



**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING
COURTHOUSE ANNEX, COMMISSION MEETING ROOM**

SEPTEMBER 15, 2020

9:00 AM

AGENDA

The Board of County Commissioners asks that all cell phones are turned off or placed on silent (vibrate) mode. Any handouts (information) for distribution to the Commission must be submitted to the Board Secretary (Clerk's Office) or to the County Coordinator on or before the Thursday prior to that Tuesday's meeting. Failure to do so will result in your removal from the agenda or a delay of any action relating to your request until a future meeting.

Call to Order

A. Public Notice

To comply with CDC and Government social distancing requirements, the general public will not be allowed in the commission meeting room for this meeting; therefore, this Board of County Commission regular meeting will be conducted via livestream and Zoom. Those wanting to view the meeting can use the livestream link (<https://www.youtube.com/user/SGIBeachLife>) or go to Forgotten Coast TV's YouTube Page. The livestream feed will promptly start 5 minutes before the meeting commences. Those wanting to participate during "Public Comments" should use the Zoom log-in/call-in information provided below. There is a link to a list of videos and Getting Started Resources on the main "Agenda and Minutes" webpage for those unfamiliar with Zoom. If you are experiencing any issues with the livestream or Zoom, call (850) 653-9783 extension 373 for assistance.

Any person who wishes to appeal a decision made by the Franklin County Board of County Commissioners, with respect to any matter considered at the meeting, must have a record of the proceedings. He or she may need to ensure that a verbatim record of the proceedings is made.

B. Franklin County BOCC is inviting you to a scheduled Zoom meeting.

Topic: BOCC Regular Meeting

Time: Sep 15, 2020 09:00 AM Eastern Time (US and Canada)

Join Zoom Meeting with computer, tablet, smartphone, or other device

<https://zoom.us/j/92923984187>

Meeting ID: 929 2398 4187

One tap mobile

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Join Zoom Meeting by phone (dial any line)

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+1 669 900 6833 +1 253 215 8782

Meeting ID: 929 2398 4187

Prayer and Pledge

Approval of Minutes

- C. September 1, 2020 BOCC Meeting Minutes for Approval

Payment of County Bills

- D. Bill List for Approval

Public Comments

This is an opportunity for the public to comment on agenda or non-agenda items. When you are recognized to be heard by the Chairman, please sign the speaker's log and adhere to the time limit. An individual will be allowed to speak for three minutes whereas a designated representative of a group or faction will be allowed to speak for five minutes.

Department Directors Report

Superintendent of Public Works – Howard Nabors

E. **Road Department Board Report**

Information Items

1. Detail of Work Performed and Material Hauled by District (see attached documents)

Solid Waste Director – Fonda Davis

E. Solid Waste Director Board Report:

Action Item

CONSOLIDATED SOLID WASTE GRANT APPLICATION: I have for Board approval and the Chairman's signature the completed Consolidated Solid Waste Management Grant application for Fiscal Year 2020-2021 the award of \$93,750.00 (attached to agenda packet).

The grant is used within the solid waste department to offset the cost of providing solid waste management services. The application needs the chairman's signature.

REQUESTED ACTION: Board Approval and the Chairman's Signature on the Consolidated Solid Waste Management Grant Program Application for Fiscal Year 2020-2021.

Information Item

Right-of- Way Debris Pickup/Recycle Material Hauled (Attached to agenda packet)

Emergency Management Director – Pam Brownell

G. **Emergency Management Board Report**

Action Items

1. Requesting the Boards approval and signing of a one-year extended contract for Debris Monitoring and Debris Removal Contracts.

Information Items

2. EOC has submitted our New LMS Plan to the state and are awaiting approval.
3. EOC Staff along with our CERT Volunteers continue to distribute washable & reusable cloth mask throughout our community. We have partnered with the City of Carrabelle and City of Apalachicola Chamber of Commerce along with the St. George Island & Eastpoint Visitor Centers to assist with distribution to local businesses and residents. We will continue this effort as long as supplies are available.
4. EOC Staff are working diligently with DOH Staff regarding the COVID-19 virus. This includes hosting meetings with representatives from DOH, Sheriff's Dept. Weems, EMS, as needed. We also are assisting with Conference Calls, information distribution from DOH via Alert Franklin, Facebook and our EOC Website.
5. EOC Staff continue to participate in conference calls with State DEM, Region 2, DOH, FEMA, etc. regarding COVID 19. We also continue to update WebEOC with missions for PPE, Local State of Emergency, and SitReps.
6. EOC Staff continue to work on FEMA reimbursement claims from Hurricane Michael. (Please see below report regarding Hurricane Michael Projects). This includes working with FEMA staff regarding mitigation of damaged parks, roads, etc. Mitigation takes some time but EOC Staff continue to work diligently with FEMA Staff on the most beneficial repairs for Franklin County. As you can see, Project #'s 79475, 81069, and 81073 have moved from EHP Review to Pending Recipient Final Review. We are in contact with our PDMG regularly regarding these projects and will update the Board as soon as the State Review is completed. EOC Staff has also began the FEMA reimbursement claim process for COVID-19.
7. Attached is a copy of the DOH Dashboard regarding COVID-19 Cases in Franklin County as of 09/10/20 at 11:00 am.

Extension Office Director – Erik Lovestrand

H. Extension Office Board Report

Informational Items

General Extension Activities:

1. During this period, the Extension office assisted citizens on the topics of soil test results, diagnosis on fungal disease on viburnum shrubs, pine beetle damage, and more.
2. Extension Director assisted with hosting a webinar by the Natural Resources Program Team on the topic of "Invasive Cogon Grass in the Florida Panhandle".
3. Extension Director participated in the annual "Extension Professional's Association of Florida" conference via a virtual platform this year. Conducted over a 3-day period.

Sea Grant Extension:

4. Extension Director participated in a webinar hosted by FSU's Apalachicola Bay System Initiative team, as part of the Community Advisory Board membership.
5. Extension Director is coordinating with other Sea Grant agents who have seafood interests in their region to collaborate with FDACS, industry representation, and the ISSC to develop a virtual HACCP training module specifically for molluscan shellfish. An initial conference call between groups will take place soon.
6. Extension Director participated in conference/planning call with other members of the Apalachicola Bay Caucus as part of the larger ACF Stakeholders group.

4-H Youth Development:

7. 4-H clubs are still not meeting in-person due to the virus but a large number of programs are being conducted online with great success and high numbers of youth participating.

Family and Consumer Sciences:

8. Transition to a distance-learning platform continues for programs to use in the local schools.

Library Director - Whitney Roundtree

L Library Director Board Report:

Action Items

1. Requesting from the board to lift the suspension on volunteers at the Carrabelle Branch. All new and former volunteers will have to submit an application. Applicants will be interviewed selected, trained and supervised by the Library Director.

Informational Items

2. Attended WILD BOD meeting held September 9th (Virtual)

3. Attended FOL Board meeting held September 9th (Virtual)

4. The Carrabelle Branch will resume normal operations, Monday- Friday 9:00 AM to 5:00 PM and Saturday 10:00 AM to 2:00, effective September 20th.

5. The Carrabelle Branch will be hosting a "Talk like a Pirate Day" event, September 17th at 10:30 AM. This event will include story time and scavenger hunt. Registration is required, as slots are limited to ensure social distancing standards.

6. Carrabelle Facility: Purchased new book drop. Current is rusted and damaged (photo attached).

7. Carrabelle Facility: Purchased new cigarette butt receptacle. Current is damaged beyond repair (photo attached).

8. Carrabelle Facility: Shane was able to repair ADA compliance device. Everything now in working order.

CARES Act Funding -- Traci Buzbee (Consultant) -- Report

TDC Administrator -- John Solomon -- Report

L TDC Administrator Board Report:

Action Items

1. The TDC Board voted request to pay off the loan for the Lombardi Property of \$199,000.

Request: Board Action: We ask the County Commission to approve the paying off of the loan on the Lombardi Property.

2. The TDC Board voted to request renew all the Vendor and Administration contracts at the current contract agreements and amendments.

Request: Board Action: We ask the County Commission to approve renewing all the Vendor and Administration Contracts.

3. The TDC Board approved the Small event, Major event and Museum Grants. 39 Entities applied for the Small Event Grants, 4 Applied for Major Event Grants and 6 Museums applied for the Museum Grant. Everyone who applied was approved. Totaling \$188,000 of the \$213,000 budgeted for the grants program.

Request: Board Action: We ask the County Commission to approve the 2020/21 Grants programs.

Information Items

4. The TDC board voted to develop and launch a mobile app for the Franklin County TDC. Production has begun on the mobile app with hopes for release in 4-6 weeks. This app will have many features including but not limited to: Weather, Beach Conditions, Events, Videos, News articles, itinerary builder for users, Passport function of sites in Franklin County and the ability to push notifications to the users of the app.

5. The TDC also approved applying decals to the current beach flag notification signs with QR code that links directly to the beach flag conditions. This is a temporary measure as the board had previously approved a new designed beach access sign at each of the counties beach access points that will consolidate all the signs into an easier to read single sign. This project will be started at the end of hurricane season.

6. Collections Numbers: Collection numbers in June 2020 was \$283,734.76 a 5% decrease from June 2019.

Board of Adjustment – Amy Ham-Kelly – Report 10:00 a.m. (ET)

K. THE APPLICANT HAS SUBMITTED AN EMAIL AND WITHDREW THEIR REQUEST FOR THE VARIANCES INTO BOTH SIDE SETBACKS.

Consideration of a request for a variance to construct a retaining wall 10 feet into both side setbacks on property described as Lot 3 Victorian Village, 3006 Pristine Drive, Carrabelle, Franklin County, Florida. Request submitted by Robert Paige and Deborah Martin, applicants.

