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# South Florida Water Management District

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## Public Meeting to Discuss Regulatory Matters

May 20, 2015

10:00 a.m.

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

### MEETING MINUTES

#### Staff Present:

Sharon M. Trost, Director, Regulation Division  
Anthony Waterhouse, Assistant Director, Regulation Division  
Charles Walter, Regulatory Administrator, Orlando Service Center  
Jesse Markle, Section Leader, Okeechobee Service Center  
Melissa Roberts, Regulatory Administrator, Lower West Coast Service Center  
Maria Clemente, Bureau Chief, Water Use Bureau  
Thomas Colios, Section Leader, Water Use Bureau  
Simon Sunderland, Section Leader, Water Use Bureau  
Barbara Conmy, Section Leader, Environmental Resource Permitting Bureau  
Jennifer Brown, Senior Attorney, Office of Counsel  
Stan Orłowski, Section Administrator, Regulatory Support Section

#### 1. Call to Order

The meeting was called to order by Sharon Trost at 10:07 a.m. Ms. Trost reviewed the purpose and requested all comments be regarding regulatory issues and introduced staff at headquarters and the service centers. There were four members of the public present at the District Headquarters. There were no members of the public present at the other service centers.

#### 2. Applications of Heightened Public Concern Pending Final Action

##### Application 150126-17 Turkey Point Cooling Canal Augmentation

Public Comment: Alex Larson inquired regarding the status of the application. Ms. Larson expressed opposition to this application. Ms. Larson is concerned with amount of water permitted.

Public Comment: Drew Martin, (Sierra Club), inquired regarding the new cooling towers that will be installed in the future.

Staff responded that the Emergency Order has been completed and issued. Staff gave a brief explanation of the purpose of this Order.

### **Application 150417-15 NPBCID Unit 2C Phase-1- Pasteur Boulevard**

Public Comment: Alex Larson expressed opposition to the issuance of this permit. Ms. Larson is concerned with the possible transportation of water to the north towards the Loxahatchee.

## **3. Applications of Heightened Public Concern Not Complete**

### **Application 141120-2 Minto West**

Public Comment: Alan Ballweg is concerned with the following factor for this project: increased stress on the water resources, destruction of wild life habitat for protected species, reduced aquifer recharge, increased pollution, and possible contaminants that may be in the soil and water. Mr. Ballweg requested that an independent expert be sent to evaluate the possible risk to public health and endangered species.

Public Comment: Drew Martin expressed concern regarding this project with regards to cypress tree removal on-site and the extent of preservations for the wetlands on the project.

Staff responded with a brief explanation that there are no cypress wetlands on the site.

### **Application 141218-2 Fisheating Creek Floating Aquatic Vegetative Tilling (FAVT)**

Public Comment: Alex Larson requested that the District monitor this project carefully.

### **Application 150220-2 All Aboard Florida- Miami Station**

Public Comment: Alex Larson is concerned with this project. Ms. Larson expressed concern of possible diesel contamination from the high speed trains running on the tracks.

### **Application 131119-5 NPBCID Unit 2 C Phase 1 131216-7 NPBCID Unit 2 C Neighborhood 1**

Public Comment: Alex Larson expressed opposition to the issuance of this application. Ms. Larson's concerns are with the wetlands being impacted. She is also concerned with the future of this project in relation to changes of the original project purpose.

Public Comment: Drew Martin inquired regarding the current status of this application and what construction has occurred. Mr. Martin expressed concern with the changes to the originally stated purpose.

Staff explained the current status of the project including previously approved construction

phases.

**Application 080103-6 Town of Big Cypress**

Public Comment: Drew Martin is concerned with the wildlife impact.

**Application 090107-1 Crosstown Parkway Extension (Bridge Over North Fork)**

Public Comment: Drew Martin inquired regarding the application status.

Staff responded the application is still not complete.

**Application 140902-5 Ocean Ridge Restoration Project**

Public Comment: Drew Martin inquired regarding the status of this application.

Staff explained that the project is still on “no response” meaning that staff is awaiting the applicants response.

**Application 141009-9 Alton Tract B- Community Recreation & Fitness Facility**

Public Comment: Drew Martin inquired regarding the amount of work done on this application specifically regarding vegetation removal and removal of gopher tortoises.

Staff gave a brief explanation of the project and explained that District permits do not regulate gopher tortoises, that is the responsibility of the Florida Fish & Wildlife Conservation Commission (FWC).

**Application 140516-10 Wildblue**

Public Comment: Drew Martin inquired regarding the status and purpose of this application.

