun Club Road, West Palm Beach, FL 33406, (800) 432-2045, ext. 6436 or (561) 682-6436, and the delegated permitting authorities’ offices, as identified in Rule 40E-3.035, F.A.C. Well completion reports for sites controlled by Chapter 62-761, F.A.C., Underground Storage Tank Systems, may include all monitoring wells for the same site on a single form.

(2) The water well contractor shall keep or cause to be kept by a person in his employ an accurate field log of all well construction, repair, or abandonment activities performed under

each permit. Such logs shall be available for inspection at the site during all times when work is in progress.

(3) and (4) No Change.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309, 373.313, 373.326, 373.342 FS. History—New 1-1-85, Amended 3-16-05, 9-26-12,_____.

40E-3.451 Emergency Authorization.

(1) Emergency water well construction permits may be issued by the Executive Director or their designee when one of the following conditions exists which justifies the issuance:

(a) through (d) No Change.

(2) and(3) No Change.

Rulemaking Authority 373.044, 373.119, 373.171 FS. Law Implemented 373.308, 373.309, 373.313, 373.326, 373.342 FS. History—New 1-1-85, Amended 7-2-98, 3-16-05, 7-14-14,_____.

40E-3.461 Inspection.

(1) The District or delegated agency is authorized to inspect any well or abandoned well within its jurisdiction, including those wells permitted under Rule 40E-3.041, F.A.C. Inspections shall be done as necessary to insure conformity with applicable standards. Duly authorized representatives of the District or delegated agency, upon presenting proper identification and at reasonable times, may enter upon any premises for the purpose of such inspection. Such inspection may include, but need not be limited to, geophysical logging, water level measurements, or other methods.

(2) through (8) No Change.

Rulemaking Authority 373.044, 373.171 FS. Law Implemented 373.103, 373.308, 373.309, 373.319 FS. History—New 1-1-85, Amended 3-16-05,_____.

40E-3.500 Scope of Part II.

The rules in this part relate to the standards and criteria for the construction, repair, and abandonment of wells. All wells within the District unless specifically exempted under Rule 40E-3.051, F.A.C., must comply with these standards regardless of whether a permit is required under Part I.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.308, 373.309, 373.313 FS. History—New 1-1-85,_____.

40E-3.502 Construction Methods.

(1) No Change.

(a) In those areas exempted by the District with the concurrence of the Department; or,

(b) For public water supply wells or limited use public supply wells, which shall be constructed, repaired, or abandoned in accordance with Chapter 62-555 or Chapter 64E-8, F.A.C., respectively; or,

(c) For monitor wells, which shall be constructed, repaired, or abandoned in accordance with Chapter 62-761, F.A.C., covering underground storage tank systems; or,

(d) For water wells permitted under Chapter 62-524, F.A.C., delineated areas, which shall be constructed, repaired, or abandoned in accordance with Chapter ~~62-524~~ 62-534, F.A.C., or special criteria developed for specific designated areas; or,

(e) No Change.

(2) The District may designate special well construction standards areas by ~~Emergency Rule~~ to prevent transport of surface contaminants to groundwater or movement of introduced or natural contaminants from one aquifer or zone to another. Such standards will be the minimum necessary to prevent the movement of contaminants and will be in cooperation with other state agencies, local jurisdictions, and the regulated public, in accordance with Chapter 120, F.S., provisions for emergency rule-making.

Rulemaking Authority 373.044, 373.171, 373.309 FS. Law Implemented 373.113, 373.306, 373.308, 373.309 FS. History—New 1-1-85, Amended 12-19-89, 3-16-05, _____.

40E-3.507 Casing and Liner Pipe Standards.

(1) No Change.

(2) No Change.

(a) Any annular space including the overlapped section shall be grouted in accordance with paragraph 62-532.500(3)(i)~~4~~, ~~subsection (4)~~, F.A.C. incorporated by reference in subsection paragraph 40E-3.036(2) ~~4~~(e), F.A.C. The grout shall extend from the bottom of the casing to the top of the innermost casing. The use of lead packers is prohibited.

(b) through (e) No Change.

Rulemaking Authority 373.044, 373.171, 373.309 FS. Law Implemented 373.113, 373.306, 373.308, 373.309 FS. History—New 1-1-85, Amended 3-16-05, 9-26-12, _____.

40E-3.517 Grouting and Sealing.

Wells shall be grouted and sealed in accordance with paragraph 62-532.500(3)(i), F.A.C., incorporated by reference in subsection paragraph 40E-3.036(2) ~~40E-3.036(1)~~(e), F.A.C., to protect the water resource from degradation caused by movement of waters along the well annulus either from the surface to the aquifer or between aquifers, and to prevent loss of pressure in artesian aquifers.

(1) All wells that are constructed in a manner which creates an annular space between the casing and the naturally occurring geologic formations shall be grouted and sealed in accordance with the methodologies listed in paragraph 62-532.500(3)(i), F.A.C., incorporated by reference in subsection paragraph 40E-3.036(2) ~~40E-3.036(1)~~(e), F.A.C.

(2) through (7) No Change.

(8) Water wells constructed using Bentonite grouts shall meet all the following requirements:

(a) and (b) No Change.

(c) Neat cement must be placed in the upper ten (10) feet of the annular space to prevent deterioration of, or damage to, the bentonite seal; ~~and~~

(d) Bentonite grout may be used only on monitor, domestic, irrigation, water source, or ground source heat pump installations with a nominal casing diameter of five (5) inches or less. Use of bentonite grout is not allowed on public supply wells, wells in delineated areas, wells where artesian flow occurs, in any identified contamination sites where the contaminants will prevent an adequate seal, or in wells with the water quality concentrations exceeding 10,000 milligrams per liter total dissolved solids;-

(e) Bentonite grout may be used for abandonment purposes for any well. However, it cannot be used to abandon a dry well, or a well which flows to surface and cannot be placed any higher in the well than the height of the static water level. Any unsealed remainder above the height of the static water level must be filled with neat cement;-

(f) Bentonite chips or pellets used for abandonment purposes may not be placed in any well casing or hole less than three inches in diameter or for sealing the annular space of any well; ~~and,~~

(g) No Change.

Rulemaking Authority 373.044, 373.171, 373.309 FS. Law Implemented 373.113, 373.306, 373.308, 373.309 FS. History—New 1-1-85, Amended 3-16-05, 9-26-12,_____.

40E-3.600 Scope of Part ~~III~~ VI.

(1) This part ~~“Part VI of Chapter 40E-3, F.A.C.,”~~ grants a general permit for certain specified well construction, repair, or abandonment activities which have been determined by the District to exist in unique geographic areas.

(2) The construction, repair, or abandonment of wells in accordance with Rule 40E- 3.601, F.A.C., ~~is~~ ~~are~~ authorized subject to the requirements of Part III ~~Part VI~~ of this chapter.

Rulemaking Authority 373.044, 373.113, 373.171, 373.309 FS. Law Implemented, 373.113, 373.118, 373.306, 373.308, 373.309, 373.342 FS. History—New 9-26-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Maria C. Clemente, Bureau Chief, Water Use Bureau

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 25, 2014

M E M O R A N D U M

TO: Governing Board Members

FROM: Sharon M. Trost, P.G., AICP, Director, Regulation Division

DATE: February 12, 2015

SUBJECT: Rule Development to Amend Consumptive Use Permitting Rules and Criteria

Summary:

The District is proposing amendment of various consumptive use permitting rules as well as criteria contained in the Applicant's Handbook for Water Use Permit Applications within the South Florida Water Management District in accordance with the biennial review contemplated by Section 120.74(1), Fla. Stat., and to update and correct criteria following the recent adoption of broad rule amendments for the statewide Consumptive Use Permitting Consistency effort.

Staff Recommendation:

Authorize publication of a Notice of Rule Development in the Florida Administrative Register, and request review from the Office of Fiscal Accountability and Regulatory Reform, to amend Rules 40E-1.659, 40E-2.061, 40E-2.071, 40E-2.091, 40E-5.011, 40E-5.021, 40E-5.041, 40E-5.101, 40E-8.011, 40E-8.021, 40E-8.421, 40E-8.431, 40E-10.011, and the Applicant's Handbook for Water Use Permit Applications within the South Florida Water Management District, to update and correct criteria following the recent adoption of broad rule amendments for the statewide Consumptive Use Permitting Consistency effort, to update rule references, correct statutory references, update references to obsolete forms, and make other minor corrections.

Additional Background:

District staff in coordination with Office of Counsel reviewed its water use permitting rules in accordance with Section 120.74(1), Fla. Stat., which requires agencies to perform a formal review every two years to identify and correct deficiencies in its rules; clarify and simplify its rules; delete obsolete or unnecessary rules or delete rules that are redundant of statutes. During this review, staff identified a number of rules in need of correction, modification, or updating. These proposed amendments primarily update the rules to provide additional clarity from Consumptive Use Permitting Consistency amendments, update rule references, correct statutory references, update references to obsolete forms, and make other minor corrections.

Core Mission and Strategic Priorities:

This item supports the core mission by bringing the District's rules in line with those of the Department of Environmental Protection.

Funding Source:

The cost for publication of the notice will be funded from the Office of Counsel's budget.

Staff Contact: **Maria Clemente, P.E., Bureau Chief**
 Phone (561) 682-2308
 Jennifer D. Brown, Senior Attorney, Office of Counsel
 Phone (561) 682-2258

MEMORANDUM

TO: Governing Board Members

FROM: Terrie Bates, Director, Water Resources Division

DATE: February 12, 2015

SUBJECT: Rule Development for Kissimmee River, its Floodplain, and the Upper Chain of Lakes

Summary

The Kissimmee River Restoration Project is a joint partnership between the District and U.S. Army Corps of Engineers. The project will restore over 40 square miles of river/floodplain ecosystem including 43 miles of meandering river channel and 27,000 acres of wetlands. An integral component of the restoration is the protection from allocation water needed for fish and wildlife. The water identified for the natural system will be protected through a water reservation as authorized by Florida law; this rule development is on-going. In conjunction with the water reservation rule development, staff requests authorization to initiate rule development concerning allocation of water available for use recognizing the water reserved is needed to protect fish and wildlife.

Staff Recommendation

Authorize publication of an additional Notice of Rule Development in the Florida Administrative Register and request review from the Office of Fiscal Accountability and Regulatory Reform, to expand the scope of the previously authorized Notice of Rule Development to amend Chapters 40E-1, 40E-2, and 40E-10, F.A.C., including the Applicant's Handbook for Water Use Permit Applications, to include allocation of water available for consumptive uses while recognizing the water reserved to protect fish and wildlife pursuant to the on-going Kissimmee Basin Reservation rule development.

Additional Background

District staff received authorization to initiate rule development concerning the reservation of water needed to protect fish and wildlife in the Kissimmee River, its floodplain, and the Upper Chain of Lakes in June 2014. Two rule development workshops have been held and an update to the existing, peer reviewed, "Technical Document to Support Water Reservations for the Kissimmee River, Floodplain, and Kissimmee Chain of Lakes" has been drafted. These efforts indicate some water is ephemerally available for use from the reservation waterbodies. Therefore, it is appropriate for the District to simultaneously engage in rule development to allocate any available water.

Core Mission and Strategic Priorities

One of the District's strategic priorities is water supply. The proposed rule supports this strategic priority by developing criteria associated with water available for allocation.

Funding Source

Approximately \$55,000 is budgeted for FY15 to complete a statement of estimated regulatory costs (SERC) for the water reservation rule and the associated implementation criteria, including necessary consumptive use permitting criteria.

Staff Contact and/or Presenter

Don Medellin, dmedelli@sfwmd.gov, 561-682-6340

Elizabeth D. Ross, Esq., bross@sfwmd.gov <mailto:bross@sfwmd.gov>

MEMORANDUM

TO: Governing Board Members

FROM: Kirk L. Burns, General Counsel

DATE: February 12, 2015

SUBJECT: Authorize Publication of Rule Development - Lobbyist Registration Process

Summary

Section 112.3261, F.S., which became effective July 1, 2014, requires all Water Management Districts to implement a Lobbyist registration process. District staff is requesting authority to re-initiate rule development to implement this requirement. The District's website and online database is available to the public and will allow individuals to register with the District as lobbyists. The District's rules will be consistent with other Water Management District rules and relate to the Executive Branch's requirements on lobbyist registration in an effort to provide a uniform system of lobbyist registrations. The District will not implement any costs to individuals to register as a lobbyist.

Staff Recommendation

Authorize publication of Notice of Rule Development in the Florida Administrative Register (FAR), and request for review by the Office of Fiscal Accountability and Regulatory Reform, to implement Section 112.3261, F.S., and create a rule regarding the lobbyist registration process.