STAFF RECOMMENDATION: To Deny: The county has received five letters of objection to this variance request from other owners in the subdivision. This proposal is for a concrete retaining wall that will be anywhere from 6012 feet above the existing grade on this property with rip rap rubble along the toe of the property of the wall. It will be located more than 50 feet from the mean high water, so it is not located in the Critical Habitat Zone. the variance request is to go into the 10 foot setbacks from neighboring properties It appears that the owners of Lot 3 have added fill to their lot, and it is this fill that they are trying to retain. I do not see any evidence of erosion of the natural grade on the property. This request appears to be the result of act of the applicant.

BOARD ACTION: To approve, table or deny

L. Consideration of a request for a variance to reclaim 30 feet into the critical habitat zone and 10 feet into both side setbacks to create a living shoreline. Hurricane Michael caused severe erosion and loss of property. Property described as 371 East Bay Drive, Eastpoint, Franklin County, Florida. Request submitted by Dee Strickland, applicant.

STAFF RECOMMENDATION: Based on the drawings submitted it appears that all the construction activity is located seaward of the mean high water. Therefore no variance is required into the Critical Habitat Zone. The applicants will need to apply for a permit from the Florida Department of Environmental Protection and the U.S. Army Corps of Engineers for construction in the water. Staff also request to authorization to refund the applicant the variance fee.

BOARD ACTION: To approve, table or deny

M. Consideration of a request fora variance to construct a septic system 75 feet from an existing well on property described as Lot 22, Block 7, Dog Island, Unit 2, 372 Lubbers Lane, Dog Island, Franklin County, Florida. Request submitted by Claude Nardy, applicant.

STAFF RECOMMENDATION: To Approve. The setbacks are in line with the State of Florida's minimum standard. The 100 feet separation between well and septic tank is a Franklin County requirement.

BOARD ACTION: To approve, Table or Deny

- N. Consideration of a request for a variance to construct three houses across five lots. Request for a 15 foot variance into the western side setback off 3rd Street West, 15 feet into the north property line off West Gulf Beach Drive and 4 feet into the eastern side setback on property described as Lots 1-5, Block 9 West, St. George Island Gulf Beaches, Unit1, 259 and 247 West Gorrie Drive, Franklin County, Florida. Request submitted by William A. and Carro N. Thomas, applicant.

STAFF RECOMMENDATION: To approve. This will result in three houses on five lots, which is less dense than the five houses that could possibly be built on these five lots. The right-of-way of Gulf Beach Drive is 100 feet wide at this location and the actual roadway is located close to the north side of the ROW, on the opposite side from these lots.

BOARD ACTION: To approve, table or deny

Planning and Zoning – Amy Ham-Kelly – Report

- O. I would like to inform the Board that the Insurance Services Office (ISO) and National Flood Insurance Program (NFIP) are requesting that Franklin County update the current Flood Ordinance to include necessary changes that would keep our Community Rating System at a Class 7, which affords our constituents with structures within a flood zone a 15% discount on their flood insurance policy. If not updated by the end of the year our Class 7 would go to a Class 9 which only provides a 5% discount. **I am requesting the board to approve the request to update the ordinance and have County Attorney Michael Shuler to provide guidance throughout the update process.** This update will require two public hearings and will be required to be advertised prior to each public hearing.

Critical Shoreline Applications

- P. Consideration of a request to construct a Single Family Private Dock located at 11 Big Oaks, Apalachicola, Franklin County, Florida. The dock will have a 4' x 178' boardwalk with a 6' x 37' terminus and a 14.5' x 22' boat lift. Both State and Federal Permits will be required. Application submitted by Garlick Environmental Associates, agent for Clay Palm, applicant. (Proposed House)

STAFF RECOMMENDATION: To approve, contingent upon receiving the State and Federal Permits. The boat lift will extend into the canal at Big Oaks and the dock will extend into the Apalachicola River. The boat lift and the dock will be connected by the boardwalk.

BOARD ACTION: To approve, table or deny

- O. Consideration of a request to construct a Single Family Private Dock located at 2533 Highway 98 West, Carrabelle, Franklin County, Florida. The dock walkway will be 355' x 4' with a 20' x 6' terminal platform with a 2' stepdown. Both State and Federal Permits have been obtained. Application submitted by Garlick Environmental Associates, agent for Sonny and Karen Sykes, applicant. (House is on the north side of Highway 98)

STAFF RECOMMENDATION: To Approve. The dock will extend into St. George Sound.

BOARD ACTION: To approve, table or deny

- R. Consideration of a request to construct a Single Family Private Dock located at Lot 10 Bayview Village, 1839 Bayview Drive, St. George Island, Franklin County, Florida. The applicant has both State and Federal permits. The dock walkway over wetlands will be 194' x

4' with a 31' x 4' dock and a 6' x 20' terminal platform. Request submitted by Builders by the Sea, agent for Donald and Melinda Seader, applicant. (Proposed House)

STAFF RECOMMENDATION: To Approve. The dock will extend into an unnamed inlet off of the Apalachicola Bay and has both State and Federal permits.

BOARD ACTION: To approve, table or deny

Re-Zoning Public Hearing Request

- S. Consideration of a request for a public hearing to re-zone a 1.86 acre parcel lying in Section 34, Township 8 South, Range 8 West, 410 Bay City Road, Apalachicola, Franklin County, Florida from R-2 Single Family Mobile Home to R-4 Single Family Home Industry. Request submitted by Ralph Richards, applicant.

STAFF RECOMMENDATION: To Approve a public hearing to re-zone this property to allow Cierra Richards, who lives on the the property, to operate a beauty salon at her house.

BOARD ACTION: To approve, table or deny public hearing request.

Commercial Site Plan Application

- T. Consideration of a request for Commercial Site Plan Review to install (1-containing 8 units) 131' x 41' and (1-containing 7 units) 116' x 41' commercial recreational storage buildings on a 1 acre parel located in Section 36, Township 8 South, Range 7 West, 142 US Highway 98, Eastpoint, Franklin County, Florida. Request submitted by Christopher Varnes, applicant.

STAFF RECOMMENDATION: To approve this Commercial Site Plan.

BOARD ACTION: To approve, table or deny

Public Hearings 10:30 a.m. (ET)

- U. **THE APPLICANT HAS SUBMITTED AN EMAIL AND WITHDREW THEIR REQUEST FOR A LAND USE CHANGE.**

Consideration of a request for a Land Use Change of a 4 acre parcel lying in Section 30, Township 8 South, Range 6 West, 83 Otterslide Road, Eastpoint, Franklin County, Florida from Residential to Commercial. Request submitted by Eastpoint Lands, LLC, applicant. (Public Hearing approved by BCC on November 19, 2019.)

- V. **THE APPLICANT HAS SUBMITTED AN EMAIL AND WITHDREW THEIR REQUEST FOR A ZONING CHANGE.**

Consideration of a request to re-zone a 4 acre parcel lying in Section 30, Township 8 South, Range 6 West, 83 Otterslide Road, Eastpoint, Franklin County, Florida from R-4 Single Family Home Industry to C-3 Commercial Recreation. Request submitted by Eastpoint Lands, LLC, applicant. (Public Hearing approved by the BCC 11/19/2019)

- W. **THE APPLICANT HAS SUBMITTED AN EMAIL AND WITHDREW THEIR REQUEST FOR A LAND USE CHANGE.**

Consideration of a request for a Land Use Change of a 1.39 acre parcel lying in Section 30, Township 8 South, Range 6 West, 487 Avenue A, Eastpoint, Franklin County, Florida from Residential to Commercial. Request submitted by Eastpoint Lands, LLC, applicant. (BCC Approved Public Hearing on 11/19/2019)

- X. **THE APPLICANT HAS SUBMITTED AN EMAIL AND WITHDREW THEIR REQUEST FOR A ZONING CHANGE.**

Consideration of a request for Re-Zoning Change of a 1.39 acre parcel lying in Section 30, Township 8 South, Range 6 West, 487 Avenue A, Eastpoint, Franklin County, Florida from R-4

Single Family Home Industry to C-3 Commercial Recreation. Request submitted by Eastpoint Lands, LLC, applicant. (BCC Approved Public Hearing on 11/19/2019)

RFP / RFQ / Bids Opening

Y. CR 370 ALLIGATOR POINT MULTI-USE TRAIL AND BIKE PATH CONSTRUCTION

Project is located in Franklin County, Florida and consists of approximately 1 mile of 5' bike lanes and 1 mile of 10' multi-use path construction on CR 370/Alligator Drive at Alligator Point, Florida.

This project is federally funded with assistance from the Florida Department of Transportation (FDOT) and the Federal Highway Administration (FHWA). By submitting a bid, the company certifies that no principal (which includes officers, directors, or executives) is presently suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation on this transaction by any Federal Department or Agency.

All bidders shall be FDOT qualified per Section 2-1 of the FDOT Standard Specifications for Road and Bridge Construction, latest edition in the following work classes: Grading, Flexible Paving, and Hot Plant Mix-Bituminous Course.

Alliant Management Services -- Jim Coleman Jr. (CEO) -- Contract Discussion

SHIP Program -- Lori Switzer-Mills (Administrator) -- Report

Z. SHIP Administrator Board Report:

Action Item

1. The first item in your packet is the SHIP Annual Report for close out FY 2017-2018. The total expended is \$384,190.50. Six applicants were served with Down Payment Assistance, 13 with Owner Occupied Rehabilitation and 1 with emergency repairs. On page 11 the report shows the data so far for interim year 1-2018/2019 and interim year 2.-2019/2020. Request: I am requesting Board action to approve the SHIP Annual Report for closeout FY 2017-2018.

Information Items

2. Update: For the Hurricane Housing Recovery Funds all 8 of the mobile homes have been delivered and are being set up now. One home in Carrabelle has had the final inspection and is complete except for the skirting which is being installed this week. One home in Apalachicola is complete, waiting on the Certificate of Occupancy. Two of the septic systems are finished and Collins Construction is in the process of installing the remaining two.

