



South Florida Water Management District

Public Meeting to Discuss Regulatory Matters

May 19, 2010

10:00 a.m.

South Florida Water Management District - B-1 Auditorium
3301 Gun Club Road, West Palm Beach, FL 33406

MEETING MINUTES

1. Call to Order

The meeting was called to order by the Deputy Executive Director, Tom Oliff at 10:06 a.m. Mr. Oliff welcomed everyone, explained the purpose of the meeting and introduced staff. Mr. Oliff introduced Terrie Bates, Assistant Deputy Executive Director, Regulatory and Public Affairs; Deena Reppen, Deputy Executive Director, Regulatory and Public Affairs; Dean Powell, Acting Department Director, Water Supply; and Robert M. Brown, Director, Environmental Resource Regulation Department.

Mr. Brown reviewed several procedural items and initiated contact with Service Center staff introducing: Jayne Bergstrom, Director and Don Loving, Regulatory Division Director, Martin St. Lucie Service Center, Phil Flood, Director and Ed Yaun, Regulatory Division Director, Orlando Service Center and Ricardo Valera, Regulatory Division Director, Lower West Coast Service Center. There were no members of the public present at these Service Centers.

2. Applications of Heightened Public Concern Pending Final Action

There were no public comments on this item.

3. Public Comment on Other Pending Permit Applications

Public Comment:

Application 060717-32 Jog Road (Roebuck Road to 45th Street)

Panagioti Tsoikas – Mr. Tsoikas requested an update on this application.

Mr. Waterhouse responded that the application has an outstanding Request for Additional Information. He also offered to meet with Mr. Tsoikas after the meeting to provide him with more information. Mr. Tsoikas accepted.

Alex Larson – Ms. Larson expressed concern regarding the mitigation area and wildlife.

Mr. Oliff responded to Ms. Larson's comments and stated that staff would meet with her to provide her with the backup information on this project. Ms. Larson agreed.

Application 100430-6 Florida Atlantic University Parking Lot 11 Improvements

Rosa Durando - Ms. Durando – expressed concerns regarding endangered species.

Ms. Bain responded that there is an overall plan for handling the burrowing owl which is an upland species that the District does not regulate but the Florida Wildlife Conservation Commission does.

Panagioti Tsolkas – Mr. Tsolkas requested information on the timeframe for the conceptual plan and requested that the District take into consideration the rate of species declination.

Mr. Waterhouse stated that he believed the conservation plan for the burrowing owl had been in place for at least 10 - 15 years and that we would provide the latest plan to Ms. Durando.

Application 100504-12 Harbourside at Juno Beach (FKA Parcel 32)

Rosa Durando – Ms. Durando expressed concern regarding the project area and endangered species.

Ms. Bain clarified that this project is not in the Juno scrub preserve habitat area. Staff will review the area to clarify with Ms. Durando.

Application 100506-6 Pine Glades West Mitigation Area

Rosa Durando – Ms. Durando expressed concern regarding the mitigation area.

Application 100429-5 Lake Harbour Quarry

Rosa Durando – expressed concern regarding the lake levels and the C-51 Basin.

Application 071101-3 Charlotte County Babcock Ranch Water Supply

Alex Larson – Ms. Larson expressed concern regarding insufficient water for Charlotte County.

Ms. Bates clarified that this is a back-up supply quantity for Charlotte County.

Application 050330-10 Seacoast Utility Authority

Alex Larson – Ms. Larson commented that at the Palm Beach County Commissioners Meeting agenda it stated that the Seacoast Utilities would become part of Palm Beach County Utilities but the discussion was postponed.

Application 090406-12 Acreage Access Road (Persimmon Blvd to 60th Street N)

Alex Larson – Ms. Larson expressed concern regarding wetland mitigation, past survey issues and comments regarding mitigation impacts.

Mr. Waterhouse and Ms. Bain agreed to meet with Ms. Larson to go over surveys past and present to clarify this issue.

4. Public Comment on General Regulatory Issues

Application 100226-15 FPL Palm Beach L-8 Canal

Alex Larson – Ms. Larson expressed concern over the amount of water use for a power plant, the water being used for the cooling towers and being drawn from the L-8.

Mr. Harmon explained that this land is owned by the Florida Power and Light but it leased for agricultural use. He also would make the file available for Ms. Larson to review.

Panagioti Tsolkas – Mr. Tsolkas expressed concern over the land use for this project he requested to see the maps for this application. Mr. Tsolkas also requested information regarding the Board's discussion on at the May Governing Board meeting regarding FPL's request for water use from the L-8 Reservoir.

Ms. Bates provided a response regarding the permit application and clarified that it is common for FPL to lease their lands for agricultural purposes.

Ms. Bates also responded to Mr. Tsolkas concern over FPL's request for the use of the L-8 Reservoir by providing some background information regarding the request and the District's approval on the temporary use of the pit.

Application 100510-14 White Rock Quarries South Quarry

Alex Larson – Ms. Larson expressed concern regarding rock mining and wildlife.

Ms. Bates clarified that this application is for rock washing; the permits for excavation are handled by the Army Corp of Engineers, Miami-Dade and Department of Environmental Protection.

5. Public Comment on General Regulatory Issues

Alex Larson – Ms. Larson commented regarding Lake Okeechobee water cleanup.

Mr. Oliff explained that there is a Lake Okeechobee protection plan that includes a multiple agency effort and a Northern Everglades Plan that also involves multiple agencies including Counties.

Panagioti Tsolkas – Mr. Tsolkas commented regarding upland species and their dependence on water levels for reproduction and survival.

Rosa Durando – Ms. Durando commented on Scripps regarding wetland mitigation, drainage outfall and hazardous waste.

Mr. Oliff responded to Ms. Durando indicating that Mr. Waterhouse would meet with her to go over the maps for the drainage outfall for the Scripps permit. He also made note that several of the comments made at this meeting were policy issues and that these comments were welcomed to be presented at the Governing Board Meetings.

6. Adjourn

Mr. Oliff adjourned the meeting at 11:17 pm.