Core Mission and Strategic Priorities

To propose Rule Development to establish Lobbyist registration for consistency with Section 112.3261, F.S., that became effective July 1, 2014. This item affects all water management districts which operate under the authority of Chapter 373.

Funding Source

No costs are associated with Rule development.

Staff Contact and/or Presenter

Derek Brown, Senior Attorney Office of Counsel
561-682-6278 / debrown@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Lobbyist Registration Cancellation

Type or print clearly the name of the lobbyist and the principal represented as they are shown on the lobbyist registration form for the South Florida Water Management District. This form may be used by either a lobbyist or a principal and only one signature is necessary. **Cancellation is effective upon receipt by the District Clerk.**

Name of Lobbyist

Last Name First Name MI

Lobbyist's Mailing Address

Name of Principal to be canceled

Signature of Lobbyist

or

Signature of Principal

Date

VERY IMPORTANT - If you have changed your address, you must notify the District Clerk in writing within 15 days of any changes. Changes may be made with the Lobbyist Registration Form submitted to the District Clerk in the same manner as below.

Return completed form via email to:
clerk@sfwmd.gov

Or via mail to:
District Clerk
South Florida Water Management District
ATTN: Lobbyist Registration
P.O. Box 24680
West Palm Beach, FL 33416-4680

Attachment: Forms_1400_1402 (2271 : Authorize Publication of Rule Development - Lobbyist Registration Process)

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Lobbyist Registration

For what purpose are you using this form? New registration Changes to filed information Renewal

To what year does this form apply? 20 _____

Full Name of Lobbyist	Name of Principal Represented (only one Principal per form)
Business Address	Principal's Mailing Address
Telephone Number	Principal's Telephone Number
Area of Interest	

Do you have any direct or indirect business associations, partnership, or financial relationship with any officer or employee of the South Florida Water Management District (SFWMD)?

Yes No State with whom and explain: _____

I do solemnly swear or affirm that all the foregoing facts are true and correct

_____ Signature of Lobbyist

STATE OF FLORIDA
COUNTY OF _____

Sworn to (or affirmed) and subscribed before me this _____ day of _____ 20 _____, by _____

Personally known or produced identification type of identification produced _____

Notary Signature (Seal or Stamp)

Print, Type or Stamp Name of Notary

Attachment: Forms_1400_1402 (2271 : Authorize Publication of Rule Development - Lobbyist Registration Process)

Instructions for Completing Lobbyist Registration Form

Who Must Register?

- Any persons who wish to lobby the state's water management districts must register that intent and may not lobby a water management district until registering as a lobbyist. Persons wishing to lobby the South Florida Water Management District must register before lobbying the District and renew registration each calendar year thereafter. The renewal deadline is Dec. 31 annually to lobby before the District.

How Do I Register?

- The registrant must complete a separate form for each principal represented. All requested information must be completely filled out. The form will be returned if the registrant's original notarized signature is missing.
- A separate statement authorizing the registrant to represent the principal must be signed by the principal or the principal's representative and included with the registration. The principal's authorization must also identify and designate the principal's main business using the 6-digit NAICS Code. Information about the NAICS Code is available at www.NAICS.com.

Changes Or Cancellations

- Any changes to the information provided on the registration form must be reported in writing to the District Clerk's Office within 15 days.
- The lobbyist or principal may cancel the lobbyist's registration for that principal by submitting a completed Lobbyist Registration Cancellation form to the District Clerk.

Further information about lobbyists and lobbying may be found at: www.sfwmd.gov

Return completed form via email to:
clerk@sfwmd.gov

Or via mail to:
 District Clerk
 South Florida Water Management District
 Attn: Lobbyist Registration
 P.O. Box 24680
 West Palm Beach, FL 33416-4680

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-1.800 Lobbyist Registration.

(1) A person who is a “lobbyist” as defined in Section 112.3215, F.S., may not lobby the South Florida Water Management District (the “District”) until he or she has registered as a lobbyist with the District. Registration shall be made by completing, under oath, the “Lobbyist Registration Form,” which is incorporated by reference in subsection (7) below, and submitting that form to the District Clerk at the mail or email address provided in the form.

(2) A separate completed Lobbyist Registration Form must be submitted for each principal represented by the lobbyist before the District.

(3) For identifying and designating a principal’s main business on the Authorization to Represent the Principal part of the Lobbyist Registration Form, the District adopts and incorporates by reference the 6-digit NAICS code published in the *North American Industry Classification System – United States, 2012*. Classification system information can be obtained by contacting the NAICS Association, 129 Lakeshore Drive, Rockaway, NJ 07866, or by visiting its website: www.naics.com.

(4) Changes to the information provided on a Lobbyist Registration Form must be reported to the District within 15 days by submitting a completed Lobbyist Registration Form and checking the box indicating the submitted form is for the purpose of changing previously filed information.

(5) A lobbyist may renew his or her registration to lobby by filing a completed Lobbyist Registration Form with the District and checking the box indicating the submitted form is for renewal purposes. Renewals must be filed before January 1 of each year.

(6) The principal of a lobbyist may cancel the lobbyist's registration by submitting a completed "Lobbyist Registration Cancellation Form," which is incorporated by reference in subsection (7) below, informing the District that a particular lobbyist is no longer authorized to represent that principal. A lobbyist must cancel his or her registration with the District upon termination of his or her contract or other such employment relationship with the principal by promptly submitting a completed Lobbyist Registration Cancellation Form.

(7) The Lobbyist Registration Form, form number 1400, (effective date) (hyperlink), and the Lobbyist Registration Cancellation Form, form number 1402, (effective date) (hyperlink), are hereby incorporated by reference and may be obtained without cost from the District Clerk either at South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, or at clerk@sfwmd.gov. These forms may also be downloaded from the District's website at: www.sfwmd.gov/opengov.

Rulemaking Authority 112.3261(8) FS. Law Implemented 112.3261 FS. History--New _____.

2012 NAICS Code	2012 NAICS Title
1111110	Soybean Farming
1111120	Oilseed (except Soybean) Farming
1111130	Dry Pea and Bean Farming
1111140	Wheat Farming
1111150	Corn Farming
1111160	Rice Farming
1111191	Oilseed and Grain Combination Farming
1111199	All Other Grain Farming
111211	Potato Farming
111219	Other Vegetable (except Potato) and Melon Farming
111310	Orange Groves
111320	Citrus (except Orange) Groves
111331	Apple Orchards
111332	Grape Vineyards
111333	Strawberry Farming
111334	Berry (except Strawberry) Farming
111335	Tree Nut Farming
111336	Fruit and Tree Nut Combination Farming
111339	Other Noncitrus Fruit Farming
111411	Mushroom Production
111419	Other Food Crops Grown Under Cover
111421	Nursery and Tree Production
111422	Floriculture Production
111910	Tobacco Farming
111920	Cotton Farming
111930	Sugarcane Farming
111940	Hay Farming
111991	Sugar Beet Farming
111992	Peanut Farming
111998	All Other Miscellaneous Crop Farming
112111	Beef Cattle Ranching and Farming

112112	Cattle Feedlots
112120	Dairy Cattle and Milk Production
112130	Dual-Purpose Cattle Ranching and Farming
112210	Hog and Pig Farming
112310	Chicken Egg Production
112320	Broilers and Other Meat Type Chicken Production
112330	Turkey Production
112340	Poultry Hatcheries
112390	Other Poultry Production
112410	Sheep Farming
112420	Goat Farming
112511	Finfish Farming and Fish Hatcheries
112512	Shellfish Farming
112519	Other Aquaculture
112910	Apiculture
112920	Horses and Other Equine Production
112930	Fur-Bearing Animal and Rabbit Production
112990	All Other Animal Production
113110	Timber Tract Operations
113210	Forest Nurseries and Gathering of Forest Products
113310	Logging
114111	Finfish Fishing
114112	Shellfish Fishing
114119	Other Marine Fishing
114210	Hunting and Trapping
115111	Cotton Ginning
115112	Soil Preparation, Planting, and Cultivating
115113	Crop Harvesting, Primarily by Machine
115114	Postharvest Crop Activities (except Cotton Ginning)
115115	Farm Labor Contractors and Crew Leaders
115116	Farm Management Services
115210	Support Activities for Animal Production
115310	Support Activities for Forestry
211111	Crude Petroleum and Natural Gas Extraction

211112	Natural Gas Liquid Extraction
212111	Bituminous Coal and Lignite Surface Mining
212112	Bituminous Coal Underground Mining
212113	Anthracite Mining
212210	Iron Ore Mining
212221	Gold Ore Mining
212222	Silver Ore Mining
212231	Lead Ore and Zinc Ore Mining
212234	Copper Ore and Nickel Ore Mining
212291	Uranium-Radium-Vanadium Ore Mining
212299	All Other Metal Ore Mining
212311	Dimension Stone Mining and Quarrying
212312	Crushed and Broken Limestone Mining and Quarrying
212313	Crushed and Broken Granite Mining and Quarrying
212319	Other Crushed and Broken Stone Mining and Quarrying
212321	Construction Sand and Gravel Mining
212322	Industrial Sand Mining
212324	Kaolin and Ball Clay Mining
212325	Clay and Ceramic and Refractory Minerals Mining
212391	Potash, Soda, and Borate Mineral Mining
212392	Phosphate Rock Mining
212393	Other Chemical and Fertilizer Mineral Mining
212399	All Other Nonmetallic Mineral Mining
213111	Drilling Oil and Gas Wells
213112	Support Activities for Oil and Gas Operations
213113	Support Activities for Coal Mining
213114	Support Activities for Metal Mining
213115	Support Activities for Nonmetallic Minerals (except Fuels) Mining
221111	Hydroelectric Power Generation
221112	Fossil Fuel Electric Power Generation
221113	Nuclear Electric Power Generation
221114	Solar Electric Power Generation
221115	Wind Electric Power Generation
221116	Geothermal Electric Power Generation

322299	All Other Converted Paper Product Manufacturing
323111	Commercial Printing (except Screen and Books)
323113	Commercial Screen Printing
323117	Books Printing
323120	Support Activities for Printing
324110	Petroleum Refineries
324121	Asphalt Paving Mixture and Block Manufacturing
324122	Asphalt Shingle and Coating Materials Manufacturing
324191	Petroleum Lubricating Oil and Grease Manufacturing
324199	All Other Petroleum and Coal Products Manufacturing
325110	Petrochemical Manufacturing
325120	Industrial Gas Manufacturing
325130	Synthetic Dye and Pigment Manufacturing
325180	Other Basic Inorganic Chemical Manufacturing
325193	Ethyl Alcohol Manufacturing
325194	Cyclic Crude, Intermediate, and Gum and Wood Chemical Manufacturing
325199	All Other Basic Organic Chemical Manufacturing
325211	Plastics Material and Resin Manufacturing
325212	Synthetic Rubber Manufacturing
326220	Artificial and Synthetic Fibers and Filaments Manufacturing
326311	Nitrogenous Fertilizer Manufacturing
326312	Phosphatic Fertilizer Manufacturing
326314	Fertilizer (Mixing Only) Manufacturing
326320	Pesticide and Other Agricultural Chemical Manufacturing
326411	Medicinal and Botanical Manufacturing
326412	Pharmaceutical Preparation Manufacturing
326413	In-Vitro Diagnostic Substance Manufacturing
326414	Biological Product (except Diagnostic) Manufacturing
326510	Paint and Coating Manufacturing
326520	Adhesive Manufacturing
326611	Soap and Other Detergent Manufacturing
326612	Polish and Other Sanitation Good Manufacturing
326613	Surface Active Agent Manufacturing
326620	Toilet Preparation Manufacturing

334210	Telephone Apparatus Manufacturing
334220	Radio and Television Broadcasting and Wireless Communications Equipment Manufacturing
334290	Other Communications Equipment Manufacturing
334310	Audio and Video Equipment Manufacturing
334412	Bare Printed Circuit Board Manufacturing
334413	Semiconductor and Related Device Manufacturing
334416	Capacitor, Resistor, Coil, Transformer, and Other Inductor Manufacturing
334417	Electronic Connector Manufacturing
334418	Printed Circuit Assembly (Electronic Assembly) Manufacturing
334419	Other Electronic Component Manufacturing
334510	Electromedical and Electrotherapeutic Apparatus Manufacturing
334511	Search, Detection, Navigation, Guidance, Aeronautical, and Nautical System and Instrument Manufacturing
334512	Automatic Environmental Control Manufacturing for Residential, Commercial, and Appliance Use
334513	Instruments and Related Products Manufacturing for Measuring, Displaying, and Controlling Industrial Process Variables
334514	Totalizing Fluid Meter and Counting Device Manufacturing
334515	Instrument Manufacturing for Measuring and Testing Electricity and Electrical Signals
334516	Analytical Laboratory Instrument Manufacturing
334517	Irradiation Apparatus Manufacturing
334519	Other Measuring and Controlling Device Manufacturing
334613	Blank Magnetic and Optical Recording Media Manufacturing
334614	Software and Other Prerecorded Compact Disc, Tape, and Record Reproducing
335110	Electric Lamp Bulb and Part Manufacturing
335121	Residential Electric Lighting Fixture Manufacturing
335122	Commercial, Industrial, and Institutional Electric Lighting Fixture Manufacturing
335129	Other Lighting Equipment Manufacturing
335210	Small Electrical Appliance Manufacturing
335221	Household Cooking Appliance Manufacturing
335222	Household Refrigerator and Home Freezer Manufacturing
335224	Household Laundry Equipment Manufacturing
335228	Other Major Household Appliance Manufacturing
335311	Power, Distribution, and Specialty Transformer Manufacturing
335312	Motor and Generator Manufacturing
335313	Switchgear and Switchboard Apparatus Manufacturing
335314	Relay and Industrial Control Manufacturing