Staff gave a brief explanation of the project.

**4. Public Comment on other Pending Permit Applications**

**Application 150513-12 Hand Farm - Gressinger**

Public Comment: Alex Larson inquired regarding this application.

Staff responded explaining that the application is for a letter modification removing a limiting condition regarding leases that are no longer required.

**Application 150512-18 2x6 Sugar Cane**

Public Comment: Alex Larson inquired regarding this application.

Staff explained it is permit transfer.

**Application 150511-10 Okeeheelee Park South- New Lake Section 6**

Public Comment: Alex Larson inquired regarding this application.

Staff explained it is for new wetlands habitat.

**Application 150511-18 PBSO Evidence Facility**

Public Comment: Alex Larson inquired regarding this application.

Staff responded with a brief summary of the application.

**Application 150112-13 Avenir**

Public Comment: Alex Larson inquired regarding this application.

Staff responded with a brief summary of the application.

**Application 150130-15 Lykes Brighton Agricultural Project  
150130-6 Brighton Cane Farm Expansion**

Public Comment: Alex Larson inquired regarding this application.

Staff explained the application is for a change in crop type.

**Application 141107-1 P G A Boulevard-From S R 710 (Beeline Hwy) to the C-18 Canal**

Public Comment: Alex Larson inquired regarding this application.

Staff explained this application is to raise the level of the road to prevent flooding and includes environmental improvements and a wildlife crossing.

**Application 150320-13 Corkscrew Farms Property**

Public Comment: Alex Larson inquired regarding this application.

Staff responded with a brief summary of the application.

**Application 150424-19 Biscayne Landing - Conceptual SWMP and Retail Area Rough**

Public Comment: Alex Larson inquired regarding this application.

Staff stated that they would get back to her.

**Application 150428-1 North Feeder Canal Favt**

Public Comment: Alex Larson inquired regarding this application.

Staff explained this application is for a water quality improvement project.

**Application 150414-20 Bergeron U S 27 Nursery**

Public Comment: Alex Larson inquired regarding this application.

Staff indicated they would get back to her regarding this application.

**Application 150414-10 Arden P U D - Fka Highland Dunes**

Public Comment: Alex Larson inquired regarding this application.

Staff responded with a brief summary of the application.

**Application 150413-6 Avenues L, M, N, and 4th Street Sanitary Sewer Improvement**

Public Comment: Alex Larson inquired regarding this application.

Staff responded with a brief summary of the application.

**Application 130702-20 Margaritaville Resort**

Public Comment: Alex Larson inquired regarding this application.

Staff responded with a brief summary of the application.

**Application 150330-16 Wr5300091 & Wr5697664 FPL Centro & Langford Duct Bank Inst**

Public Comment: Alex Larson inquired regarding this application.

Staff responded with a brief summary of the application.

**Application 140613-7 Loxahatchee Reserve**

Public Comment: Alex Larson inquired regarding this application.

Staff responded with a brief summary of the application.

**Application 140904-5 Palm Beach Aggregates Sand/Limestone Facility**

Public Comment: Alex Larson inquired regarding this application.

Staff indicated they would get back to her regarding this application.

**5. Public Comment on General Regulatory Issues**

**Land Swap – Strazzula**

Public Comment: Alex Larson inquired regarding this topic.

Staff explained that the matter was decided at the Governing Board to go ahead with the land swap.

**Wetland Determination/Application 150112-13 Avenir/ Loss of Wetlands**

Public Comment: Drew Martin expressed concern on how these determinations are made. Mr. Martin requested that the historical land types should be considered vs what the land looks like

currently. Mr. Martin is concerned that this determination may affect the Loxahatchee River Restoration efforts in the future.

Staff gave an explanation of the history of this project and the current application with regards to wetlands.

### **Mangroves/Seagrass**

Public Comment: Drew Martin is against the removal of existing mangroves and/or seagrass. Mr. Martin requested that all projects requesting the removal of mangroves and/or seagrass be marked as Heightened Public Concern.

Staff agreed to consider this but would need to review the definition of Heightened Public Concern.

Public Comment: Drew Martin inquired regarding the mangroves that had been replaced with Spartina grass at the Lake Worth Golf Course.

Staff indicated they would check on the status of that work.

### **Turkey Point**

Public Comment: Drew Martin commented regarding the overheated water in the cooling canals.

### **General Comments**

Public Comment: Drew Martin commented regarding sprinklers running in the rain, plastic in the canals, and the impact these have on the environment.

## **6. Adjourn**

The meeting was adjourned at 11:32 a.m.