SECTION F: APPLICATION FOR AUTHORIZATION TO USE STATE-OWNED SUBMERGED LANDS

Instructions: If you were referred to this section from Section A, please provide the following additional information. Please note that if your proposed project is on state-owned submerged lands and the below requested information is not provided, your application will be considered incomplete. All items required under this section are in addition to those required under other sections, as applicable.

PART 1: TYPE OF AUTHORIZATION REQUESTED

Please check the most applicable activity that applies to your project(s):

A. Exceptions: The following activities do not require authorization to use state-owned submerged lands. *If you are certain that your project (including all components/phases thereof) qualifies, please indicate accordingly, below, and no further action is required to complete this section.*

- ☐ Construction or maintenance of a county water or sewer system under Section 153.04 F.S.
- ☐ Removal of material from the area adjacent to an intake or discharge structure under 403.813(1)(f), F.S.
- ☐ Removal of organic detrital material under Section 403.813(1)(r) or (u), F.S.
- ☐ Construction of floating vessel platforms under Section 403.813(1)(s), F.S.
- ☐ Trimming or alteration of mangroves under Sections 403.9321 through 403.9334, F.S.

B. Consent by Rule: Except for activities authorized under Section 253.77(4), F.S., no application or written authorization for the use of state-owned submerged lands is required for an activity that complies with the criteria listed in subparagraphs 18-21.005(1)(b)1. through 5., F.A.C., and that is exempt from the requirements of obtaining a permit under the provisions of:

- Section 403.813(1), F.S., paragraphs (a); (b), provided that the structure is the only dock or pier on a parcel and it is not a private residential multi-family dock with three or more slips.
- Section 403.813(1), F.S., paragraphs (c); (d); (e); (f), provided that no severance fee is required under Rule 18-21.011, F.A.C., and the existing activity has a valid Board of Trustees authorization.
- Section 403.813(1), F.S., paragraphs (g); (h); (i), provided that no private residential multi-family dock or pier is constructed.
- Section 403.813(1), F.S., paragraph (k), provided that any channel markers delineate existing and authorized or permitted navigation channels.

Such activities must still comply with the General Conditions for Authorizations under subsection 18-21.004(7), F.A.C. Agency staff will determine whether the proposed project qualifies for Consent by Rule. Be advised that if your project does not qualify for an Exception or Consent by Rule for one of the reasons listed above, then it will require one of the forms of authorization listed below.

C. Letter of Consent: Written authorization is required for each of the following activities:

- ☐ One minimum-size private residential single-family dock (see definition in Rule 18-21.003, F.A.C.).

- ☐ Private residential single-family or multi-family docks, piers, boat ramps, and similar existing and proposed activities that cumulatively preempt no more than 10 square feet of sovereignty submerged land for each linear foot of the applicant's riparian shoreline, along sovereignty submerged land on the affected waterbody within a single plan of development (see "preempted area" definition in Rule 18-21.003, F.A.C.).
- ☐ Private channels that provide access to an upland single-family or multi-family residential parcel and that measures no more than 10 square feet of sovereignty submerged land for each linear foot of the applicant's riparian shoreline along sovereignty submerged land on the affected waterbody within a single plan of development.
- ☐ Seawalls, bulkheads, or other shoreline stabilization structures no more than three feet waterward of mean or ordinary high water.
- ☐ Placement, replacement, or repair of riprap, groins, breakwaters, or intake and discharge structures no more than ten feet waterward of the line of mean or ordinary high water.
- ☐ Restoration and nourishment of naturally occurring sandy beaches, including borrow areas to be used for five years or less.
- ☐ Artificial reefs or fish attractors that are constructed for public use.
- ☐ Public docks or piers that are exempt from permit requirements under Section 403.813(1), F.S., or that qualify as minimum-size docks or piers or are less than or equal to the 10:1 preempted area to shoreline ratio; public boat ramps; public channels; or public swimming areas, provided that all such structures or activities are owned and operated by governmental entities and any revenues collected are used solely for operation and maintenance of the structure or adjacent public recreational facilities.
- ☐ Ski course buoys and ski jumps not associated with revenue-generating water skiing activities.
- ☐ Removal of wrecked, abandoned or derelict vessels or structures.
- ☐ Habitat restoration.

D. Lease: A state-owned submerged land lease is required for the following activities.

- ☐ Private residential single-family or multi-family docks or piers, other docks or piers, boat ramps, or other similar activities that do not qualify for a letter of consent.
- ☐ Private residential multi-family docks designed or used to moor three or more vessels within aquatic preserves.
- ☐ Docks designed or used to moor ten or more vessels in Monroe County.
- ☐ Commercial/industrial docks, as defined in Rule 18-18.004, F.A.C., in Biscayne Bay Aquatic Preserve, as required by paragraph 18-18.006(3)(c), F.A.C.
- ☐ All revenue-generating activities.
- ☐ Oil and gas exploration and development.
- ☐ Open-water mooring fields.
- ☐ Mining.