335911	Storage Battery Manufacturing
335912	Primary Battery Manufacturing
335921	Fiber Optic Cable Manufacturing
335929	Other Communication and Energy Wire Manufacturing
335931	Current-Carrying Wiring Device Manufacturing
335932	Noncurrent-Carrying Wiring Device Manufacturing
335991	Carbon and Graphite Product Manufacturing
335999	All Other Miscellaneous Electrical Equipment and Component Manufacturing
336111	Automobile Manufacturing
336112	Light Truck and Utility Vehicle Manufacturing
336120	Heavy Duty Truck Manufacturing
336211	Motor Vehicle Body Manufacturing
336212	Truck Trailer Manufacturing
336213	Motor Home Manufacturing
336214	Travel Trailer and Camper Manufacturing
336310	Motor Vehicle Gasoline Engine and Engine Parts Manufacturing
336320	Motor Vehicle Electrical and Electronic Equipment Manufacturing
336330	Motor Vehicle Steering and Suspension Components (except Spring) Manufacturing
336340	Motor Vehicle Brake System Manufacturing
336350	Motor Vehicle Transmission and Power Train Parts Manufacturing
336360	Motor Vehicle Seating and Interior Trim Manufacturing
336370	Motor Vehicle Metal Stamping
336390	Other Motor Vehicle Parts Manufacturing
336411	Aircraft Manufacturing
336412	Aircraft Engine and Engine Parts Manufacturing
336413	Other Aircraft Parts and Auxiliary Equipment Manufacturing
336414	Guided Missile and Space Vehicle Manufacturing
336415	Guided Missile and Space Vehicle Propulsion Unit and Propulsion Unit Parts Manufacturing
336419	Other Guided Missile and Space Vehicle Parts and Auxiliary Equipment Manufacturing
336510	Railroad Rolling Stock Manufacturing
336611	Ship Building and Repairing
336612	Boat Building
336991	Motorcycle, Bicycle, and Parts Manufacturing
336992	Military Armored Vehicle, Tank, and Tank Component Manufacturing

336999	All Other Transportation Equipment Manufacturing
337110	Wood Kitchen Cabinet and Countertop Manufacturing
337121	Upholstered Household Furniture Manufacturing
337122	Nonupholstered Wood Household Furniture Manufacturing
337124	Metal Household Furniture Manufacturing
337125	Household Furniture (except Wood and Metal) Manufacturing
337127	Institutional Furniture Manufacturing
337211	Wood Office Furniture Manufacturing
337212	Custom Architectural Woodwork and Millwork Manufacturing
337214	Office Furniture (except Wood) Manufacturing
337215	Showcase, Partition, Shelving, and Locker Manufacturing
337910	Mattress Manufacturing
337920	Blind and Shade Manufacturing
339112	Surgical and Medical Instrument Manufacturing
339113	Surgical Appliance and Supplies Manufacturing
339114	Dental Equipment and Supplies Manufacturing
339115	Ophthalmic Goods Manufacturing
339116	Dental Laboratories
339910	Jewelry and Silverware Manufacturing
339920	Sporting and Athletic Goods Manufacturing
339930	Doll, Toy, and Game Manufacturing
339940	Office Supplies (except Paper) Manufacturing
339950	Sign Manufacturing
339991	Gasket, Packing, and Sealing Device Manufacturing
339992	Musical Instrument Manufacturing
339993	Fastener, Button, Needle, and Pin Manufacturing
339994	Broom, Brush, and Mop Manufacturing
339995	Burial Casket Manufacturing
339999	All Other Miscellaneous Manufacturing
423110	Automobile and Other Motor Vehicle Merchant Wholesalers
423120	Motor Vehicle Supplies and New Parts Merchant Wholesalers
423130	Tire and Tube Merchant Wholesalers
423140	Motor Vehicle Parts (Used) Merchant Wholesalers
423210	Furniture Merchant Wholesalers

423220	Home Furnishing Merchant Wholesalers
423310	Lumber, Plywood, Millwork, and Wood Panel Merchant Wholesalers
423320	Brick, Stone, and Related Construction Material Merchant Wholesalers
423330	Roofing, Siding, and Insulation Material Merchant Wholesalers
423390	Other Construction Material Merchant Wholesalers
423410	Photographic Equipment and Supplies Merchant Wholesalers
423420	Office Equipment Merchant Wholesalers
423430	Computer and Computer Peripheral Equipment and Software Merchant Wholesalers
423440	Other Commercial Equipment Merchant Wholesalers
423450	Medical, Dental, and Hospital Equipment and Supplies Merchant Wholesalers
423460	Ophthalmic Goods Merchant Wholesalers
423490	Other Professional Equipment and Supplies Merchant Wholesalers
423510	Metal Service Centers and Other Metal Merchant Wholesalers
423520	Coal and Other Mineral and Ore Merchant Wholesalers
423610	Electrical Apparatus and Equipment, Wiring Supplies, and Related Equipment Merchant Wholesalers
423620	Household Appliances, Electric Housewares, and Consumer Electronics Merchant Wholesalers
423690	Other Electronic Parts and Equipment Merchant Wholesalers
423710	Hardware Merchant Wholesalers
423720	Plumbing and Heating Equipment and Supplies (Hydronics) Merchant Wholesalers
423730	Warm Air Heating and Air-Conditioning Equipment and Supplies Merchant Wholesalers
423740	Refrigeration Equipment and Supplies Merchant Wholesalers
423810	Construction and Mining (except Oil Well) Machinery and Equipment Merchant Wholesalers
423820	Farm and Garden Machinery and Equipment Merchant Wholesalers
423830	Industrial Machinery and Equipment Merchant Wholesalers
423840	Industrial Supplies Merchant Wholesalers
423850	Service Establishment Equipment and Supplies Merchant Wholesalers
423860	Transportation Equipment and Supplies (except Motor Vehicle) Merchant Wholesalers
423910	Sporting and Recreational Goods and Supplies Merchant Wholesalers
423920	Toy and Hobby Goods and Supplies Merchant Wholesalers
423930	Recyclable Material Merchant Wholesalers
423940	Jewelry, Watch, Precious Stone, and Precious Metal Merchant Wholesalers
423990	Other Miscellaneous Durable Goods Merchant Wholesalers
424110	Printing and Writing Paper Merchant Wholesalers
424120	Stationery and Office Supplies Merchant Wholesalers

441210	Recreational Vehicle Dealers
441222	Boat Dealers
441228	Motorcycle, ATV, and All Other Motor Vehicle Dealers
441310	Automotive Parts and Accessories Stores
441320	Tire Dealers
442110	Furniture Stores
442210	Floor Covering Stores
442291	Window Treatment Stores
442299	All Other Home Furnishings Stores
443141	Household Appliance Stores
443142	Electronics Stores
444110	Home Centers
444120	Paint and Wallpaper Stores
444130	Hardware Stores
444190	Other Building Material Dealers
444210	Outdoor Power Equipment Stores
444220	Nursery, Garden Center, and Farm Supply Stores
445110	Supermarkets and Other Grocery (except Convenience) Stores
445120	Convenience Stores
445210	Meat Markets
445220	Fish and Seafood Markets
445230	Fruit and Vegetable Markets
445291	Baked Goods Stores
445292	Confectionery and Nut Stores
445299	All Other Specialty Food Stores
445310	Beer, Wine, and Liquor Stores
446110	Pharmacies and Drug Stores
446120	Cosmetics, Beauty Supplies, and Perfume Stores
446130	Optical Goods Stores
446191	Food (Health) Supplement Stores
446199	All Other Health and Personal Care Stores
447110	Gasoline Stations with Convenience Stores
447190	Other Gasoline Stations
448110	Men's Clothing Stores

448120	Women's Clothing Stores
448130	Children's and Infants' Clothing Stores
448140	Family Clothing Stores
448150	Clothing Accessories Stores
448190	Other Clothing Stores
448210	Shoe Stores
448310	Jewelry Stores
448320	Luggage and Leather Goods Stores
451110	Sporting Goods Stores
451120	Hobby, Toy, and Game Stores
451130	Sewing, Needlework, and Piece Goods Stores
451140	Musical Instrument and Supplies Stores
451211	Book Stores
451212	News Dealers and Newsstands
452111	Department Stores (except Discount Department Stores)
452112	Discount Department Stores
452910	Warehouse Clubs and Supercenters
452990	All Other General Merchandise Stores
453110	Florists
453210	Office Supplies and Stationery Stores
453220	Gift, Novelty, and Souvenir Stores
453310	Used Merchandise Stores
453910	Pet and Pet Supplies Stores
453920	Art Dealers
453930	Manufactured (Mobile) Home Dealers
453991	Tobacco Stores
453998	All Other Miscellaneous Store Retailers (except Tobacco Stores)
454111	Electronic Shopping
454112	Electronic Auctions
454113	Mail-Order Houses
454210	Vending Machine Operators
454310	Fuel Dealers
454390	Other Direct Selling Establishments
481111	Scheduled Passenger Air Transportation

481112	Scheduled Freight Air Transportation
481211	Nonscheduled Chartered Passenger Air Transportation
481212	Nonscheduled Chartered Freight Air Transportation
481219	Other Nonscheduled Air Transportation
482111	Line-Haul Railroads
482112	Short Line Railroads
483111	Deep Sea Freight Transportation
483112	Deep Sea Passenger Transportation
483113	Coastal and Great Lakes Freight Transportation
483114	Coastal and Great Lakes Passenger Transportation
483211	Inland Water Freight Transportation
483212	Inland Water Passenger Transportation
484110	General Freight Trucking, Local
484121	General Freight Trucking, Long-Distance, Truckload
484122	General Freight Trucking, Long-Distance, Less Than Truckload
484210	Used Household and Office Goods Moving
484220	Specialized Freight (except Used Goods) Trucking, Local
484230	Specialized Freight (except Used Goods) Trucking, Long-Distance
485111	Mixed Mode Transit Systems
485112	Commuter Rail Systems
485113	Bus and Other Motor Vehicle Transit Systems
485119	Other Urban Transit Systems
485210	Interurban and Rural Bus Transportation
485310	Taxi Service
485320	Limousine Service
485410	School and Employee Bus Transportation
485510	Charter Bus Industry
485991	Special Needs Transportation
485999	All Other Transit and Ground Passenger Transportation
486110	Pipeline Transportation of Crude Oil
486210	Pipeline Transportation of Natural Gas
486910	Pipeline Transportation of Refined Petroleum Products
486990	All Other Pipeline Transportation
487110	Scenic and Sightseeing Transportation, Land

487210	Scenic and Sightseeing Transportation, Water
487990	Scenic and Sightseeing Transportation, Other
488111	Air-Traffic Control
488119	Other Airport Operations
488190	Other Support Activities for Air Transportation
488210	Support Activities for Rail Transportation
488310	Port and Harbor Operations
488320	Marine Cargo Handling
488330	Navigational Services to Shipping
488390	Other Support Activities for Water Transportation
488410	Motor Vehicle Towing
488490	Other Support Activities for Road Transportation
488510	Freight Transportation Arrangement
488991	Packing and Crating
488999	All Other Support Activities for Transportation
491110	Postal Service
492110	Couriers and Express Delivery Services
492210	Local Messengers and Local Delivery
493110	General Warehousing and Storage
493120	Refrigerated Warehousing and Storage
493130	Farm Product Warehousing and Storage
493190	Other Warehousing and Storage
511110	Newspaper Publishers
511120	Periodical Publishers
511130	Book Publishers
511140	Directory and Mailing List Publishers
511191	Greeting Card Publishers
511199	All Other Publishers
511210	Software Publishers
512110	Motion Picture and Video Production
512120	Motion Picture and Video Distribution
512131	Motion Picture Theaters (except Drive-Ins)
512132	Drive-In Motion Picture Theaters
512191	Teleproduction and Other Postproduction Services