3. As you are aware, through Florida Housing Finance Corporation, Franklin County, through the State Housing Initiative Partnership (SHIP) Program received \$175,000 of the State of Florida's Coronavirus Relief Fund (CRF) to assist Franklin County residents that have been negatively impacted by the CORONA-19 pandemic and struggling to pay housing expenses such as: rent, mortgage payments, and utility payments.

The advertisement ran in the Times in the August 13th paper. We began accepting applications on Monday, August 31st. We have given out approximately 150 application packets and have received 36 back so far.

After 6 trainings on the CRF funds there have been some changes to the rules.

We cannot pay any future payments for Rent, Mortgage or utilities.

For Rent and Mortgage payments we can only pay the past due amount and the current month.

For utilities, we cannot help any applicants unless they are 30 days late. At that point, we can

pay the past due balance and the current month due. When we pay the applicants bills, if they have not totaled the \$2,500 limit and they are still having a hardship in the following month, we are required to make sure they still have a hardship, their income has not changed and then pay the rent or mortgage for that month only.

Clerk of Courts – Marcia M. Johnson – Report

Special Projects Consultant – Alan Pierce – Report

AA. Consulting Board Report

Information Items

1. Inform Board that Mr. Shuler and I have reviewed a draft agreement generated by TRIUMPH staff for our \$1M TRIUMPH airport project. At this time, the county's airport project is on the Sept. 24 TRIUMPH Board agenda for approval. If the TRIUMPH Board approves the draft prepared by their own staff then it will be sent to the county for approval.

Mr. Shuler may have some additional comments, but the essential change to this draft is that the clawback risk has been substantially reduced because the TRIUMPH agreement now includes as a match only the FDOT project that is currently under construction at the airport, the access road. The previous draft agreements included several million dollars worth of FDOT projects the county expects to materialize but are not guaranteed, so TRIUMPH staff agreed to remove those projects from the clawback conditions.

The county commission will need to vote on the TRIUMPH agreement after the TRIUMPH Board approves it. The county should receive the TRIUMPH agreement sometime in October. Once the agreement is fully executed, the next step will be for the county to complete the design of the fuel farm improvements. The TRIUMPH agreement allows for the county to use existing consultants (AVCON) to complete the design work and supervise the construction, so the only part to be bid out will be the construction phase. AVCON was selected through a competitive bid process, and the county will have to provide TRIUMPH proof of the selection process, but I have spoken directly to TRIUMPH staff about the need and the logic for using AVCON and they understand that is the county's intention.

In order to get the draft TRIUMPH agreement through the review of the TRIUMPH staff, I had to revise the county's original TRIUMPH application. Attached is the letter that I approved, and had Michael Moron sign, amending the county's TRIUMPH application. This was necessary so that the county's application was consistent with the terms and conditions that were ultimately put into the TRIUMPH agreement.

2. Inform Board that I have made phone calls and emails to Corps of Engineers personnel to get an update on the status of the Eastpoint Channel dredging project, and the Two Mile project. As soon as I hear I will forward any information to Mr. Moron.

3. Update on Alligator Drive. The project is still in the funding queue. I did complete the close-out of PW 591, which was the relocation of Gulf Shore Blvd, a project that had started in 2014!

4. Inform the Board that I have spoken with Mike Dombrowski, MRD Associates, and he is planning to make another funding request to FDEP for design money for a beach renourishment project on Alligator Point to protect the road. The project would be the same as what I have described in the past, and it would be submitted to FDEP for funding in the 2021 Legislative session. The problem for the county is that FDEP has changed the scoring for beach renourishment. Projects with a federal sponsor, like a project wanted by the

USACOE get more points, and projects that provide have a large economic benefit also get more points. The Board will need to pass a Resolution in support of the project, and Mr. Dombrowski will provide a draft Resolution to Mr. Moron when he has it prepared. Mr. Dombrowski will not charge the county for preparing the FDEP funding request so the county has nothing to lose by trying.

5. Inform the Board that a drone manufacturer has been in contact with me about setting up a training and demonstration site at the Apalachicola Airport. The drone manufacturer has visited the airport, and has been in contact with the Franklin County School system to learn more about the drone certification program offered at the school. The drone manufacturer is looking at other airports in Florida but our airport is in the running. The drone manufacturer is considering a future relocation of their manufacturing plant to Florida so it will be beneficial to have them start their Florida operations at our airport. I have also discussed potential TRIUMPH funding with the company in the event they do relocate manufacturing to Florida.

County Coordinator – Michael Morón – Report

BB. County Coordinator Board Report:

Action Items

1. Census Update: Mrs. Cortni Bankston, Chairperson of the Census Complete Count Committee, would like to update the Board on an upcoming Census event and a letter to the County's Federal Legislative Delegation.

Request: Board action to authorize the Chairman's signature on the letter to the County's Federal Legislative Delegation.

2. CEI Services Ranking: At your September 1st meeting the Board opened and read aloud submittals for Construction Engineering and Inspections (CEI) services for the CR 370 Alligator Point Multi-Use Path project. There were five (5) submittals which have been reviewed and ranked by the committee and AECOM out of Monticello, Florida was the top ranked firm. The Florida Department of Transportation has concurred with this ranking. Your Planning Department needs authorization to begin negotiations with AECOM on a contract for CEI services on this project.

Request: Board action to accept the ranking of the committee and authorize your Planning Department to begin negotiations with AECOM, ranked number one, for CEI services on the CR 370 Alligator Point Multi-Use Path project.

3. CDBG Items: Attached to the agenda packet is an CDBG report from Mrs. Deborah Belcher. There are four information items, but I would like the Board to ratify my approval of a \$4,000 change order for the Anna/Devin Creamer project at 568 Wilderness Road. This change order was needed for the demolition and disposal of the add-on structure attached to the old mobile home. The Creamers agreed to the removal of this structure.

Request: Board action to ratify my authorization of a \$4,000 change order for Anna/Devin Creamer at 568 Wilderness Road.

4. E911 Grant: The Sheriff's Department applied for an E911 grant in the amount of \$188,270.00 to prepare their GIS data for the NG 911 Region 1 Routing Project. As the cover letter states, "this project is important as to keeping us on pace for the installation of a 12 county routing service that will allow all counties to act as backup to any of the other 12 counties and also to allow transfer of errant wireless calls to the appropriate location." The cover letter and application were due last week, so the Sheriff asked that the Chairman sign both.

Request: Board action to ratify the Chairman's signature on the E911 State Grant Program application form and the associated cover letter.

5. Bridge Clean-up Contract: I was recently contacted by Mr. David Myrick regarding the bridge clean-up services he provides for the County. He explained that he can no longer provide that service at the current contract amount. This contract started on March of 2010 but has not been renewed since 2013. The Board has the option of advertising for this service, negotiating with Mr. Myrick, or using a county employee to provide these services.

Request: Board discussion and direction on bridge clean-up services.

6. Planner's Review of P&Z/BOA Applications: During the coronavirus pandemic, county planner Mark Curenton has reviewed all applications for the Board of Adjustment (BOA) and Planning & Zoning (P&Z). The Board asked that he be compensated during this time for this additional responsibility while P&Z and BOA did not meet. It would be reasonable to assume that this added responsibility of reviewing 38 applications over (4) months has taken approximately (1) workday per month. It is my recommendation that the BOCC authorize an additional (7) hours of pay per month for the (4) months that Mark Curenton did the reviews.

Request: Board action to authorize seven (7) hours of pay per month for the four (4) months Mr. Curenton reviewed P&Z and BOA applications.

Information Items

None

County Attorney - Michael Shuler - Report

Commissioners' Comments

Adjournment

Information Items

[CC.](#) Letter - Leonard Skinner

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS REGULAR MEETING
COURTHOUSE ANNEX, COMMISSION MEETING ROOM
SEPTEMBER 1, 2020
9:00 AM
MINUTES**

Commissioners Present: Noah Lockley – Chairman, Ricky Jones-Vice-Chairman, Joseph Parrish, William Massey, Bert B. Boldt, II

Others Present: Marcia M. Johnson-Clerk of Court, Erin Griffith-Assistant Finance Director, Michael Moron-County Coordinator, Michael Shuler – County Attorney, Lori P. Hines-Deputy Clerk to the Board.

Call to Order

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Meeting ID: 971 6812 7180

One tap mobile

+13126266799,,97168127180# US (Chicago)

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Join Zoom meeting by telephone (use any line):

+1 312 626 6799

+1 929 205 6099

+1 301 715 8592

+1 346 248 7799

+1 669 900 6833

+1 253 215 8782

Meeting ID: 971 6812 7180

Chairman Lockley called the meeting to Order.

Prayer and Pledge

There was a prayer followed by the Pledge of Allegiance.

Resolution - Honoring the Life of Brian Smith

Mr. Moron said there has been a lot of loss and it is tough when someone in the line of duty dies helping to save someone else. He reported after discussions with the Chairman and Commissioner Jones, Mrs. Cortni Bankston, Administrative Assistant, prepared a Resolution for the Board's consideration. Mr. Moron stated Mrs. Bankston will read the Resolution and then the Board can provide their comments and they will observe a moment of silence for Mr. Smith. Mrs. Bankston read the Resolution. Chairman Lockley thanked Mr. Smith's family for his service to the community and said the Board is deeply sorry for their loss. Commissioner Boldt stated Mr. Smith exemplified the golden rule and died in service to the community. He stated Mr. Smith's death was an act to protect humanity and he will be remembered by the community. Commissioner Boldt wished peace for Mr. Smith's family and loved ones. Commissioner Parrish said he is in agreement with the other Commissioners. He reported the whole community feels the loss and Mr. Smith did what he was trained to do and sacrificed himself for others which is a great sacrifice for anyone to make. Commissioner Massey agreed with Commissioner Boldt's comments. Commissioner Jones reported his son worked for Mr. Smith in the past and they are thankful for the life he lived and remember that he gave his life for the service of others and there is no higher calling and he asked God to be with his family.