E. Easement. A state-owned submerged land easement is required for the following public or private activities.

- ☐ Utility crossings and rights of way.
- ☐ Road and bridge crossings and rights of way, including such structures built prior to the need

to obtain an easement when proposed for modification or repair.

- ☐ Groins, breakwaters, and shoreline protection structures, except when constructed as part of a docking facility that requires a lease.
- ☐ Public navigation projects other than public channels.
- ☐ Private residential channels that do not qualify for a letter of consent, and channels that provide access to revenue-generating facilities in uplands.
- ☐ Oil, gas and other pipelines.
- ☐ Intake and discharge structures more than 10 feet waterward of the mean or ordinary high water line.
- ☐ Spoil disposal sites.
- ☐ Borrow areas that will be used for longer than five years for beach nourishment.
- ☐ Public water management projects other than public channels.
- ☐ Treasure salvage (Cultural Resource Recovery).

PART 2: SUBMITTAL REQUIREMENTS

If state-owned submerged lands will be affected by your project, we will notify you in writing, and the items in this section will also be required. For expediency, if you acknowledge or believe that your project affects state-owned submerged lands you may submit the items in the appropriate section of Part 2 prior to receiving written confirmation of state ownership. This will not jeopardize any future claim of ownership.

Unless your proposed project qualifies for an Exception or Consent by Rule, as described in Part 1 A or B, then your application to use state-owned submerged lands must include the following items, as applicable to your project.

A. All applications for Letter of Consent, Lease or Easement must include the following:

- ☐ Satisfactory evidence of sufficient upland interest to the extent required by paragraph 18-21.004(3)(b), F.A.C.
- ☐ Detailed statement of the proposed activity.
- ☐ If dredging is proposed, an estimate of the number of cubic yards of sovereignty materials to be removed showing how the amount was calculated.

B. Applications for a **Letter of Consent** shall also include the following:

- ☐ Multiple boat slip facilities may require an affidavit certifying that the facility will not be a revenue generating/income producing facility.
- ☐ Two copies of a dimensioned site plan drawing(s) with the following requirements:
  a. Utilizing an appropriate scale on 8 1/2" × 11" size paper;
  b. Showing the approximate location of the mean high/ordinary high/or safe upland line;
  c. Showing the location of the shoreline vegetation, if existing;
  d. Showing the location of the proposed structures and any existing structures;
  e. Showing the applicant's upland parcel property lines;
  f. Showing the riparian lines; and
  g. Showing the primary navigation channels or direction to the center of the affected waterbody.

C. Applications for **Leases** shall also include the following:

- ☐ Lease processing fee as specified in subparagraph 18-21.008(1)(a)8, F.A.C.
- ☐ Location of the proposed activity including: county; section, township and range; affected waterbody; and a vicinity map, preferably a reproduction of the appropriate portion of United States Geological Survey quadrangle map.
- ☐ Two prints of a survey prepared, signed, and sealed by a person properly licensed by the Board of Professional Surveyors and Mappers.
  - a. Use an appropriate scale on 8 1/2"× 11" size paper;
  - b. Show the location of ordinary or mean high water;
  - c. Show the location of the shoreline vegetation, if existing;
  - d. Show the location of the proposed structures and any existing structures;
  - e. Show the applicant's upland parcel property lines;
  - f. Show the primary navigation channels or direction to the center of the affected waterbody
  - g. Show the riparian lines;
  - h. Include a legal description of the preempted area to be leased; and
  - i. For those lease applications in the Florida Keys, indicate the water depths referenced to mean low water within the lease area and out to the navigation channel.
- ☐ Noticing information as required by subsection 18-21.005(3), F.A.C.
- ☐ Billing Information Form, which provides billing information; sales tax information; and other data required in accordance with Section 24.115(4), F.S.
- ☐ Computation of the total square footage of preempted sovereignty land to be leased.

D. Applications for **Easements** shall also include the following:

- ☐ Easement processing fee as specified in either (for public easements) paragraph 18-21.009(1)(g), or (for private easements) paragraph 18-21.010(1)(i), F.A.C.
- ☐ Vicinity map.
- ☐ Detailed statement of proposed use and satisfactory evidence of need for installation of telecommunication lines and associated conduits that are subject to the provisions of paragraph 18-21.004(2)(l), F.A.C. If the applicant is a local governing body, the request shall be by official resolution or minutes.
- ☐ Two prints of a survey prepared by a Licensed Florida Surveyor and Mapper in accordance with Chapter 61G17, F.A.C., (see attachment X for survey checklist) and meeting the following requirements:
  - a. Utilizing an appropriate scale on 8 1/2" × 11" size paper;
  - b. Showing boundaries of the parcel sought;
  - c. Showing ownership lines of the riparian uplands;
  - d. Showing the line of ordinary or mean high water;
  - e. Showing the location of the shoreline vegetation, if existing;
  - f. Showing the location of any proposed or existing structures;
  - g. Showing the riparian lines; and
  - h. Legal description and acreage of the parcel sought.
- ☐ Noticing information as required by subsection 18-21.005(3), F.A.C.

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