512199	Other Motion Picture and Video Industries
512210	Record Production
512220	Integrated Record Production/Distribution
512230	Music Publishers
512240	Sound Recording Studios
512290	Other Sound Recording Industries
515111	Radio Networks
515112	Radio Stations
515120	Television Broadcasting
515210	Cable and Other Subscription Programming
517110	Wired Telecommunications Carriers
517210	Wireless Telecommunications Carriers (except Satellite)
517410	Satellite Telecommunications
517911	Telecommunications Resellers
517919	All Other Telecommunications
518210	Data Processing, Hosting, and Related Services
519110	News Syndicates
519120	Libraries and Archives
519130	Internet Publishing and Broadcasting and Web Search Portals
519190	All Other Information Services
521110	Monetary Authorities-Central Bank
522110	Commercial Banking
522120	Savings Institutions
522130	Credit Unions
522190	Other Depository Credit Intermediation
522210	Credit Card Issuing
522220	Sales Financing
522291	Consumer Lending
522292	Real Estate Credit
522293	International Trade Financing
522294	Secondary Market Financing
522298	All Other Nondpository Credit Intermediation
522310	Mortgage and Nonmortgage Loan Brokers
522320	Financial Transactions Processing, Reserve, and Clearinghouse Activities

531320	Offices of Real Estate Appraisers
531390	Other Activities Related to Real Estate
532111	Passenger Car Rental
532112	Passenger Car Leasing
532120	Truck, Utility Trailer, and RV (Recreational Vehicle) Rental and Leasing
532210	Consumer Electronics and Appliances Rental
532220	Formal Wear and Costume Rental
532230	Video Tape and Disc Rental
532291	Home Health Equipment Rental
532292	Recreational Goods Rental
532299	All Other Consumer Goods Rental
532310	General Rental Centers
532411	Commercial Air, Rail, and Water Transportation Equipment Rental and Leasing
532412	Construction, Mining, and Forestry Machinery and Equipment Rental and Leasing
532420	Office Machinery and Equipment Rental and Leasing
532490	Other Commercial and Industrial Machinery and Equipment Rental and Leasing
533110	Lessors of Nonfinancial Intangible Assets (except Copyrighted Works)
541110	Offices of Lawyers
541120	Offices of Notaries
541191	Title Abstract and Settlement Offices
541199	All Other Legal Services
541211	Offices of Certified Public Accountants
541213	Tax Preparation Services
541214	Payroll Services
541219	Other Accounting Services
541310	Architectural Services
541320	Landscape Architectural Services
541330	Engineering Services
541340	Drafting Services
541350	Building Inspection Services
541360	Geophysical Surveying and Mapping Services
541370	Surveying and Mapping (except Geophysical) Services
541380	Testing Laboratories
541410	Interior Design Services

561110	Office Administrative Services
561210	Facilities Support Services
561311	Employment Placement Agencies
561312	Executive Search Services
561320	Temporary Help Services
561330	Professional Employer Organizations
561410	Document Preparation Services
561421	Telephone Answering Services
561422	Telemarketing Bureaus and Other Contact Centers
561431	Private Mail Centers
561439	Other Business Service Centers (including Copy Shops)
561440	Collection Agencies
561450	Credit Bureaus
561491	Repossession Services
561492	Court Reporting and Stenotype Services
561499	All Other Business Support Services
561510	Travel Agencies
561520	Tour Operators
561591	Convention and Visitors Bureaus
561599	All Other Travel Arrangement and Reservation Services
561611	Investigation Services
561612	Security Guards and Patrol Services
561613	Armored Car Services
561621	Security Systems Services (except Locksmiths)
561622	Locksmiths
561710	Exterminating and Pest Control Services
561720	Janitorial Services
561730	Landscaping Services
561740	Carpet and Upholstery Cleaning Services
561790	Other Services to Buildings and Dwellings
561910	Packaging and Labeling Services
561920	Convention and Trade Show Organizers
561990	All Other Support Services
562111	Solid Waste Collection

562112	Hazardous Waste Collection
562119	Other Waste Collection
562211	Hazardous Waste Treatment and Disposal
562212	Solid Waste Landfill
562213	Solid Waste Combustors and Incinerators
562219	Other Nonhazardous Waste Treatment and Disposal
562910	Remediation Services
562920	Materials Recovery Facilities
562991	Septic Tank and Related Services
562998	All Other Miscellaneous Waste Management Services
611110	Elementary and Secondary Schools
611210	Junior Colleges
611310	Colleges, Universities, and Professional Schools
611410	Business and Secretarial Schools
611420	Computer Training
611430	Professional and Management Development Training
611511	Cosmetology and Barber Schools
611512	Flight Training
611513	Apprenticeship Training
611519	Other Technical and Trade Schools
611610	Fine Arts Schools
611620	Sports and Recreation Instruction
611630	Language Schools
611691	Exam Preparation and Tutoring
611692	Automobile Driving Schools
611699	All Other Miscellaneous Schools and Instruction
611710	Educational Support Services
621111	Offices of Physicians (except Mental Health Specialists)
621112	Offices of Physicians, Mental Health Specialists
621210	Offices of Dentists
621310	Offices of Chiropractors
621320	Offices of Optometrists
621330	Offices of Mental Health Practitioners (except Physicians)
621340	Offices of Physical, Occupational and Speech Therapists, and Audiologists

711130	Musical Groups and Artists
711190	Other Performing Arts Companies
711211	Sports Teams and Clubs
711212	Racetracks
711219	Other Spectator Sports
711310	Promoters of Performing Arts, Sports, and Similar Events with Facilities
711320	Promoters of Performing Arts, Sports, and Similar Events without Facilities
711410	Agents and Managers for Artists, Athletes, Entertainers, and Other Public Figures
711510	Independent Artists, Writers, and Performers
712110	Museums
712120	Historical Sites
712130	Zoos and Botanical Gardens
712190	Nature Parks and Other Similar Institutions
713110	Amusement and Theme Parks
713120	Amusement Arcades
713210	Casinos (except Casino Hotels)
713290	Other Gambling Industries
713910	Golf Courses and Country Clubs
713920	Skiing Facilities
713930	Marinas
713940	Fitness and Recreational Sports Centers
713950	Bowling Centers
713990	All Other Amusement and Recreation Industries
721110	Hotels (except Casino Hotels) and Motels
721120	Casino Hotels
721191	Bed-and-Breakfast Inns
721199	All Other Traveler Accommodation
721211	RV (Recreational Vehicle) Parks and Campgrounds
721214	Recreational and Vacation Camps (except Campgrounds)
721310	Rooming and Boarding Houses
722310	Food Service Contractors
722320	Caterers
722330	Mobile Food Services
722410	Drinking Places (Alcoholic Beverages)

812910	Pet Care (except Veterinary) Services
812921	Photofinishing Laboratories (except One-Hour)
812922	One-Hour Photofinishing
812930	Parking Lots and Garages
812990	All Other Personal Services
813110	Religious Organizations
813211	Grantmaking Foundations
813212	Voluntary Health Organizations
813219	Other Grantmaking and Giving Services
813311	Human Rights Organizations
813312	Environment, Conservation and Wildlife Organizations
813319	Other Social Advocacy Organizations
813410	Civic and Social Organizations
813910	Business Associations
813920	Professional Organizations
813930	Labor Unions and Similar Labor Organizations
813940	Political Organizations
813990	Other Similar Organizations (except Business, Professional, Labor, and Political Organizations)
814110	Private Households
921110	Executive Offices
921120	Legislative Bodies
921130	Public Finance Activities
921140	Executive and Legislative Offices, Combined
921150	American Indian and Alaska Native Tribal Governments
921190	Other General Government Support
922110	Courts
922120	Police Protection
922130	Legal Counsel and Prosecution
922140	Correctional Institutions
922150	Parole Offices and Probation Offices
922160	Fire Protection
922190	Other Justice, Public Order, and Safety Activities
923110	Administration of Education Programs
923120	Administration of Public Health Programs

923130 Administration of Human Resource Programs (except Education, Public Health, and Veterans' Affairs Programs)
 923140 Administration of Veterans' Affairs
 924110 Administration of Air and Water Resource and Solid Waste Management Programs
 924120 Administration of Conservation Programs
 925110 Administration of Housing Programs
 925120 Administration of Urban Planning and Community and Rural Development
 926110 Administration of General Economic Programs
 926120 Regulation and Administration of Transportation Programs
 926130 Regulation and Administration of Communications, Electric, Gas, and Other Utilities
 926140 Regulation of Agricultural Marketing and Commodities
 926150 Regulation, Licensing, and Inspection of Miscellaneous Commercial Sectors
 927110 Space Research and Technology
 928110 National Security
 928120 International Affairs

MEMORANDUM

TO: Governing Board Members
FROM: Jeff Kivett, Division Director
DATE: February 12, 2015
SUBJECT: OMC Update (part 4)

MEMORANDUM

TO: Governing Board Members
FROM: Tom Teets,
DATE: February 12, 2015
SUBJECT: FY16 Cooperative Funding Program

The purpose of this presentation is to provide an update on the FY16 Cooperative Funding Program. Part I applications for the FY16 Cooperative Funding Program were submitted in November 2014 and represent three program areas: stormwater management, alternative water supply and water conservation.

Staff Recommendation

This item is for information only; no action is required.

Core Mission and Strategic Priorities

The Cooperative Funding Program project compliments the District's core mission of regional restoration, water quality, flood control and water supply efforts within the District's 16-county region. When implemented, these local projects will provide measurable benefits through reductions in nutrient loading, ecosystem restoration, water made available and water saved. The Office of Everglades Policy & Coordination and the Water Supply Bureau coordinate the implementation of the Cooperative Funding Program.

Funding Source

Funding is anticipated to be identified in the Fiscal Year 2016 budget.

Staff Contact and/or Presenter

Tom Teets, 561-682-6993, tteets@sfwmd.gov

MEMORANDUM

TO: Governing Board Members
FROM: Tom Teets,
DATE: February 12, 2015
SUBJECT: Integrated Delivery Schedule Update

Summary

The Integrated Delivery Schedule (IDS) is the basis for agency guidance to decision-makers for scheduling and budgeting South Florida Ecosystem Restoration (SFER) Program projects. The 2015 revision to the IDS is a public process and will focus on developing a realistic schedule and sequencing plan for achieving restoration benefits as soon as possible consistent with state and federal authorizations and funding. This presentation will provide an update to the Governing Board on the Comprehensive Everglades Restoration Plan (CERP) Foundation Projects and the current IDS process.

Staff Recommendation

This item is for information only; no action is required.

Additional Background

Restoration of the South Florida Ecosystem is being implemented via a combination of federal, state, tribal, and local projects. Public discussions related to the IDS will include construction timelines, interdependencies and benefits related to multiple projects. The final IDS will include only federal projects cost shared with the local sponsors (Central and Southern Florida Projects (C&SF) which includes the Comprehensive Everglades Restoration Plan (CERP), Kissimmee River Restoration, and the Everglades and South Florida (E&SF)/Critical Projects). These major projects have been merged into the IDS that provides an overall strategy and sequence for their planning, design, and construction based on ecosystem needs, benefits, costs, and available funding.

Core Mission and Strategic Priorities

Implementation of CERP is critical to meeting all elements of the SFWMD's mission. The Office of Everglades Policy & Coordination will coordinate the IDS process with the U.S. Army Corps of Engineers.

Staff Contact and/or Presenter

Tom Teets, 561-682-6993, tteets@sfwmd.gov

M E M O R A N D U M

TO: Governing Board Members

FROM: Terrie Bates, Director, Water Resources Division

DATE: February 12, 2015

SUBJECT: Status Update - Restoration Strategies Science Plan for the Everglades Stormwater Treatment Areas

Summary

The 2012 Consent Order between FDEP and the District associated with the National Pollutant Discharge Elimination System (NPDES) and Everglades Forever Act (EFA) permits for the Everglades STAs mandates implementation of a science plan in order to identify the factors that collectively influence phosphorous reduction and treatment performance in order to meet the established Water Quality Based Effluent Limits. Key areas specifically identified in the Consent Order for study include phosphorous speciation at inflows and outflows; effects of microbial activity and enzymes on phosphorous uptake; phosphorus concentrations and forms in soil and floc; soil flux management measures; hydraulic loading rates including inflow water volumes, timing, pulsing, peak flows and water depth; emergent and submerged vegetation speciation and other vegetation management issues; and extreme weather conditions. The Science Plan was completed in June 2013 with contributions from 45 SFWMD scientists, modelers, and engineers, and as required by the Consent Order, contributing agency Technical Representatives and their consultants. The Science Plan Team formulated six overarching key questions and detailed sub-questions to address information gaps and guide research needs, prioritized the sub-questions based on four criteria (testability, feasibility, timeliness and importance), and identified an initial suite of nine studies to be implemented in the first five-year work plan. All nine studies are in progress and are being led by District scientists, with support from internal staff, and contractual support from two universities and two private consulting firms.