Moment of Silence to honor Brian Smith

Chairman Lockley said the Board will honor Mr. Smith with a moment of silence and he would also like to honor the burn victims from last week. A moment of silence was observed.

Mr. Moron thanked Mrs. Bankston for preparing the Resolution and said she also wrote the poem. **On motion by Commissioner Massey, seconded by Commissioner Boldt, and by unanimous vote of the Board present, it was agreed to authorize Chairman Lockley to sign the Resolution, as follows:**

RESOLUTION HONORING THE LIFE OF BRIAN STEPHEN SMITH

WHEREAS, this resolution is to honor and respect a fallen hero, Brian Stephen Smith who was unselfishly dedicated to his family, his friends, and his community, and

WHEREAS, Brian Stephen Smith, was as an active member of the St. George Island Volunteer Fire Department, as both a firefighter and a first responder since 2016, and

WHEREAS, on the afternoon of Tuesday, August 25th, 2020, Brian Stephen Smith answered his final first responder call to duty. Brian perished while sacrificing his life to save a family of swimmers off the coast of St. George Island in the Gulf of Mexico, and

WHEREAS, He is survived by his wife Elizabeth Smith of 33 years and two children, a son, Byren Davis Smith and a daughter, Rachael Elizabeth Smith, and

WHEREAS, the Franklin County Board of County Commissioners and staff would like to dedicate this poem to the Smith family entitled “Fallen Hero”,

Fallen Hero

*How do you convey gratitude after such a great life has been lost.
To speak of your unselfish sacrifice to save another that came with great cost.
To say your name is to speak of the countless you have inspired
To remember your courage and strength means you will forever be admired.*

*To count the immeasurable tears shed is something we cannot do
But to remember the life you lived, is how we bring endless honor to you.*

*Your legacy will live on for there is one sure thing we know,
Brian Stephen Smith was a husband, father, son, brother, colleague and friend, but most importantly, he
will forever remain our*

*True
Fallen
Hero*

NOW THEREFORE, BE IT RESOLVED, that the Franklin County Board of County Commissioners conveys the most heartfelt sympathies to the family of Brian Stephen Smith and express sincere gratitude and appreciation for his invaluable service and commitment to the Franklin County community and to the St. George Island Volunteer Fire Department.

This **RESOLUTION** adopted this 1st day of September, 2020.

**FRANKLIN COUNTY BOARD OF
COUNTY COMMISSIONERS**

s/Noah Lockley, Jr.

Noah Lockley - Chairman

Attest:

s/Marcia M. Johnson

Marcia M. Johnson - Clerk of Courts

Approval of Minutes

- C. Approval of July 30, 2020 Budget Workshop Meeting Minutes
- D. Approval of August 4, 2020 Meeting Minutes
- E. Approval of August 18, 2020 Meeting Minutes

On motion by Commissioner Massey, seconded by Commissioner Parrish, and by unanimous vote of the Board present, it was agreed to approve the minutes from the meetings held on July 30, 2020, August 4, 2020 and August 18, 2020.

Payment of County Bills

- F. Payment of County Bill List

On motion by Commissioner Massey, seconded by Commissioner Jones, and by unanimous vote of the Board present, it was agreed to approve payment of the county's bills.

Tax Collector-Rick Watson-Tax Certificate Update

Mr. Watson reported last year the Commission directed him to apply for a tax deed on several tax certificates owned by the county. He explained tax certificates expire in 7 years so if no action is taken the tax certificate and liability falls off. He stated Franklin County had a number of tax certificates that were about to expire on a failed subdivision in Carrabelle. He said there were 245 lots and the county had to file on each certificate and there were about 20 certificates at a cost of \$675.00 each. Mr. Watson reported the fee covers the title search, the sale on the Courthouse steps and a fee to the Tax Collector's Office. He explained the county certificates are different than regular tax certificates because the county is not required to pay private investors who have tax certificates outstanding on the property. He stated these actions were filed and now all the property is on the list of excess lands. He said once the county applies for a tax deed application and receives the property, the property goes on the list of excess lands for sale. Mr. Watson reported if the property does not sell for 3 years then the county owns the property free and clear. He explained his office receives calls about land for sale and they did not have a list of excess lands until the procedure was started. He pointed out if people want to buy the property they have to pay all the costs associated with tax certificates that are privately held. He stated it is unlikely someone will buy the lots so after the 3 years the county will own the land and can use it for whatever they want to. Mr. Watson reported the total cost the county has expended for the lots was \$13,150.00 and then 3 of the lots sold so the county received \$675 from the sale of each of the lots. Mr. Watson explained this procedure is new to his office and each year in June he will bring a list of certificates that are about to expire and the Board can decide if they want to go through the process again. He stated there is another property in a failed subdivision that they are looking at. Mr. Watson offered to answer any questions. Commissioner Boldt asked about the potential of these lots for the county. Mr. Watson said there are many options. He explained some of the lots are wet and some have good hardwoods. Commissioner Massey stated these lots are in Commissioner Boldt's district. He explained the front side of the property is nice but the back of the property is wet. Mr. Watson said the Excess Lands List is maintained by the Clerk's Office. He stated tax certificates earn 18% interest and the interest accrues monthly. Commissioner Parrish asked if they can sell the lots for what is owed to the county. Mr. Watson explained when the person applies for the tax certificate they must pay all the taxes owed but the county does not have to pay these costs. He reported after the 3 years the county could sell the property for market value. He explained it depends on what the county wants to do with the land. He stated there

could be some opportunities with public/private partnerships that are popular with local governments. Chairman Lockley reported sometimes the properties with wetlands are used for parks.

Sheriff - A. J. Smith - Beach Flags Ordinance Discussion

Sheriff Smith said he has not seen a copy of the draft ordinance. Attorney Shuler reported the proposed ordinance is a duplicate for the most part of the Panama City Beach Ordinance but the exception for surfers was not included and may be relevant. He said the Board will have to declare that an emergency exists and adopt the ordinance as written with the further amendment for surfers that are tethered to a surf board. Attorney Shuler explained in the ordinance the first warning is a verbal warning when there are double red flags. He reported if the person does not comply with the verbal warning then they are subject to a 2nd degree misdemeanor with up to 60 days in jail or a \$500 fine. Sheriff Smith said he is good with that proposal. Chairman Lockley agreed and said people should not risk their life because someone is doing something they should not. Sheriff Smith said he has received a lot of calls since Mr. Smith lost his life. He stated he talked with Mr. Davis about the shortage of beach flags and it may be something they need to address. He stated the St. George Island Civic Club has contacted him and would like to discuss this matter because this happened on the east end of the island where there are no beach flags. Sheriff Smith said the county has about 5 miles of public beach and the flags could be posted every half mile so people can see them. He explained that would help with enforcement because if people cannot see the flags it is difficult to enforce. Sheriff Smith said once people understand the county has a flag system and enforceable ordinance the problem will taper off. Mr. Moron reported the county is looking at 2 different funding for additional flags which are the Tourist Development Council (TDC) and the Department of Environmental Protection (DEP). He stated Mrs. Bankston contacted DEP and found out about a grant for more flags and she is pursuing that grant with DEP. Mr. Moron questioned the number of flags that will be posted, who will change the flags and how often the flags will change. Sheriff Smith stated the flags could change daily or during the day depending on weather conditions. Commissioner Massey asked if the flag can be sent over telephones to people that rent houses. Sheriff Smith said some of the beach houses have placards or magnets about the flag system but that will not address the day trippers or someone that does not have a phone. He suggested they could ask for volunteers to help change the flags or use the people that are on turtle patrol or the posse. Sheriff Smith discussed a situation that occurred with a person in distress at Bob Sikes Cut in an area that is not a public beach. He said he wanted to arrest the person and that is when they found out there was no punishment in the ordinance so he contacted Mr. Moron and Attorney Shuler to address it. Sheriff Smith said even though there were no flags the person should have known not to go in the water on a day like that but these events must be addressed on a case by case basis. Commissioner Parrish stated a lot of this is because the visitors are not aware of the dangers. He went to say local people are more aware of the dangers. He said some of the visitors have not been raised around the water so education is very important. Commissioner Parrish asked Commissioner Jones if he wants to discuss what TDC is working on. Commissioner Jones stated TDC has already been discussing a change to the beach access signage and coming up with one consistent sign. He reported until that is done he has directed Mr. John Solomon, TDC Director, to have some stickers made with QR codes for the flags and these stickers will be added to the beach access point signs and people can scan them with their phones to see the flag system. Commissioner Jones said he understands a lot of other things need to be done and he will support any reasonable effort so they never have this issue again and a family have to suffer the loss of their loved one. He stated TDC is also discussing a phone app for