Staff Recommendation

This item is being provided as an informational update only.

Additional Background

The Science Plan is intended to fulfill the requirements of the Consent Orders between the FDEP and the South Florida Water Management District (SFWMD) (dated August 15, 2012) associated with the National Pollutant Discharge Elimination System (NPDES) Watershed Permits and the Everglades Forever Act (EFA) Watershed Permits for the Everglades STAs (OGC Nos. 12-1148 and 12-1149, respectively), issued on September 10, 2012. The Consent Orders specifically require that the District identifies the critical information gaps and research areas, prioritize the science needs, develop and implement the science plan, evaluate the results of ongoing research efforts, modify the plan as needed, and determine how the findings could be implemented to improve STA performance.

Pursuant to the Consent Orders, the Science Plan has been developed in consultation with technical representatives designated by the FDEP and USEPA, on behalf of the state and federal agencies, respectively. It is expected that the results from the Science Plan will be used

to enhance the design and operations of projects under the Restoration Strategies Program as well as to refine current management strategies, which will ultimately improve capabilities of the STAs to achieve compliance with the state's water quality criteria for TP or Water Quality-based Effluent Limit (WQBEL).

The Science Plan has been developed to enhance the understanding of mechanisms and factors that affect phosphorus treatment performance in STAs, particularly those that are key drivers to performance at low TP concentrations (<20 micrograms per liter). Therefore, the ability to fully implement research studies to identify mechanisms, factors, and key drivers that affect phosphorus treatment performance at these low TP concentrations in STAs is paramount. Information gathered from these studies will also be incorporated into the development and refinement of the SFWMD's tools and models.

A suite of nine initial science studies have been identified, developed, and initiated:

1. Use of Soil Amendments and Management to Control Phosphorus Flux - to investigate whether internal loading of phosphorus (release from soil to water column) can be reduced by application of soil amendments or management techniques.
2. Development of Operational Guidelines for Flow Equalization Basins (FEBs) and STA Regional Operation Plans - to develop toolsets and methodologies that support the development of operational guidance and regional operation plans for FEBs and STAs that best enable the STAs to consistently achieve the WQBELs for total phosphorus.
3. Evaluation of Phosphorus Sources, Forms, Flux, and Transformation Processes in the STAs - to enhance the understanding of mechanisms and factors that affect phosphorus treatment performance of the STAs, particularly those that are key drivers to performance at the lower reaches of the treatment flow-ways.
4. Investigation of STA-3/4 Periphyton-Based Stormwater Treatment Area (PSTA) Performance, Design, and Operational Factors - to assess the chemical and biological characteristics and design and operational factors of the STA-3/4 PSTA Cell.
5. Evaluation of the Influence of Canal Conveyance Features on STA and Flow Equalization Basin Inflow and Outflow Concentrations - to determine if total phosphorus concentrations or loads change when conveyed through STA canals and determine the factors influencing those changes.
6. Evaluation of Inundation Depth and Duration for Cattail Sustainability - to identify the inundation depth and duration threshold for cattail sustainability in the STAs.
7. STA Water and Phosphorus Budget Improvements - to produce improved annual STA water and phosphorus budgets for STA treatment cells to better understand the treatment performance of the STAs.
8. Evaluation of Sampling Methodologies for Total Phosphorus - to gather water quality data using a variety of methods under tightly specified conditions to be able to make recommendations on how to prevent, mitigate, or minimize for various factors that interfere with representative sampling in order to best estimate water column total phosphorus in the STAs.
9. Evaluation of Phosphorus Removal Efficacy of Water Lily and Sawgrass in a Low Nutrient Environment of the STAs - this study, which the initial project has been discontinued and a new scope is under development, is aimed at evaluating alternative vegetation to further lower water column total phosphorus concentrations.

All nine studies are in progress. The studies are being led by District scientists, with support from internal staff, and contractual support from two universities and two private consulting firms. These contractors were selected following District standard contracting process and work orders are issued on as needed basis. Review and oversight for Science Plan implementation is

accomplished through the Restoration Science Plan Steering Committee comprised of management representatives from various areas of the District.

Core Mission and Strategic Priorities

The Restoration Strategies Science Plan is aligned with the SFWMD mission element to protect water resources by improving water quality and natural systems, and with several SFWMD priorities as identified in the 2012-2017 Strategic Plan (SFWMD 2012). This work is being performed in accordance with the Everglades Water Quality Restoration Framework Agreement between the SFWMD, USEPA (Region IV), and FDEP dated June 12, 2012, and the SFWMD's Restoration Strategies Regional Water Quality Plan.

Funding Source

Everglades Restoration Trust fund 217000 expense or fund 406000 capital.

Staff Contact and/or Presenter

Susan Gray, Chief, Applied Sciences Bureau
561-682-6919 / sgray@sfwmd.gov

MEMORANDUM

TO: Governing Board Members
FROM: Jeff Kivett, Division Director
DATE: February 12, 2015
SUBJECT: Corbett Levee Construction, Phase 1

Summary

In 2012, Tropical Storm (TS) Isaac brought unprecedented rainfall to areas of Central Palm Beach County, including communities served by the Indian Trail Improvement District (ITID). As part of the State of Florida's response to TS Isaac, the South Florida Water Management District (SFWMD) took immediate action to respond to incidences of flooding in support of local relief efforts. One of the areas identified during the field inspections was of critical concern, the ITID's M-O Canal Berm. This berm is the boundary between ITID and J.W. Corbett Wildlife Management Area (Corbett) and is located on the north side of ITID's M-O Canal, west of Seminole Pratt Whitney Road. Boils were observed at the base of the ITID side of the berm near the water line. Significant seepage and bank sloughing was also observed. The SFWMD immediately began round-the-clock monitoring of the berm and installed remedial measures to strengthen the berm. In September 2012, SFWMD was directed by the Governor's Office to immediately convene a multiagency working group to determine a timely plan for strengthening the integrity of the berm.

The objective of this project is to improve the protection system in this area by building a new levee just north of the existing berm that separates Corbett from the residential communities within ITID to the south. This new levee is necessary to restore flood protection and safety to the residents of ITID that was compromised due to deficiencies (slope failures and boils) of the existing ITID berm as a result of the damage caused during TS Isaac. The project will be constructed following the latest engineering and construction technologies.

Staff Recommendation

Governing Board approval to construct the Corbett Levee, Phase 1 Project is requested at the February 2015 Governing Board meeting. Not implementing the Corbett Levee, Phase 1 Project would result in non-fulfillment of the Governor's direction to strengthen the protection system on the north side of ITID's M-O Canal.

Additional Background

SFWMD and ITID have been monitoring water levels in the Corbett area as a result of the high water levels experienced after TS Isaac in August 2012. In addition to monitoring water levels in Corbett, the SFWMD, along with ITID, have been continuously monitoring the structural integrity of the ITID levee that separates Corbett from the 5,000 residential homes to the south, for signs of potential levee breach.

The following actions were taken as a result of TS Isaac:

- Water levels were drawn down in the Corbett area as rapidly as possible.

- Temporary pumps were installed to discharge water from Corbett into the ITID M-O canal.
- Temporary pumps were installed to discharge water from Corbett into the L-8 canal.
- Levee construction materials were positioned for immediate use in the event of a levee failure.
- Continuous monitoring (every 4 hours) of the ITID levee for signs of breach was initiated.
- Slope failures at four locations along the levee were repaired with riprap material.
- A 140-ft long emergency overflow weir was constructed to divert water from the east end of Corbett into the Mecca Property canal system and subsequently into the C-18 canal.
- Completed the design of a new levee system.

Core Mission and Strategic Priorities

The Corbett Levee, Phase 1 Project supports the District's core mission of flood control. The successful construction of the project will provide flood protection to the residents of ITID.

Funding Source

The lowest responsive and responsible bidder is Herve Cody with a total amount of \$ 3,490,000 for which dedicated funds (Water Management Lands Trust Fund) are budgeted in the FY15.

Staff Contact and/or Presenter

John P. Mitnik, P.E., Bureau Chief, Engineering and Construction Bureau
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0211

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into a 460 day contract with Herve Cody, a sole proprietorship, the lowest responsive and responsible bidder, for the Corbett Levee, Phase 1 Project, in the amount of \$3,490,000, for which \$3,490,000 in dedicated funds (Water Management Lands Trust Fund) are budgeted; providing an effective date. (Contract No. 6000000634)

WHEREAS, it is in the public interest to authorize entering into a 460 day contract with Herve Cody, the lowest responsive and responsible bidder for the construction of the Corbett Levee, Phase 1 Project, in the amount of \$3,490,000.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves the 460 day contract with Herve Cody, a sole proprietorship, for the construction of the Corbett Levee, Phase 1 Project, in the amount of \$3,490,000.

Section 2. This resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT, BY ITS GOVERNING BOARD
By:

Chairman

Attest:

Legal form approved:

By:

District Clerk/Secretary

Office of Counsel

Print name:

M E M O R A N D U M

TO: Governing Board Members

FROM: Jeff Kivett, Division Director

DATE: February 12, 2015

SUBJECT: Authorize entering into a contract with Aviat US, Inc.,-North Shore Pump Station

Summary

The District has continuously used Aviat licensed microwave equipment in the District's microwave radio installations because of its reliable performance, maintenance continuity, required compatibility with the District's existing equipment, and in-house expertise in the day to day operation and trouble-shooting work by qualified District staff.

The purchase of the equipment and services from Aviat for the North Shore Automation Project, will provide for a network of remotely monitored and remotely operated Pump Stations (S-131, S-129, S-127, S-133, & S-135) from the S-127 Command & Control Center, eliminating exposing the District to the risk of microwave system failure by introducing equipment not compatible with the District's existing Aviat based microwave equipment.

The equipment and services required for the project are available by using the Western States Contracting Alliance (WSCA) contract number 02701 "Public Safety Communication Equipment and Services". WSCA Contracts are available for use by all State Agencies, and Political Subdivisions. Pursuant to District Procurement Policy, "piggybacking" is an approved method for the purchase of equipment and services. WSCA competitively solicits bids for equipment and services, creates multi-state contracts in order to achieve cost-effective and efficient acquisition. WSCA contracts maximize cost avoidance, reduce individual state administrative costs, and encourage market competition and product availability through standard specifications and consolidated requirements.

Staff Recommendation

Board approval is requested at the February Governing Board meeting to approve entering into a contact with Aviat US, Inc. for microwave equipment and installation for the North Shore Pump Station Automation project, and using the Western States Contracting Alliance (WSCA) Agreement.

Not implementing the microwave equipment and installation at the pump stations will prevent the sites from functioning efficiently with the District's current microwave equipment and will expose the risk of microwave system failure by introducing radios and equipment not compatible with the existing Aviat based microwave system. Maintaining a reliable microwave communications link is critical to controlling the District's canal system water levels and their water conveyance.

Additional Background

Aviat Networks consistently provides dependable microwave electronics and services allowing the District to be successful in its effort to provide highly reliable operational communications to support the District's mission. Comparing other manufacturers of microwave equipment, Aviat

offers the unique combination of quality, reliability, features and functions that are required to successfully integrate into the District existing microwave network, network management systems and maintenance / emergency recovery programs. The specific benefits of the Aviat microwave communication network include product longevity, excellent vendor repair support, common equipment that affords common training / knowledge, routine maintenance parts inventory, and full integration into the District's existing remote network monitoring and management system.

Aviat is a specialist microwave company and has more experience than any other microwave vendor in providing mission critical microwave solutions for applications where the health and safety of lives are on the line.

Aviat radios are designed, built and supported all within the USA. Aviat radios are designed and built specifically to be compliant with National Telecommunications and Information Administration (NTIA) regulations in all the common Fixed Point-to-Point licensed microwave bands. Radios and installations provided by Aviat have achieved an additional level of approval by earning JF-12 certification from the U.S. Department of Defense (DOD).

Core Mission and Strategic Priorities

Network equipment and installation for the North Shore Pump Station Automation project supports the District core mission of Flood Control through controlling the District's canal system water levels and their water conveyance.

Funding Source

Funding in the amount of \$2,426,774 in ad valorem funds are budgeted in FY15 and the remainder is subject to governing board approval of the FY16 budget.

Staff Contact and/or Presenter

John P. Mitnik, P.E., Bureau Chief, Engineering and Construction Bureau
561-682-2679 / jmitnik@sfwmd.gov

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Resolution No. 2015 - 0212

A Resolution of the Governing Board of the South Florida Water Management District to authorize entering into a contract with Aviat US, Inc., for Microwave Equipment and Installation for North Shore Pump Station Automation; using the Western States Contracting Alliance (WSCA) Contract Number 02701 "Public Safety Communication Equipment and Services", in an amount not to exceed \$3,345,157; of which \$2,426,774 in ad valorem funds are budgeted in FY15 and the remainder is subject to Governing Board approval of the FY16 and FY17 budgets; providing an effective date. (Contract No. 4600003211)

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate and in the public interest to authorize entering into Contract No. 4600003211 with Aviat US, Inc., for Microwave Equipment and Installation for North Shore Pump Station Automation; using the Western States Contracting Alliance (WSCA) Contract Number 02701 "Public Safety Communication Equipment and Services", in an amount not to exceed \$3,345,157; of which \$2,426,774 in ad valorem funds are budgeted in FY15 and the remainder is subject to Governing Board approval of the FY16 and FY17 budgets.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:

Section 1. The Governing Board of the South Florida Water Management District hereby approves Contract No. 4600003211 with Aviat US, Inc., for Microwave Equipment and Installation for North Shore Pump Station Automation, using the Western States Contracting Alliance (WSCA) Contract Number 02701 "Public Safety Communication Equipment and Services" in an amount not to exceed \$3,345,157.

Section 2. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this 12th day of February, 2015.

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD

By:

Chairman

Attest:

District Clerk/Secretary

Legal form approved:

By:

Office of Counsel

Print name:

M E M O R A N D U M

TO: Governing Board Members

FROM: Doug Bergstrom, Director, Administrative Services Division

DATE: February 12, 2015

SUBJECT: Monthly Financial Statement – December 2014

The attached financial status report is provided for your review. This report provides an overview of District financial activity and includes revenue collections by source and expenditures by program. Also attached is a summary in the State Program format in compliance with Chapter 373.536(4)(e) F.S., requiring each District to provide a monthly financial statement in the form and manner prescribed by the Department of Financial Services to the District's Governing Board and make such monthly financial statement available for public access on its website. This unaudited financial statement is provided as of December 31, 2014, with 25% the fiscal year complete.

Schedule of Sources and Uses – This financial statement compares revenues received and encumbrances/expenditures made against the District's FY15 \$811.6 million consumable budget. Encumbrances represent orders for goods and services which have not yet been received.

- With the fiscal year 25% complete, 45.5% of the District's budgeted operating revenue (excludes fund balance) has been collected. The primary source of operating revenue received to date is ad valorem taxes. Ad Valorem taxes comprise 50.1% of the budgeted operating revenues and drive collections based on the annual cycle of the property tax bill. The remaining revenue source is fund balance which represents the amount of prior year residual revenue that is budgeted in the current year and has already been received. Total FY15 sources collected were 64.4% of budget or \$522.4 million.
- 79.9% of budgeted Ad Valorem tax revenue and 89.2% of Agricultural Privilege tax revenue have been collected to date. Ad Valorem and Agricultural Privilege tax collections peak November through January driven by the mailing of property tax bills in October and the 4.0% maximum discount available when paid in full by November 30. These taxes are budgeted at a discounted rate of 95.0% to allow for the discounts property owners may take advantage of through early payment options. Historical ad valorem trends for the past five years through December average a collection rate of 68.7%.
- There is \$4 million in budgeted intergovernmental revenue in ad valorem funds, which includes \$1 million in Alligator Alley toll revenue, \$2.4 million in USACE reimbursements, \$315K for gate overhaul from other water management districts and \$304K in DEP reimbursements for aquatic plant control activities. Revenues recognized as of the end of December amount to \$2.7 million.
- There is \$200.4 million in budgeted intergovernmental revenue in dedicated funds, comprised of \$132.4 million in SOETF reimbursements, \$20 million in Florida Forever Funds, \$18.8 million state appropriations for C-43, Loxahatchee River Initiatives and St. Lucie River Issues Team, \$8.7 million in reimbursements from the Florida Fish and

Wildlife Conservation Commission (FWC) for aquatic/invasive plant control and \$15K for Model Lands security, \$7.6 million in Alligator Alley tolls, \$6.9 million in WMLTF reimbursements for debt service expenses related to bonds and \$3.9 million for the Corbett Levee, reimbursement of federal revenues of \$1 million for St. Lucie Watershed Water Farming and \$497K for Hillsboro Canal Project, \$295K from Indian River Lagoon and Everglades License Tag proceeds, and \$199K reimbursement from FDEP for water quality studies, \$55K for Watershed Model Upgrade. FY15 actual revenue as of December amounts to \$1.9 million. Reimbursement requests are submitted to the state based on actual expenses incurred and usually occur later in the fiscal year.

- Budgeted Ad Valorem Investment Earnings is \$3.3 million for FY15. Revenue received in all funds to date is \$1.4 million; \$1 million or 31.1% of investment earnings in ad valorem funds and \$384K in dedicated funds.
- Lease revenue represents collections from 87 active leases encompassing 109K acres of real property owned by the District. The timing of revenue received is based on the fee schedules within the agreements – monthly, semi-annual, or annual payments – and these varying timing issues impact the collection rate. The District has received \$1.2 million which represents 44.1% of the \$2.8 million budgeted lease revenue. The use of lease revenue collected for lands purchased with State or Federal funds is restricted based on the guidelines in the acquisition or grant agreement.
- There is \$9.1 million in budgeted permit fee revenue, which includes water use permits (\$749K), right of way permits (\$68K), Environmental Resource Permit (ERP) application fees (\$2 million), and Lake Belt Mitigation Fees for C-139 Annex Restoration (\$6.3 million). FY15 revenue of \$5.5 million received includes \$4.6 million from Lake Belt fees, \$150K from water use permits, \$757K from ERP Application Fees, and \$23K from other applications and fees.
- Other budgeted revenue includes \$210K in civil penalties and enforcement fees and \$251K in miscellaneous revenues such as cash discounts, insurance reimbursements, refunds for prior year expenditures, and sale of recycled oil and scrap metal. Fiscal year collections amount to \$900K at the end of December, representing 195.2% of the budgeted \$461K. \$749K of the amount received was the refund of life insurance premiums paid from prior years.
- Sale of District Property represents the sale of real property and land. This conservative budget of \$250K due to the uncertainty involved. FY15 revenues received total \$88K, representing 35.3% of the budget.
- Self-insurance premiums represent contributions from the District, active, separated and retired District employees to the self-funded health benefits program. Also included is the District's contribution to the workers compensation, auto and general liability self-insurance program. Contributions of \$5.6 million received through December equate to 16.6% of the \$33.8 million budget.

Expenditure and Encumbrance Status:

As of December 31, 2014, with 25% of the year complete, the District has expended **\$115.2 million or 15.3%** and has encumbered **\$196.8 million or 26.2%** of its non-reserve budget. The District has obligated (encumbrances plus expenditures) **\$312.0 million or 41.5%** of its non-reserve budget.

Summary of Expenditures and Encumbrances by Program – This financial statement illustrates the effort to date for each of the District's program areas. Provided below is a discussion of the primary uses of funds by program.

- The **Comprehensive Everglades Restoration Plan Program** has obligated 44.2% and expended 2.7% of their \$200 million budget. Principal expenditures include personnel services (\$1.5 million), contractual services (\$748K), operating (\$130K), and capital outlay (\$3 million). Capital outlay encumbrances (\$77 million) and contractual services encumbrances (\$5.1 million) include the following projects: C-43 Basin Storage Reservoir, C-44 Reservoir/STA Project, L-8 Flow Equalization Basin, Southern CREW, Biscayne Bay Coastal Wetlands, L-31 East Flow Way, Loxahatchee Impoundment Landscape Assessment, Picayune Strand, WCA3 Decompartmentalization and Sheetflow Equalization, Ten Mile Creek Pump Stations #1 & #2 Refurbishment and Repair, CERP Monitoring and Assessment, CERP Water Quality Studies, and CERP Data Management.
- The **Coastal Watersheds Program** has obligated 34.2% and expended 7.1% of their total \$23.9 million budget. Principal expenditures include personnel services (\$919K), contractual services (\$648K), operating (\$30K), and capital outlay (\$105K). Contractual services encumbrances primarily consist of regional projects (\$4.1 million) including: St. Lucie River and Indian River Lagoon Initiatives, Indian River Lagoon License Tag projects, Lakes Park Restoration, and Big Cypress Basin Stormwater Projects; remaining contractual encumbrances (\$1.5 million) include: water quality monitoring for Indian River Lagoon, St. Lucie River, and Loxahatchee River; St. Lucie and Caloosahatchee River Watersheds nutrient study; water quality monitoring, modeling, nutrient, ecological, and hydrological studies for the Florida Bay and Coastal Wetlands Project; C-43 mesocosm operation and sampling; Dissolved Organic Nitrogen Bioassay in Mesocosm for C-43 WQ Testing Facility project; Lake Trafford monitoring; public process to develop a restoration vision of the Caloosahatchee River and Estuary; BCB real-time monitoring and modeling services and system upgrade; hydro model for Naples and Rookery Bay, and Collier County water quality monitoring. Capital outlay encumbrances (\$893K) are for the Lake Hicpochee Hydrologic Enhancement project.
- The **District Everglades Program** has obligated 49.3% and expended 13.1% of their total \$111.2 million budget. Principal expenditures include personnel services (\$4.2 million), contractual services (\$1.2 million), operating (\$2.3 million), and capital outlay (\$7.0 million). Contractual services encumbrances (\$7.5 million) primarily include the operations monitoring, maintenance, and repair of Stormwater Treatment Areas (STA), Lainhart & Masten Dam project, Restoration Strategies Science Plan projects, STA 1W Expansion, Diesel Oxidation Catalyst project, STA Structure Inspection Program, S-5AS Divide, and the Everglades Regulation Source Control. Operating encumbrances (\$706K) are in support of the overall operations and the maintenance of the STA's. Capital outlay

encumbrances (\$32.0 million) include work on Everglades Agricultural Area A1 Flow Equalization Basin, STA 1W Expansion, G-716 Structure Expansion, and L-8 Divide.

- The **Kissimmee Watershed Program** has obligated 46.1% and expended 16.2% of their total \$31.4 million budget. Principal expenditures include personnel services (\$317K), contractual services (\$154K), operating (\$6K), and capital outlay (\$4.6 million). Contractual services and operating encumbrances (\$714K) primarily consist of Kissimmee River Restoration Evaluation (\$199K), the Oak Creek project (\$36K), the Rolling Meadows project (\$99K), hydrologic monitoring (\$130K), Orange County Area Stormwater Improvements (\$231K), land acquisition related costs, environmental risk assessments, engineering services, and electrical services (\$20K). Capital outlay encumbrances (\$8.7 million) are primarily for the Kissimmee River Restoration land acquisition and associated costs.
- The **Lake Okeechobee Program** has obligated 27.7% and expended 6.8% of their total \$33.2 million budget. Principal expenditures include personnel services (\$1.0 million), contractual services (\$1.1 million), operating (\$31K), and capital outlay (\$60K). Contractual services and operating encumbrances (\$6.7 million) primarily consist of Dispersed Water Management (DWM) and Florida Ranchland Environmental Services Projects (\$4.1 million), Northshore Navigation Canal project (\$1.1 million), Lake Okeechobee Watershed Pre-Drainage Characterization study (\$141K), Lake Istokpoga Marsh project (\$1.0 million), water quality assessments and reporting (\$28K), computer hardware/software maintenance and support (\$250K), and utilities (\$57K). Capital outlay encumbrances (\$204K) primarily consist of pump stations for DWM temporary storage opportunities (\$201K) and computer hardware (\$3K).
- The **Land Stewardship Program** has obligated 19.7% and expended 6.9% of their total \$40.5 million budget. Principal expenditures include personnel services (\$984K), contractual services (\$834K), operating (\$927K), and capital outlay (\$40K). Contractual services and operating encumbrances (\$4.9 million) include the maintenance of vegetation and exotic plant control, work on the C-139 Annex Mitigation project, provision of law enforcement services, and management of District owned lands and facilities. Capital outlay encumbrances (\$260K) include work on the C-139 Annex Mitigation project and Rough Island.
- The **Mission Support Program** has obligated 39.1% and expended 29.8% of their total \$42.9 million budget. Principal expenditures include personnel services (\$5.1 million), contractual services (\$1.3 million), and operating (\$6.3 million). Contractual services encumbrances (\$2.2 million) include legal and technical support services, IT consulting services and hardware / software, and systems maintenance for the fiscal year, and facilities maintenance and repair services. Operating encumbrances (\$1.7 million) include utilities and space rental. Capital outlay encumbrances (\$77K) include computer hardware, building security equipment, and helicopter replacement equipment.
- The **Modeling and Science Support Program** has obligated 34.0% and expended 22.8% of their total \$13.5 million budget. Principal expenditures include personnel services (\$2.5 million), contractual services (\$523K), operating (\$75K), and capital outlay (\$1K). Contractual services and operating encumbrances (\$1.4 million) include Adaptation to Sea Level Rise (\$15K), Hydrology & Hydraulics Standards Best Practices and Technical Review (\$15K), water quality monitoring, sampling and analytical services,

field equipment maintenance, computer hardware/software maintenance and consulting, and fuel, utilities, and parts and supplies.