the county and that app would have the flags as well. Chairman Lockley asked if there is an electrical flag system where people would not change the flags. Sheriff Smith said he is sure they have a system like that but it may be more expensive. He stated it definitely worth looking into. Mr. Moron questioned if they would receive the feed from the National Oceanic and Atmospheric Administration (NOAA) or another agency. He agreed to do research on this type of system. Commissioner Parrish reported it could be run by solar power so they would not need an electrical connection. He asked Mr. Moron to research this matter. Chairman Lockley expressed concern about depending on volunteers and said they have good intention but something could come up. Sheriff Smith stated people have approached him about donating money for things like this. He informed the Board he does not want to be in the water rescue business because all the deputies are not trained for that and it takes a high level of physical ability to make a water rescue. Sheriff Smith commended his deputies who saw a life at risk and went into the water even though they are not trained for a rescue of this kind. He said people have suggested he get jet skis for these situations and he is happy to take on water rescue if the county wants to fund it but it is expensive. Sheriff Smith stated Bay County had 30 water rescues last weekend and they have lifeguards and beach deputies. He reported a jet ski from the Blue Parrot on St. George Island was used to reach the person involved in the situation with Mr. Smith and that is the only reason the person was saved because they were too far out for anyone to reach them. He said if they want to talk about water rescues, jet skis would be a critical piece of equipment. Sheriff Smith stated if people are going to drive for hours to get here and spend money renting a house they are going to get in the water. He reported they will continue to educate the public and put more information out with the people who manage the rental houses. Commissioner Boldt asked if the county should be considering some interpretive signage related to the flags particularly at the beach access areas and if it could include a reminder that the sign is there on behalf of Mr. Smith. Chairman Lockley said this is a good idea. Commissioner Parrish reported this is what Commissioner Jones was talking about with TDC coming up with better signage to educate the people at the beach accesses so they are already working on this item. He said TDC is also talking about a phone app that would allow people to access the beach flag system. Mr. Moron explained TDC is working on 2 things and one is the phone app and the other is the QR code that Commissioner Jones wants to put at every beach access. He reported Mrs. Bankston let him know she has already researched the beach flags and there are electronic sign systems and the grant could pay for this system. He said Mrs. Bankston will continue her research on this matter. Attorney Shuler explained if the Board decides to adopt this emergency ordinance and not follow the usual 10 day notice and holding a public hearing the motion would need to be that Franklin County based on the totality of the evidence they received today are declaring that an emergency exists and that the immediate enactment of this ordinance is necessary and that they are waiving the usual notice requirements of Section 125.66 (2) of Florida Statutes. He questioned if the Board wants to include the exception for surf boards. **Commissioner Parrish made a motion that the Board based on the totality of the evidence received today declares an emergency exists and that the immediate enactment of the ordinance is necessary and they are waiving the usual notice requirements of Section 125.66(2) of Florida Statutes and adopting this emergency ordinance with the exception for surfers. Commissioner Jones seconded the motion.** Sheriff Smith stated on a double red flag day they will assign a deputy to the beach for the full day until the double red flag is over. He reported they have 4 wheel drive and will patrol the 5 mile beach and let people know they cannot be in the water and that will be a huge deterrent. Chairman Lockley said if there is a storm in the Gulf of Mexico no one should be in the water. **Motion carried; 5-0.**

Public Comments

This is an opportunity for the public to comment on agenda or non-agenda items. When you are recognized to be heard by the Chairman, please sign the speaker's log and adhere to the time limit. An individual will be allowed to speak for three minutes whereas a designated representative of a group or faction will be allowed to speak for five minutes.

Mr. Moron stated they are using Zoom today and he is not sure if everyone knows how to use the system for raising their hand. He explained there will be some public hearings and there is a time dedicated for public comment during those public hearings. He said normally this time is for other agenda items but the person can also speak now for the public hearings if they would like to.

Ms. Amber Holton, a resident of Carrabelle, said she sent an email to all the Commissioners stating her concerns about the rezoning on Highway 67 from residential to commercial. She asked the Board to take into consideration that some residents that live in this area are strongly opposed to the rezoning.

Ms. Beverly Sapp, a resident of Carrabelle, stated they have decided to table their request on Highway 67 for now. She explained a letter was submitted to Mrs. Amy Ham-Kelly asking to table this request so they will not be on the agenda today.

Mr. David Covington, a resident of St. George Island, said they are sorry for the loss for the families of the fire victims and Mr. Brian Smith. He discussed other people that were lost this year in similar incidents here and in other counties. He reported the key for the county is more information and education for visitors. Mr. Covington said this will take time to develop just as the Leave No Trace Ordinance took time. He stated people mentioned using telephones in rental homes but some of the Vacation Rental by Owner (VRBO) homes may not have phones. He discussed the problems that occur with people not answering the phones in rental units. Mr. Covington said the beach signs must be in more strategic locations. He explained they came up with the online information when Mr. Bruce Maynor passed away. He reported the beach information comes from NOAA and the National Weather service. He explained he has monitored this information since Mr. Maynor's passing and it changes a lot. Mr. Covington said the people responsible for changing the flags may not be able to change them 2-3 times a day.

Department Directors Report

Superintendent of Public Works – Howard Nabors

Mr. Nabors said they are doing the best they can with the grass cutting especially with all the rain. He stated there was 10"-13" of rain but most of it has already drained. He explained there were a couple of places people complained about but in a couple of days the water had drained and it was dry. Mr. Nabors reported the pipes can only carry so much water when they receive that much rain. He stated the main place with complaints was St. George Island but the lack of drainage is the problem. Mr. Nabors explained they are trying to get a grant to address stormwater on St. George Island. Mr. Moron stated the Northwest Florida Water Management District (NFWFMD) advertised a grant and Dewberry submitted an application that may fund an engineering study for the whole area and how it affects the airport. Mr. Nabors said that water ran off of that area in a couple of days. Commissioner Parrish reported Peachtree

is a problem and Dewberry put in for a \$1 million grant for an engineering study to look at the drainage. He stated there was water in multiple yards and when he drove by Tuesday the water was gone. Commissioner Parrish agreed when there is that much water it takes a while to drain. He reported if they get the grant then they can see what steps they can take to alleviate this problem. Mr. Nabors discussed some issues with stopped up culverts in Eastpoint. He said Alligator Point did fairly well with the rain. Commissioner Boldt asked about an area at Bald Point where water is coming into the wetlands. Mr. Nabors said it busted loose. Chairman Lockley pointed out there was a storm in the Gulf of Mexico and they received an unusual amount of rain. He explained it takes time for the water to drain with the tide. Mr. Nabors agreed when they have high tides it pushes the water in but when the tide falls it pushes the water out.

G. Road Department Board Report

Information Items

1. Detail of Work Performed and Material Hauled by District (see attached documents)

RESTORE Coordinator – Alan Pierce – Report

Mr. Pierce appeared via telephone and provided his report, as follows:

Action:

1. Board action to re-rank the property acquisition on Alligator Point so that the Alligator Point Fire Station becomes the county's first acquisition, and then to cease acquisition efforts on the remaining parcels. The reason for the cancellation on the other acquisitions is because the county cannot get a clear indication that these other acquisitions will be able to be used for anything but open space, and because of requests made by the Seminole Indian Nation the county will be obligated to hire an archeologist to monitor any activity on any of the lots. The cost of the archeologist is probably not reimbursable according to Ms. Traci Buzbee, consultant to the EOC.

The other 30 some odd lots that had expressed interest in being bought are mostly isolated parcels around the Point, and do not offer the county an opportunity for acquiring significant holdings. Even if the current owners would accept the valuations, which might be low compared to current market conditions, the county might easily end up with lots that would be a problem for the neighbors because of overgrown vegetation and other issues.

Board action to prioritize the acquisition of the Alligator Point VFD as the top priority. Ms. Brownell has two other projects that she will recommend as the 2nd and 3rd priority for Hazard Mitigation funding.

Mr. Pierce said he wrote this item in conjunction with Mrs. Brownell and she may have more information about the risk of acquiring property on Alligator Point. He recommended the Board move forward with the fire department property because it is in their best interest and the county's best interest to have them move the volunteer fire department to a better location. He asked for the Alligator Point Fire Station to be the first acquisition and said Mrs. Brownell has some other projects they want to fund instead of buying property on Alligator Point. Mr. Pierce explained the intermediate staff level opinion at FEMA is that they could not do anything with the property any way but it is possible they could get this opinion changed. He reported if they bought property now it would have to stay vacant which means the county would be responsible for maintaining the property. He stated it would be best not to obtain property and let the market place resolve the value of the property. **On motion by Commissioner Boldt, seconded by Commissioner Massey, and by unanimous vote of the Board present, it was agreed**

to take action to prioritize acquisition of the Alligator Point Volunteer Fire Department existing building. Mr. Pierce stated Mrs. Brownell will have more information on hazard mitigation.

2. Board action to name Ms. Cortni Bankston as RESTORE Coordinator. Ms. Bankston has been the go between Langston Consulting and myself for the past year so she is familiar with the Langston Consulting. There are documents that must be submitted to Treasury from a county email address, and with me out of the office for significant periods of time it has become difficult for me to be prompt in responding to Treasury. I will still assist the Board and Ms. Bankston, but I do not want my absence to be a hindrance in the submission of documents essential to getting the St. George Island Stormwater Plan or the dune restoration plan funded.

At the Board's pleasure, I will still be a consultant to the Board on Alligator Point FEMA issues, as well as anything Mr. Moron asks me to assist with, but I would not be the RESTORE Coordinator. Mr. Moron has a letter the Chairman will need to sign and submit to Treasury informing them of the change.

Mr. Pierce recommended Mrs. Bankston as RESTORE Coordinator and for the Chairman to sign the letter that must be submitted. **On motion by Commissioner Parrish, seconded by Commissioner Jones, and by unanimous vote of the Board present, it was agreed to appoint Mrs. Bankston as the RESTORE Coordinator and authorize Chairman Lockley to sign the letter.**

Information Item: Last Thursday, August 27, I received a phone call from Mr. John Collins, AVCON, and he said he had just learned of a stormwater grant opportunity from the Northwest Florida Water Management District that could benefit the county. The county currently has a \$1M FDOT grant for stormwater improvements at the airport. Mr. Collins says the total estimated cost of the stormwater improvements at the airport is more like \$2.5M so he asked my opinion if he could apply for \$1.5M worth of Water Management funding. I told him to make the pre-application, which was due last Friday, August 28. If the District expresses interest in our project then Mr. Collins will submit a formal and complete application. I do not have a timeline for when the District will review these pre-applications but I am presuming it will take about 60 days before we learn if AVCON will be asked to submit a complete application.

Mr. Pierce reported concurrently Clay Kennedy, Dewberry, is already working on stormwater applications for property around the airport and this item is on Mr. Moron's report. He explained they are trying to get money for improvements at the airport and Mr. Kennedy is working on a project that will help the drainage around the airport. He stated if they find the pre-applications are of interest to the NFWFMD then there will be a formal application made and the Board can decide if they want to move forward. Mr. Pierce reported the NFWFMD will review the pre-applications for 60 days and decide which projects they will fund. He said this happened quickly so he told Mr. Collins to move forward with this application for the airport and he thinks Mr. Moron told Mr. Kennedy the same thing.