- The **Operations and Maintenance Program** has obligated 38.1% and expended 16.8% of their total \$168.0 million budget. Principal expenditures include personnel services (\$13.1 million), contractual services (\$4.2 million), operating (\$6.3 million), and capital outlay (\$4.6 million). Encumbrances for contractual services and capital outlay (\$34.3 million) primarily relate to the O&M capital program for maintenance and repair of existing water management system canals and water control structures including, Diesel Oxidation Catalyst Installation, C-4 Canal Bank Improvements, S-5A Hardening and Service Bridge Refurbishment, BCB Field Station Design/Build, Miller Weir #3, Hillsboro Canal Bank Repairs, S-9 Access Bridge Replacement, S-6 Tower Replacement, North Shore Trash Rake Project, S-13 Repower and Automation, G-94 A-D Refurbishment and Repairs, S-150 Replacement and Automation, G-151 Structure Replacement, C&SF Structure Inspection Program, NAVD88 Vertical Datum, S-9A Roof Replacement, S-2, S-3, S-4 Service Bridge Refurbishment, and G-58 Planning & Design. Operating encumbrances (\$1.4 million) are primarily associated with field station daily operations and maintenance including vegetation and exotic plant control for the Central and Southern Flood Control system.
- The **Regulation Program** has obligated 27.7% and expended 23.5% of their total \$23.1 million budget. Principal expenditures include personnel services (\$4.0 million), contractual services (\$600K), and operating (\$795K). Contractual services and operating encumbrances (\$900K) include application development, permit scanning contractors/support, computer hardware/software, and advertising services. Capital outlay encumbrances (\$66K) consist primarily of helicopter replacement equipment.
- The **Water Supply Program** has obligated 32.5% and expended 16.7% of their total \$21.7 million budget. Principal expenditures include personnel services (\$1.4 million), contractual services (\$121K), and operating (\$2.1 million). Contractual services and operating encumbrances (\$3.4 million) include the MFL Water Reservation Rules Status (\$41K), Central Florida Water Initiative (\$90K), WaterSIP grants (\$250K), interagency agreements for Alternative Water Supply projects (\$146K), Big Cypress Basin (\$2.2 million), Mobile Irrigation Lab (\$55K), hydrologic data gathering and analysis (\$560K), Water Supply Plan implementation (\$25K), and Outreach and Education (\$20K).
- **Debt Service** expenses amount to \$30.2 million of the \$42.1 budget. Debt service principal and interest payments include Land Acquisition Bonds issued through WMLTF and Certificates of Participation. Scheduled debt service payments are structured into a single October principal payment and partial interest payments in October and April.
- **Reserves** of \$60.0 million are designated as economic stabilization reserves, including \$10.0 million for O&M capital projects. Remaining reserves include \$96K in cost savings.

We hope these reports and the associated narrative will aid in understanding the District's financial condition as well as expenditure performance against the approved budget. If you have any questions, please feel free to contact Candida Heater at (561) 682-6486.

DB/CJH
 Attachment

South Florida Water Management District
Statement of Sources and Uses of Funds (Unaudited)
For the month ended: December 31, 2014. Percent of fiscal year completed: 25%

SOURCES	ANNUAL BUDGET	ACTUALS		ACTUALS AS A
		THROUGH 12/31/2014	VARIANCE (UNDER) / OVER BUDGET	
Ad Valorem Property Taxes	\$ 265,935,610	\$ 212,579,590	\$ (53,356,020)	79.9%
Agricultural Privilege Taxes	10,950,000	9,772,530	(1,177,470)	89.2%
Intergovernmental - Ad Valorem Funds	3,955,843	2,707,942	(1,247,901)	68.5%
Intergovernmental - Non Ad Valorem Funds	200,454,675	1,933,052	(198,521,623)	1.0%
Intergovernmental Total	204,410,518	4,640,994	(199,769,524)	2.3%
Investment Earnings - Ad Valorem Funds	3,250,000	1,011,836	(2,238,164)	31.1%
Investment Earnings - Non Ad Valorem Funds	-	384,012	384,012	-
Investment Earnings Total	3,250,000	1,395,848	(1,854,152)	42.9%
Leases	2,763,601	1,218,056	(1,545,545)	44.1%
Permit Fees/Miscellaneous Fees	2,810,999	930,723	(1,880,276)	33.1%
Mitigation Fees - Lake Belt & Wetlands	6,260,053	4,586,276	(1,673,777)	73.3%
Licenses, Permits and Fees Total	9,071,052	5,516,999	(3,554,053)	60.8%
Other	461,200	900,481	439,281	195.2%
Sale of District Property	250,000	88,210	(161,790)	35.3%
Self Insurance Premiums	33,834,393	5,633,258	(28,201,135)	16.6%
SUB-TOTAL OPERATING REVENUES	530,926,374	241,745,967	(289,180,407)	45.5%
Fund Balance	280,655,443	280,655,443	-	100.0%
TOTAL SOURCES	\$ 811,581,817	\$ 522,401,410	\$ (289,180,407)	64.4%

USES	ANNUAL BUDGET	EXPENDITURES	ENCUMBRANCES ¹	REPORTED	% EXPENDED	% ENCUMBERED	% OBLIGATED ²
				AVAILABLE BUDGET			
CERP	\$ 200,025,533	\$ 5,378,596	\$ 83,027,556	\$ 111,619,382	2.7%	41.5%	44.2%
Coastal Watersheds	23,926,198	1,704,915	6,488,382	15,732,901	7.1%	27.1%	34.2%
District Everglades	111,240,934	14,620,925	40,202,519	56,417,490	13.1%	36.1%	49.3%
Kissimmee Watershed	31,418,606	5,084,965	9,396,311	16,937,330	16.2%	29.9%	46.1%
Lake Okeechobee	33,190,326	2,251,799	6,951,968	23,986,560	6.8%	20.9%	27.7%
Land Stewardship	40,451,992	2,786,308	5,181,493	32,484,191	6.9%	12.8%	19.7%
Mission Support	42,882,894	12,800,430	3,945,459	26,137,005	29.8%	9.2%	39.1%
Modeling & Sci Supp	13,528,616	3,086,902	1,518,475	8,923,239	22.8%	11.2%	34.0%
Ops & Maintenance	167,920,276	28,209,522	35,695,488	104,015,266	16.8%	21.3%	38.1%
Regulation	23,110,236	5,440,946	969,544	16,699,747	23.5%	4.2%	27.7%
Water Supply	21,718,376	3,621,314	3,430,690	14,666,372	16.7%	15.8%	32.5%
Debt Service	42,056,447	30,249,638	-	11,806,809	71.9%	0.0%	71.9%
SUB-TOTAL NON-RESERVES USES	751,470,433	115,236,257	196,807,885	439,426,291	15.3%	26.2%	41.5%
Reserves	\$ 60,111,384	-	-	60,111,384	0.0%	0.0%	0.0%
TOTAL USES	\$ 811,581,817	\$ 115,236,257	\$ 196,807,885	\$ 499,537,675	14.2%	24.2%	38.4%

¹ Represents unexpended balances of open purchase orders

² Represents the sum of expenditures and encumbrances as a percentage of the annual budget

South Florida Water Management District
Statement of Sources and Uses of Funds (Unaudited)
For the month ended: December 31, 2014. Percent of fiscal year completed: 25%

	CURRENT BUDGET	ACTUALS THROUGH 12/31/2014	VARIANCE (UNDER) / OVER BUDGET	ACTUALS AS A % OF BUDGET
Sources				
Taxes ¹	\$ 276,885,610	\$ 222,352,120	\$ (54,533,490)	80.30%
Intergovernmental Revenues	204,410,518	4,640,994	(199,769,524)	2.27%
Interest on Invested Funds	3,250,000	1,395,848	(1,854,152)	42.9%
License and Permit Fees	9,071,052	5,516,999	(3,554,053)	60.8%
Other ²	37,309,194	7,840,005	(29,469,189)	21.0%
Fund Balance	280,655,443	280,655,443	-	100.0%
Total Sources	\$ 811,581,817	\$ 522,401,410	\$ (289,180,407)	64.4%

¹ Includes Ad Valorem and Agricultural Privilege Taxes

² Includes Leases, Sale of District Property, and Self Insurance Premiums

	CURRENT BUDGET	EXPENDITURES	ENCUMBRANCES ³	AVAILABLE BUDGET	% EXPENDED	% OBLIGATED ⁴
Uses						
Water Resources Planning and Monitoring	\$ 52,831,785	\$ 10,919,129	\$ 10,084,659	\$ 31,827,997	20.7%	39.8%
Acquisition, Restoration and Public Works	395,637,317	43,933,442	138,427,584	213,276,291	11.1%	46.1%
Operation and Maintenance of Lands and Works	299,467,100	42,589,765	45,515,462	211,361,873	14.2%	29.4%
Regulation	26,744,979	6,210,478	1,186,356	19,348,144	23.2%	27.7%
Outreach	2,278,783	600,034	33,427	1,645,322	26.3%	27.8%
Management and Administration	34,621,853	10,983,409	1,560,396	22,078,048	31.7%	36.2%
Total Uses	\$ 811,581,817	\$ 115,236,257	\$ 196,807,885	\$ 499,537,675	14.2%	38.4%

³ Encumbrances represent unexpended balances of open purchase orders and contracts.

⁴ Represents the sum of expenditures and encumbrances as a percentage of the current budget.

This unaudited financial statement is prepared as of December 31, 2014, and covers the interim period since the most recent audited financial statements.

South Florida Water Management District
Statement of Sources and Uses of Funds (Unaudited)
For the month ended: December 31, 2014. Percent of fiscal year completed: 25%

	Annual Budget	Expenditures	Encumbrances	Reported Available Budget	% Expended	% Encumbered	% Obligated
CERP							
Personnel Services	\$ 6,747,485	\$ 1,543,071	\$ -	\$ 5,204,414	22.9%	0.0%	22.9%
Contractual Services	21,092,936	748,116	5,054,413	15,290,407	3.5%	24.0%	27.5%
Operating	1,647,365	130,042	1,062,319	455,003	7.9%	64.5%	72.4%
Travel	16,801	3,032	802	12,967	18.0%	4.8%	22.8%
Capital Outlay	167,187,978	2,954,334	76,910,022	87,323,622	1.8%	46.0%	47.8%
CERP Indirect	3,332,968	-	-	3,332,968	0.0%	0.0%	0.0%
Total CERP	200,025,533	5,378,596	83,027,556	111,619,382	2.7%	41.5%	44.2%
Coastal Watersheds							
Personnel Services	3,624,224	919,068	-	2,705,156	25.4%	0.0%	25.4%
Contractual Services	9,547,164	647,688	5,592,244	3,307,232	6.8%	58.6%	65.4%
Operating	145,482	30,385	1,714	113,382	20.9%	1.2%	22.1%
Travel	24,102	2,448	1,280	20,374	10.2%	5.3%	15.5%
Capital Outlay	10,585,227	105,325	893,144	9,586,757	1.0%	8.4%	9.4%
Total Coastal Watersheds	23,926,198	1,704,915	6,488,382	15,732,901	7.1%	27.1%	34.2%
District Everglades							
Personnel Services	18,868,098	4,211,722	-	14,656,376	22.3%	0.0%	22.3%
Contractual Services	21,938,540	1,150,622	7,476,764	13,311,154	5.2%	34.1%	39.3%
Operating	9,956,742	2,296,791	705,692	6,954,259	23.1%	7.1%	30.2%
Travel	39,125	1,559	568	36,998	4.0%	1.5%	5.4%
Capital Outlay	60,438,429	6,960,230	32,019,495	21,458,703	11.5%	53.0%	64.5%
Total District Everglades	111,240,934	14,620,925	40,202,519	56,417,490	13.1%	36.1%	49.3%
Kissimmee Watershed							
Personnel Services	2,034,721	316,742	-	1,717,979	15.6%	0.0%	15.6%
Contractual Services	3,855,438	153,508	709,570	2,992,360	4.0%	18.4%	22.4%
Operating	48,624	6,294	4,133	38,197	12.9%	8.5%	21.4%
Travel	20,014	2,020	380	17,614	10.1%	1.9%	12.0%
Capital Outlay	25,459,808	4,606,400	8,682,228	12,171,181	18.1%	34.1%	52.2%
Total Kissimmee Watershed	\$ 31,418,606	\$ 5,084,965	\$ 9,396,311	\$ 16,937,330	16.2%	29.9%	46.1%