Mr. Pierce stated he is in communication with Ms. Susan Skelton, Executive Director of Triumph Gulf Coast, and hopefully approval of the airport grant will be on the Triumph Agenda in September. He explained the Triumph Board staff dropped back to looking at a 1 to 1 match with the existing FDOT grant already under construction. He said hopefully they have a way forward to get this approved. Mr. Pierce reported he has to work on getting a revised letter to Triumph and he will work on that with Ms. Skelton this afternoon. Mr. Pierce stated assuming this letter is done hopefully this airport project will be on the September 24th Agenda for Triumph. Chairman Lockley reported he wanted to let the people who live

around the airport know that they are working on the drainage problem. He said this will take time and will not happen overnight.

Mr. Pierce stated at the next meeting he may have some information on other opportunities at the airport.

Attorney Shuler reported on the 1 to 1 match Mr. Pierce was discussing the county will only be putting up \$25,000 for the project and expecting millions of dollars from the Florida Department of Transportation (FDOT). He explained their concern was Triumph has a claw back provision and they did not want them looking to the county if FDOT did not fund the project when they are telling them the county does not have the money and is relying on FDOT. Attorney Shuler said that is why this matter had to be re-examined and now it is happening in September. Mr. Pierce stated the Triumph claw back would now be the grant that is already under construction and should be completed in October. He said there is no risk of a claw back from Triumph because the money will be spent and the project will be closed out to FDOT standards. He reported future projects are not being included as part of the grant agreement. Attorney Shuler stated that is the amendment the county was asking for because the county has no control over future FDOT funding. He said it sounds like they are going to make this amendment. Attorney Shuler said they are very thankful to Ms. Skelton for helping the county.

Solid Waste Director – Fonda Davis

Mr. Davis said he does not have a report this morning. Commissioner Boldt stated he took a stack of amnesty day cards to the Carrabelle Library. Mr. Davis agreed to provide some additional cards for Commissioner Boldt.

H. Solid Waste Directors Board Report

Information Items

1. Right-of-ways Debris Pickup/Recycle Material Hauled (See attached document)

Emergency Management Director – Pam Brownell

Mr. Moron reported Mrs. Brownell sent a message this morning that they are working on closing out a grant. He said Mrs. Brownell did not have any action items but if the Board has any questions they can contact her.

Emergency Management Board Report

Information Items:

1. CERT was activated on 8/26/20 to assist with search and rescue efforts for the missing child in Eastpoint, our volunteers remained on scene until the missing child was found.
2. EOC Staff posted our 2020 Local Mitigation Strategy Plan for Public Review on 08/12/20. The public review period was from 08/12/20 – 08/14/20. We advertised this review on Oyster Radio, EOC Facebook page, and the County Website.

3. EOC Staff along with our CERT Volunteers continue to distribute washable & reusable cloth mask throughout our community. We have partnered with the City of Carrabelle and City of Apalachicola Chamber of Commerce along with the St. George Island & Eastpoint Visitor Centers to assist with distribution to local businesses and residents. We will continue this effort as long as supplies are available.
4. EOC Staff are working diligently with DOH Staff regarding the COVID-19 virus. This includes hosting meetings with representatives from DOH, Sheriff's Dept. Weems, EMS, as needed. We also are assisting with Conference Calls, information distribution from DOH via Alert Franklin, Facebook and our EOC Website.
5. EOC Staff continue to participate in conference calls with State DEM, Region 2, DOH, FEMA, etc. regarding COVID 19. We also continue to update WebEOC with missions for PPE, Local State of Emergency, and SitReps.
6. EOC Staff continue to work on FEMA reimbursement claims from Hurricane Michael. (Please see below report regarding Hurricane Michael Projects). This includes working with FEMA staff regarding mitigation of damaged parks, roads, etc. Mitigation takes some time but EOC Staff continue to work diligently with FEMA Staff on the most beneficial repairs for Franklin County. As you can see, Project #'s 79475, 81069, and 81073 have moved from EHP Review to Pending Recipient Final Review. We are in contact with our PDMG regularly regarding these projects and will update the Board as soon as the State Review is completed. EOC Staff has also began the FEMA reimbursement claim process for COVID-19.

Extension Office Director – Erik Lovestrand

Mr. Lovestrand did not have any additional items to report.

J. Extension Office Board Report

Informational Items

General Extension Activities:

1. During this period, the Extension office assisted citizens on the topics of injured wildlife, fertilization of zoysia grass, soil test results, diagnosis on fungal disease, citrus greening, and more.
2. Extension Director assisted with hosting a webinar by the Natural Resources Program Team on the topic of "Invasive Hitchhikers: how we move pest species around when transporting ornamental plants". The Cuban tree frog is one that is starting to show up in our Panhandle area.
3. Extension Director participated in a webinar by USDA about the Coronavirus Food Assistance Program (CFAP) to learn about assistance to various aquaculture crops that are now included. Our local producers of oysters and clams are not eligible under this program because they are eligible to receive assistance under the CARES Act assistance program.

Sea Grant Extension:

4. Extension Director participated in a webinar hosted by Auburn University titled: "Seafood in the Diet: Consumption Patterns at Retail and Food Service outlets." Related to how Covid has affected distribution and sales of seafood products.
5. Extension Director is coordinating with other Sea Grant agents who have seafood interests in their region to partner with FDACS, industry representation, and the ISSC to develop a virtual HACCP training module specifically for molluscan shellfish. An initial conference call between groups will take place soon.

4-H Youth Development:

6. A new adult volunteer will be completing her certification process soon to lead a club in Eastpoint and surrounding area. Focus areas will include leadership, and agriculture/aquaculture production.
7. 4-H clubs are still not meeting in-person due to the virus but a large number of programs are being conducted online with great success and high numbers of youth participating.

Family and Consumer Sciences:

8. Transition to a distance learning platform continues for programs to use when school begins.

Library Director - Whitney Roundtree

Mr. Moron said he hopes Mrs. Roundtree was not on the telephone and he did not see her call but he will contact her about presenting her report.

K. Library Directors Board Report

Updates/Informational Items:

1. Attended WILD BOD meeting held August 10th (Virtual)
2. Attended FOL meeting held August 12th (Virtual)
3. Attended Director's meeting held August 19th (Virtual)
4. Employment: New, full-time employee, Arielle Thompson, we will report to the Eastpoint branch August 31st, 2020 to begin training. Employment offer accepted for the Carrabelle branch, waiting on drug screening results. All staff members are to be crossed trained at both branches in order to ensure sufficient coverage at each location.
5. The FCPL Summer Reading Program has come to a close. The library hosted 10 virtual events and challenges this summer with a combined participation total of 361.
6. Congratulations to our Summer Reading Challenge grand prize winners, Jayden Jones (Carrabelle Branch) Hunter Brannan (Carrabelle Branch), Maddie Wise (Eastpoint Branch) and Wyatt Oliver (Eastpoint Branch). Each winner received their very own Kindle HD Fire Tablet as a reward for their hard work and continued reading throughout the summer.
7. FCPL will be closed Labor Day, Monday, Sept 7th
8. September is Library Card Sign-up Month. Library cards are free for Franklin County residents with proof of residency (DL, photo Id card, Passport with photo). A library card grants patrons free access to our combined catalog of physical and digital materials. Non-resident members can also obtain a card for a \$10 annual fee.

RFP / RFQ / Bids Opening

L. CR 370 Alligator Point Multi-Use Path Project:

The Franklin County Board of County Commissioners is seeking civil engineering services relating to the construction engineering and inspection (CEI) of the multi-use trail and bike path on the CR 370 Alligator Point Multi-Use Path Project. The scope of this project will include the construction of 5' bicycle lanes on C.R. 67 (Alligator Drive) from Alligator Point Marina eastward for approximately 1 mile to the public boat ramp and a 10' multi-use path from the public boat ramp eastward for approximately 1 mile to Harbor Circle on Alligator Point, FL as identified in the County's Local Agency Participation contract with the Florida Department of Transportation (FDOT). Consideration will be given to only those firms that are qualified pursuant to law and that have been prequalified by FDOT to perform the indicated types of work.

Mr. Moron said the review committee for the Request for Proposals (RFP's) will be him, Mr. Nabors and Mrs. Lauren Luberto, Finance Department. He explained the review committee will score and rank the RFP's. He opened and read the following RFP's:

<u>Company</u>	<u>Location</u>
VIA Consulting Services, Inc.	Jacksonville, FL
DRMP	Tallahassee, FL
exp.	Tallahassee, FL
Southeastern Consulting Engineers, Inc.	Wewahitchka, FL

AECOM

Tampa, FL

On motion by Commissioner Massey, seconded by Commissioner Boldt, and by unanimous vote of the Board present, it was agreed to send the RFP's to the review committee.

The meeting recessed at 10:12 a.m.

The meeting reconvened at 10:26 a.m.

Public Hearings 10:30 a.m. (ET)

Any person representing a project or who wishes to speak concerning this proposed ordinance should participate virtually via Zoom (log-in/call-in information below). If you experience issues with Zoom call (850) 653-9783 ext 373 for assistance.

Join Zoom Meeting by computer, tablet, smartphone or other device:

<https://zoom.us/j/97168127180>

Meeting ID: 971 6812 7180

One tap mobile

+13126266799,,97168127180# US (Chicago)

+19292056099,,97168127180# US (New York)

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Mr. Moron said there are 5 public hearings and they will begin with Item O. He reported on the other items Mrs. Sapp called this morning and stated they have requested that these items be tabled. Mr. Moron reported they would like to table these items until November 17th at a certain time to avoid having to re-advertise. He said once they get through the first item then he recommended that they decide on a motion to table first so they do not have to take public comments on this matter now and in November. Attorney Shuler stated this is correct and he was informed yesterday the applicant asked to table this matter. He said they should take up the tabling request first and it is up to the Board to table or not to table this request. Mrs. Ham-Kelly read the following item for the Board's consideration:

O. (10:30 AM)The Franklin County Board of County Commissioners proposes to adopt the following by ordinance: An Ordinance changing the Zoning on the following parcel of land in Franklin County: Reserved Lot West of Lot 16, Block Z, Lanark Beach, Unit 1, Lanark, Franklin County, Florida lying in Section 14, Township 7 South, Range 4 West, Lanark, Franklin County, Florida, as shown on the attached map, to be changed from C-4 Mixed Use Residential to C-3 Commercial Recreation. Request submitted by Garlick Environmental Associates, agent for Team Golson, applicant.

Chairman Lockley asked for public comment. Mr. Moron checked the system for public comment on this item. Mrs. Ham-Kelly said Garlick Environmental Associates is representing this project. Mr. Moron said he has unmuted Mr. John Berry, a resident of Alligator Point, who is on the line and Mr. Dan Garlick, Garlick Environmental Associates, in case there are questions. Mrs. Ham-Kelly said she has received no objections to this item. Commissioner Boldt asked if this property immediately adjoins Ho-Hum RV Park. Mrs. Ham-Kelly commented there are 3 lots owned by Ms. Kimberly Roddenberry and then Ho-Hum RV Park. Mr. Moron said there is no one on the system wanting to provide public comment. Commissioner Parrish asked if this is one lot. Mrs. Ham-Kelly reported this is a reserved lot west of Lot 16 for Lanark Beach. Commissioner Parrish said he has never heard of a reserved lot and questioned what it is and if there is acreage. Commissioner Boldt asked what is being proposed on this site. Mrs. Ham-Kelly replied an RV park. Commissioner Parrish inquired if this project will be on public water and sewer. Mrs. Ham-Kelly responded public water and sewer are available in that area. Commissioner Parrish questioned if the Health Department also decides how many units they can have. Mrs. Ham-Kelly said the Health Department regulates how many units can be placed on a lot that is regulated by water and sewer and by well and septic. Mrs. Ham-Kelly stated she does not have the specific lot size. Commissioner Massey reported based on what is already in this area the lot cannot be real big. Commissioner Boldt agreed it must be narrow. Mrs. Ham-Kelly said the application says 1 acre more or less. Mr. Garlick appeared via telephone. He explained the reserve lot is not a platted but is a lot of record done by metes and bounds. He reported Mr. Thurman Roddenberry, Thurman Roddenberry & Associates, Inc., did the survey and the boundaries are 145' X 300'. Mr. Garlick said there is plenty of room off of Highway 98 and they would like to start the 9 RV units and the office building. He reported C-4 allows more density but the owner is more interested going this direction because it is a useful area and Ho-Hum RV Park is filled up. Mr. Garlick said he talked with the new owners at Ho-Hum RV Park and they do not have a problem and neither does Mr. Roddenberry. Mr. Garlick stated Lanark Village can supply the water and sewer and he looked at escape routes. He explained they would route their people about 72 hours in advance up Lake Mortality Road to Highway 67 to get them out quicker. He reported this is a small operation but they have enough room to accommodate 9 units. He said they still have room to address commercial issues such as the stormwater management plan and this evacuation route. Mr. Garlick offered to answer any questions. Commissioner Parrish stated he does not have any questions and is glad to see they have an evacuation plan when it comes to storms. Mr. Garlick explained the C-4 Mixed Use means buildings on piles which means more potential damage but with this plan once the RV's are gone there is not much of anything left to damage substantially. **On motion by Commissioner Parrish, seconded by Commissioner Boldt, and by unanimous vote of the Board present, it was agreed to approve the rezoning request from C-4 Mixed Use Residential to C-3 Commercial Recreation.**

P. (10:35am or soon thereafter 10:30am) The Franklin County Board of County Commissioners proposes to adopt the following by ordinance: An Ordinance changing the Land Use on the following parcel of land in Franklin County:

A 6.08 +/- acre parcel lying in Section 22, Township 6 South, Range 4 West, 2514 Highway 67, Carrabelle, Franklin County, Florida, as shown on the attached map, to be changed from Residential to Commercial. Request submitted by Jamey and Beverly Sapp, applicants.

Q. (10:35am or soon thereafter 10:30am) The Franklin County Board of County Commissioners proposes to adopt the following by ordinance: An Ordinance changing the Zoning on the following parcel of land in Franklin County:

A 6.08+/-acre parcel lying in Section 22, Township 6 South, Range 4 West, 2536 Highway 67, Carrabelle, Franklin County, Florida, as shown on the attached map, to be changed from R-2 Single Family Mobile Home to C-3 Commercial Recreation. Request submitted by Jamey and Beverly Sapp, applicants.

Mr. Moron said this is the request to table until November 17th at 10:30 a.m. **On motion by Commissioner Boldt, seconded by Commissioner Massey, and by unanimous vote of the Board present, it was agreed to table Items P. and Q. until November 17, 2020 at 10:30 a.m.**

R. (10:40 am or soon thereafter 10:30 am) The Franklin County Board of County Commissioners proposes to adopt the following by ordinance: An Ordinance changing the Land Use on the following parcel of land in Franklin County:

A 10 +/- acre parcel lying in Section 22, Township 6 South, Range 4 West, 2536 Highway 67, Carrabelle, Franklin County, Florida, as shown on the attached map, to be changed from Agriculture & Residential to Commercial. Request submitted by Jamey and Beverly Sapp, applicants.

S. (10:40 am or soon thereafter 10:30 am) The Franklin County Board of County Commissioners proposes to adopt the following by ordinance: An Ordinance changing the Zoning on the following parcel of land in Franklin County:

A 10 +/- acre parcel lying in Section 22, Township 6 South, Range 4 West, 2536 Highway 67, Carrabelle, Franklin County, Florida, as shown on the attached map, to be changed from A-2 Forestry Agriculture and R-2 Single Family Mobile Home to C-3 Commercial Recreation. Request submitted by Jamey and Beverly Sapp, applicants.

Mr. Moron said they have a request to table this matter until November 17th at 10:35 a.m. **On motion by Commissioner Parrish, seconded by Commissioner Boldt, and by unanimous vote of the Board present, it was agreed to table Items R. and S. until November 17, 2020 at 10:35 a.m.**

National POW/MIA Recognition - Michael Krehl – Presentation

M. Presentation of the Defense POW/MIA Accounting Agency (DPAA) introducing the Relentless Pursuit Poster

Mr. Krehl appeared via telephone. He reminded the Board National POW/MIA Recognition Day is September 18th. He reported National POW/MIA Recognition Day was established in 1979 through a proclamation signed by President Jimmy Carter. He stated since then each subsequent President has issued an annual proclamation commemorating the third Friday in September as National POW/MIA Recognition Day. Mr. Krehl said a national level ceremony is held every year. He stated all the celebrations that are held honor the people that were held captive and returned and those that remain missing. He reported since 1999 the POW/MIA Accounting Agency has created a poster commemorating this day. Mr. Krehl stated the 2020 edition honors this tradition and will be on display in all county buildings and offices through September. He said the posters are available from DPAA.mil and are free to the general public. Mr. Krehl reported the poster commemorates National POW/MIA Recognition Day on September 18th. Mr. Moron said the posters will be in 3 locations around the buildings for the month of September.

Clerk of Courts – Marcia M. Johnson – Report

Clerk Johnson reminded the Board of the virtual Budget Public Hearing on September 8, 2020 at 5:15 p.m. She explained the public hearing will be held just like this meeting is occurring today. She requested the Board schedule a virtual meeting on September 30, 2020 to end the year and pay county bills. **On motion by Commissioner Massey, seconded by Commissioner Boldt, and by unanimous vote of the Board present, it was agreed to schedule a special meeting on September 30, 2020 at 9:00 a.m.** Clerk Johnson stated Mrs. Griffith will provide a financial update and report on the St. George Island Bathroom project.

Mrs. Griffith stated she has some good news today and presented the following update for the Board:

BUDGET UPDATE:

At the Budget Workshop on Thursday, July 30th the BOCC set a preliminary millage rate for the TRIM notices at 5.9026, just below the current millage rate of 5.9494 and 3.69 percent over the rolled-back rate. The renewal rates for Capital Health Plan were not available at the time of the budget meeting and an estimated 10% increase (\$144,492 in additional cost) was used for the preliminary budget presentation.

On August 3rd, Capital Health Plan released the renewal rate at a 2% increase. The cost for individual coverage rose from \$645.31 per month to \$658.22 per month. This reduction from the estimated 10% increase to a 2% increase reduced the proposed budget by \$114,599. This change reduced the preliminary millage rate to 5.8490 – from 3.69% over the rolled-back rate to 2.75% over the rolled-back rate.

The Office of Tax Research held a second revenue estimating conference on August 14th. Updated revenue estimates were released this past week and fortunately, the sales tax proceeds estimates were revised upwards for the general fund by \$108,258 and for the road and bridge fund by \$68,456. Although revenue estimates are still down, the effects of the Coronavirus pandemic are anticipated to be not as long-lasting or drastic as the market anticipated several months earlier.

Although the rate that went out on the TRIM notices was the 5.9026 mills, at the 1st public virtual hearing the BOCC will incorporate the reductions from the finalized rates from CHP and now the improved sales tax revenue estimates from the Office of Economic and Demographic Research. This will bring the proposed millage rate down from 5.9026 to 5.7761, from 3.69% over the rolled-back rate to 1.47% over the rolled-back rate.

Chairman Lockley said this is very good. Commissioner Boldt stated the millage rate may go even lower. Mrs. Griffith agreed it could if anything else positive happens by September 8, 2020 which is the first Budget Public Hearing. She stated they will also have another public hearing. Mr. Moron said the second Public Hearing is on September 22, 2020. Mr. Moron explained they still have a chance if the Heroes Act or Heals Act passes to have access to \$500,000 for the budget.