South Florida Water Management District
Statement of Sources and Uses of Funds (Unaudited)
For the month ended: December 31, 2014. Percent of fiscal year completed: 25%

	Annual Budget	Expenditures	Encumbrances	Reported	%	%	%	
				Available Budget	Expended	Encumbered	Obligated	
Lake Okeechobee								
Personnel Services	\$ 4,333,489	\$ 1,014,733	\$ -	\$ 3,318,757	23.4%	0.0%	23.4%	
Contractual Services	28,133,600	1,145,630	6,690,752	20,297,219	4.1%	23.8%	27.9%	
Operating	218,619	30,877	57,609	130,134	14.1%	26.4%	40.5%	
Travel	8,525	639	72	7,814	7.5%	0.8%	8.3%	
Capital Outlay	496,092	59,920	203,535	232,636	12.1%	41.0%	53.1%	
Total Lake Okeechobee	33,190,326	2,251,799	6,951,968	23,986,560	6.8%	20.9%	27.7%	
Land Stewardship								
Personnel Services	4,196,077	984,029	-	3,212,048	23.5%	0.0%	23.5%	
Contractual Services	28,996,728	834,015	4,749,824	23,412,889	2.9%	16.4%	19.3%	
Operating	1,914,262	926,991	171,536	815,734	48.4%	9.0%	57.4%	
Travel	5,328	958	-	4,370	18.0%	0.0%	18.0%	
Capital Outlay	5,339,597	40,315	260,132	5,039,150	0.8%	4.9%	5.6%	
Total Land Stewardship	40,451,992	2,786,308	5,181,493	32,484,191	6.9%	12.8%	19.7%	
Mission Support								
Personnel Services	21,084,934	5,082,609	-	16,002,325	24.1%	0.0%	24.1%	
Contractual Services	6,792,865	1,325,015	2,169,305	3,298,544	19.5%	31.9%	51.4%	
Operating	17,400,859	6,254,579	1,693,078	9,453,203	35.9%	9.7%	45.7%	
Travel	302,823	74,989	6,203	221,631	24.8%	2.0%	26.8%	
Capital Outlay	634,382	63,238	76,874	494,270	10.0%	12.1%	22.1%	
CERP Indirect	(3,332,968)	-	-	(3,332,968)	0.0%	0.0%	0.0%	
Total Mission Support	42,882,894	12,800,430	3,945,459	26,137,005	29.8%	9.2%	39.1%	
Modeling & Science Support								
Personnel Services	10,406,500	2,481,522	-	7,924,978	23.8%	0.0%	23.8%	
Contractual Services	2,374,468	522,634	1,258,161	593,674	22.0%	53.0%	75.0%	
Operating	540,753	75,085	161,630	304,038	13.9%	29.9%	43.8%	
Travel	47,868	6,635	3,525	37,708	13.9%	7.4%	21.2%	
Capital Outlay	159,027	1,027	95,160	62,840	0.6%	59.8%	60.5%	
Total Modeling & Science Support	\$ 13,528,616	\$ 3,086,902	\$ 1,518,475	\$ 8,923,239	22.8%	11.2%	34.0%	

South Florida Water Management District
Statement of Sources and Uses of Funds (Unaudited)
 For the month ended: December 31, 2014. Percent of fiscal year completed: 25%

	Annual Budget	Expenditures	Encumbrances	Reported Available Budget	% Expended	% Encumbered	% Obligated
Operations & Maintenance							
Personnel Services	\$ 52,488,589	\$ 13,115,164	\$ -	\$ 39,373,425	25.0%	0.0%	25.0%
Contractual Services	39,560,062	4,165,265	18,612,940	16,781,858	10.5%	47.0%	57.6%
Operating	34,373,166	6,327,510	1,395,903	26,649,753	18.4%	4.1%	22.5%
Travel	142,205	14,830	10,390	116,985	10.4%	7.3%	17.7%
Capital Outlay	41,356,253	4,586,753	15,676,255	21,093,245	11.1%	37.9%	49.0%
Total Operations & Maintenance	167,920,276	28,209,522	35,695,488	104,015,266	16.8%	21.3%	38.1%
Regulation							
Personnel Services	17,010,319	4,041,949	-	12,968,370	23.8%	0.0%	23.8%
Contractual Services	1,771,765	600,033	713,082	458,650	33.9%	40.2%	74.1%
Operating	4,231,670	794,671	187,391	3,249,608	18.8%	4.4%	23.2%
Travel	30,281	4,292	2,871	23,118	14.2%	9.5%	23.7%
Capital Outlay	66,200	-	66,200	-	0.0%	100.0%	100.0%
Total Regulation	23,110,236	5,440,946	969,544	16,699,747	23.5%	4.2%	27.7%
Water Supply							
Personnel Services	5,731,827	1,420,825	-	4,311,002	24.8%	0.0%	24.8%
Contractual Services	5,611,367	120,651	3,376,542	2,114,173	2.2%	60.2%	62.3%
Operating	10,367,461	2,079,164	53,950	8,234,348	20.1%	0.5%	20.6%
Travel	7,721	674	198	6,849	8.7%	2.6%	11.3%
Total Water Supply	21,718,376	3,621,314	3,430,690	14,666,372	16.7%	15.8%	32.5%
Reserves							
Reserves	60,111,384	-	-	60,111,384	0.0%	0.0%	0.0%
Total Reserves	60,111,384	-	-	60,111,384	0.0%	0.0%	0.0%
Debt Service							
Debt Service	42,056,447	30,249,638	-	11,806,809	71.9%	0.0%	71.9%
Total Debt Service	42,056,447	30,249,638	-	11,806,809	71.9%	0.0%	71.9%
Grand Total	\$ 811,581,817	\$ 115,236,257	\$ 196,807,885	\$ 499,537,675	14.2%	24.2%	38.4%

Attachment: Summary of Uses of Funds_Dec14 (2243 : Monthly Financial Statement - December 2014)

TABLE OF CONTENTS
INDIVIDUAL PERMITS ISSUED BY
AUTHORITY DELEGATED TO EXECUTIVE DIRECTOR
FROM January 1, 2015 TO January 30, 2015

I PERMIT APPLICATIONS	PAGE
BROWARD COUNTY	1
COLLIER COUNTY	2
GLADES COUNTY	3
HENDRY COUNTY	4
LEE COUNTY	5
OSCEOLA COUNTY	6
PALM BEACH COUNTY	7
ST LUCIE COUNTY	8

1. SNAKE CREEK CONCEPTUAL DRAINAGE PLAN
 EDMUND ANSIN
 SEC 36 TWP 51S RGE 40E

APPL. NO. 140717-7
 PERMIT NO. 06-06231-P

ACREAGE: 124.08
 LAND USE: RESIDENTIAL
 COMMERCIAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONCEPTUAL APPROVAL AND
 CONSTRUCTION/OPERATION MODIFICATION)
 RECEIVING BODY: SBDD C-3 CANAL
 LAST DATE FOR AGENCY ACTION: JANUARY 31, 2015

2. WATERCREST MODIFICATION CAGLE VANNELLI DRAKE
 STANDARD PACIFIC HOMES
 SEC 29 TWP 47S RGE 41E

APPL. NO. 140808-5
 PERMIT NO. 06-00073-S-21

ACREAGE: 44.97
 LAND USE: RESIDENTIAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONSTRUCTION/OPERATION MODIFICATION)
 RECEIVING BODY: MASTER SYSTEM
 LAST DATE FOR AGENCY ACTION: MARCH 14, 2015

Attachment: IP Issued by ED January 2015 (2266 : Executive Director's Report)

1. CEDAR HAMMOCK GOLF AND COUNTRY CLUB
CEDAR HAMMOCK COMMUNITY DEVELOPMENT
SEC 3 TWP 50S RGE 26E

APPL. NO. 120907-8
PERMIT NO. 11-01711-W
ACREAGE: 152.39
LAND USE: GOLF COURSE
LANDSCAPE

PERMIT TYPE: WATER USE MODIFICATION/RENEWAL
WATER SOURCE: ON-SITE LAKES, LOWER TAMIAMI AQUIFER
ALLOCATION: 26.3 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: FEBRUARY 8, 2015

Attachment: IP Issued by ED January 2015 (2266 : Executive Director's Report)

1. REDNECK RANCH	APPL. NO.	090218-30
DAVID ALLEN AND DONNA KAY CHAPMAN	PERMIT NO.	22-00055-W
SEC 22, 23 TWP 40S RGE 32E	ACREAGE:	218.00
	LAND USE:	AGRICULTURAL

PERMIT TYPE: WATER USE MODIFICATION/RENEWAL
WATER SOURCE: SURFICIAL AQUIFER SYSTEM, SFWMD CANAL (L-50)
ALLOCATION: 45.01 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: FEBRUARY 18, 2015

Attachment: IP Issued by ED January 2015 (2266 : Executive Director's Report)

1. LAKE LABELLE
LAKE LABELLE, L L C
SEC 7 TWP 43S RGE 30E

APPL. NO. 140415-6
PERMIT NO. 26-01193-W
ACREAGE: 74.94
LAND USE: DEWATERING

PERMIT TYPE: WATER USE PROPOSED
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: JANUARY 14, 2015

Attachment: IP Issued by ED January 2015 (2266 : Executive Director's Report)

1. CENTERPLACE
ALICO WEST FUND L L C
SEC 11,12, 13 TWP 46S RGE 25E

APPL. NO. 140124-13
PERMIT NO. 36-03568-P-05
ACREAGE: 480.09
LAND USE: RESIDENTIAL
COMMERCIAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONSTRUCTION/OPERATION MODIFICATION)
RECEIVING BODY: LAKE 5/6
LAST DATE FOR AGENCY ACTION: FEBRUARY 14, 2015

1. LAKESIDE GROVES
 J T D LAND AT LAKSIDE L L C
 SEC 17,18,20 TWP 26S RGE 31E

APPL. NO. 140721-1
 PERMIT NO. 49-02389-P

ACREAGE: 184.90
 LAND USE: RESIDENTIAL
 COMMERCIAL

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONCEPTUAL APPROVAL AND NEW
 CONSTRUCTION/OPERATION)

RECEIVING BODY: LIVE OAK LAKE

LAST DATE FOR AGENCY ACTION: FEBRUARY 13, 2015

2. POINCIANA PARKWAY SEGMENT 4
 OSCEOLA COUNTY EXPRESSWAY AUTHORITY
 SEC 25 28 TWP 26S RGE 28E

APPL. NO. 141024-5
 PERMIT NO. 49-00094-S-66

ACREAGE: 226.98
 LAND USE: HIGHWAY

PERMIT TYPE: ENVIRONMENTAL RESOURCE (CONSTRUCTION/OPERATION MODIFICATION)

RECEIVING BODY: REEDY CREEK SWAMP

LAST DATE FOR AGENCY ACTION: JANUARY 31, 2015

3. TURKEY HAMMOCK
 HYATT FARMS
 SEC 35, 36,6-9, 16,1, 2, 12 TWP 30,31,31S
 RGE 31,32,31E

APPL. NO. 090501-7
 PERMIT NO. 49-00097-W

ACREAGE: 1472.20
 LAND USE: AGRICULTURAL

PERMIT TYPE: WATER USE EXPIRED/PREVIOUSLY PERMITTED

WATER SOURCE: UPPER FLORIDAN AQUIFER, LAKE KISSIMMEE

ALLOCATION: 222.62 MILLION GALLONS PER MONTH

LAST DATE FOR AGENCY ACTION: JANUARY 12, 2015

1. HUNTINGTON POINTE
HUNTINGTON POINTE ASSOCIATION, INC.
SEC 10-11, 14-15 TWP 46S RGE 42E

APPL. NO. 140605-19
PERMIT NO. 50-01612-W
ACREAGE: 92.60
LAND USE: LANDSCAPE

PERMIT TYPE: WATER USE MODIFICATION/RENEWAL
WATER SOURCE: ON-SITE LAKES,LWDD CANAL (L-33)
ALLOCATION: 17.42 MILLION GALLONS PER MONTH
LAST DATE FOR AGENCY ACTION: MARCH 5, 2015

1. CAPRON TRAILS MINE
INDRIO LAND GROUP L L C
SEC 1,6,7,12,13,18 TWP 34S RGE 38,39E

APPL. NO. 141007-20
PERMIT NO. 56-00765-W
ACREAGE: 1927.00
LAND USE: DEWATERING

PERMIT TYPE: WATER USE RENEWAL
WATER SOURCE: WATER TABLE AQUIFER
ALLOCATION: NOT REQUIRED
LAST DATE FOR AGENCY ACTION: FEBRUARY 15, 2015

Attachment: IP Issued by ED January 2015 (2266 : Executive Director's Report)