SGI BATHROOMS PROJECT:

Franklin County awarded the SGI Bathroom project at a cost of construction of \$450,000. I solicited rates from both local banks and the two rates came in as follows for a maximum loan value of \$450,000:

PeoplesSouth Bank – 8 month construction loan, 2.25% fixed rate interest only, then rolls to five year 2.95% fixed term loan with no origination fee.

Centennial Bank - \$4,500 origination fee, 9 month construction loan, 3.8258% fixed then transitions to term loan amortized over remaining term up to five years.

As PeoplesSouth had the best rate, the five year estimated payment would be \$95,241 per year. The Tourist Development Tax Proceeds are limited by Florida Statute to spending no more than 10% each year

on beach park facilities. With this limitation and the estimated sales tax proceeds being closer to \$1.3 million each year, additional payments could be applied to principal and this loan could be repaid in under four years if sales tax proceeds hold true and if the additional payments are desired by the Board of County Commission and Tourist Development Council.

Action Requested: Permission for the Chairman to sign the letter of commitment with PeoplesSouth Bank.

On motion by Commissioner Jones, seconded by Commissioner Parrish, and by unanimous vote of the Board present, it was agreed to authorize Chairman Lockley to sign the letter of commitment with PeoplesSouth Bank.

CARES Act Consultant - Traci Buzbee – Presentation

N. CARES Act Funding Presentation

Mr. Moron reported Ms. Buzbee had a FEMA meeting at 11:00 a.m. and her discussion will last a long time. He said the Board may need to schedule a meeting prior to the Budget Public Hearing next Tuesday to hear from Ms. Buzbee. He reported it is important that Ms. Buzbee attend the FEMA meeting because it benefits the county. Chairman Lockley asked if it is feasible for people to call her. Mr. Moron answered yes, and said he will put Ms. Buzbee's number out again and run it as a public service announcement (PSA) in The Apalachicola Times and on Oyster Radio. Chairman Lockley reported people have asked about how to do this and he has told them the county has a consultant. He said he would like to direct people to the consultant. Commissioner Boldt asked if they may still hear from Ms. Buzbee today. Mr. Moron said it depends on how long the meeting is. Chairman Lockley stated the Board has to come back today and he questioned if they could hear from Ms. Buzbee then. Attorney Shuler stated when they come back they will open in a public hearing setting to begin the Executive Session but he is not sure he wants to blend the 2 items together. He reported the public will not be tuning in at 1:30 p.m. so it may not serve the purpose of getting the CARES Act information out publicly. Chairman Lockley agreed they do not want the public to say they did not tell them about the meeting. Mr. Moron stated this is important and there are businesses that want to hear the information. He said he will advertise it for next Tuesday. Mr. Moron asked for permission to advertise for a special meeting. The Board discussed the time needed for the meeting and the Budget Public Hearing scheduled for 5:15 p.m. Chairman Lockley said they want everyone to know about the meeting. Mr. Moron stated they are still accepting applications and advising people how to address issues and problems. He reported they are not approving anything until the Board makes decisions on how the money is being broken up. **On motion by Commissioner Massey, seconded by Commissioner Boldt, and by unanimous vote of the Board present, it was agreed to schedule a special meeting for September 8, 2020 at 4:00 p.m. to discuss the CARES Act funding.**

County Coordinator – Michael Morón – Report

Mr. Moron presented his report, as follows:

Action Items:

1. Planning and Zoning/Board of Adjustment: At your last meeting the Board extended the suspension of Planning and Zoning Commission (P&Z) and the Board of Adjustment (BOA) meetings and authorized the County

Planner to continue exercising the powers and duties of both boards until October 6, 2020. The intent of this action is to allow the Board an opportunity to review its options on a format to proceed.

As I indicated at the last meeting, a majority of the board members prefer to meet in the same manner that the County Commission is meeting, using Zoom (or something similar) or teleconference system. If the Board will allow virtual meetings for the Planning and Zoning Commission and the Board of Adjustment, I recommend revamping both boards from the current number of seats to a five-member district seating with two alternate seats. Each commissioner would nominate someone from their district to each seat and collectively the commissioners would nominate two alternates that will only participate as needed to meet quorum requirements, for each board. I attached a list of current members that you may choose from or seek new members. Once all seats have been filled on both boards, I've asked Mr. Mark Curenton, County Planner, and Amy Ham-Kelly, Zoning Administrator, to host a training workshop with each board so that members are aware of what is expected of them as members. This change in the make-up of P&Z and BOA would require an amendment to the current zoning ordinance. The other option would be to consider a Special Master to review and make recommendations to the County Commission on P&Z and BOA applications. I have not researched this option as yet, but if the Board is interested, I will.

Request: Board action to decide on which option for the review and recommendations of Planning and Zoning and Board of Adjustment applications.

Mr. Moron explained if they are going back to using the 2 Boards then Attorney Shuler may have wording on the motion so they start amending the ordinance. Commissioner Boldt asked if they have enough members on the Board and if they are participating. Mr. Moron said the way Planning & Zoning is they have just enough for a quorum and if one person does not show then they do not have a quorum and cannot proceed with the meeting. Commissioner Massey left the meeting. Mr. Moron explained the Board of Adjustment is a small board. Mr. Moron suggested each Commissioner appoint someone to the Planning & Zoning Board and they would have two alternates so they would always have 3 members to proceed with continuing to approve applications. Chairman Lockley questioned if the Board of Adjustment always had 5 members. Attorney Shuler replied yes. Commissioner Massey returned to the meeting. Chairman Lockley questioned why the Planning & Zoning had 9 members. Attorney Shuler explained this is the way the ordinance was adopted in the late 1980's and the way the membership was set up. He reported the Board of County Commissioners set up this membership to have a broad range of different perspectives from various industries, commercial interests in addition to citizens' input. Chairman Lockley inquired if there is any state law requiring this number of members. Attorney Shuler answered no state law that he is aware of just the local county zoning ordinance and the Board has the ability to amend the ordinance. He stated the Board may not need to make any changes to the Board of Adjustment because they have always been a 5 member Board with some alternates. Attorney Shuler said he has regularly attended the Board of Adjustment meetings since 1993 and they rarely have a quorum problem. He reported the Planning & Zoning Commission after the collapse of the real estate market in 2006 did not have many development applications to review so they got out of the habit of meeting. He stated when it was time to have meetings they started having problems with quorums. Attorney Shuler reported things in the real estate market have been picking up since 2013 or 2014. He stated he has been surprised at the surge in real estate transactions in the county during the COVID pandemic. Attorney Shuler said if the Board would like to revamp the Planning & Zoning Commission to a smaller board to insure a quorum they can try it and see how it works and if they do not like it they can come back and change it in the future. Commissioner Parrish explained the original Planning & Zoning Commission was set up to have people from different sectors of the community. He expressed concern that if each Board

member appoints a person you could have several people from the same industry. He reported the way it is set up now they have a forester, an environmentalist, and also people from the seafood industry. He said the way it was set up those seats had to be filled with specific people so the board is not set up with people from 1 sector of the community. He explained if they take this suggestion they will not have that membership now. Commissioner Parrish pointed out you want a board with a diverse background and they are doing away with that under the current proposal. He said that is why there were originally 9 members but now they are have problems with people attending the meetings. Commissioner Parrish explained this is not necessarily a bad change but if 1 sector of the community is not represented it could end up being a problem. Chairman Lockley said they will lose that with this proposal. Commissioner Parrish agreed and said if they go with a special master then they will not have a board. He explained the special master will review the comprehensive plan and make a decision and they will have no public input. Commissioner Parrish said that is the way a lot of communities handle this. Attorney Shuler agreed some communities do. Commissioner Parrish reported as a reference the county is facing a lawsuit about the dollar store in Lanark Village because the people did not want the business. He explained people expect the Commissioners to represent them but it is not up to what the people want anymore but what is written in the Comprehensive Plan and everything else. He explained if a request is allowable they cannot go by what their constituency wants. He said the county is now being sued over this matter and things are changing and they cannot represent the people. Chairman Lockley said he is going to vote for what the law is and people get mad but he has to go with what the law says. Commissioner Massey questioned what the best option is. Commissioner Parrish stated he does not know because everything has changed. He reported the Board used to be able to listen to people and then make a decision and now it is not up to them but up to the court system. Chairman Lockley said they are going to lose the specific seats on the board and just have 5 members. Mr. Moron stated this is a volunteer board and they are having problems getting people to participate because they are being heavily criticized. He explained they need people on this board that understand the role they are filling and are not just volunteering. Mr. Moron agreed with Commissioner Parrish it is hard to decide which option is best. He explained he chose 5 members because each Commissioner would decide who would best represent their district. He said they are giving up the specialty seats for people they would recommend for these 5 seats. Chairman Lockley reported they have at least 12 meetings a year and these people are volunteering and buying gas to attend the meetings and the county is not offering them anything. Commissioner Parrish said if they are not interested in the community or helping to shape the community then they do not need to be on the board. He explained people do not need to just volunteer but need to read and understand the comprehensive plan and land development code and how they work together and apply it to projects that are submitted. Commissioner Boldt suggested they pay a professional person to do this and give them recommendations. He said the Board could do this as a trial for 6 months. Commissioner Parrish reported if they go with a special master then they are obligated to go with what he recommends regardless of what their constituency advocates for. He explained if they go against the special master then the applicant is going to take the recommendation from the special master to circuit court. Commissioner Parrish said they are elected by the people but they will be obligated to do what the special master recommends. Commissioner Boldt stated he was not aware they would be obligated to go with the special master's recommendation. Chairman Lockley reported it will also cause a problem if they have a special master for the Planning & Zoning and citizens serving on the Board of Adjustment. Mr. Moron stated the Board must also consider that the special master has zero history about the county versus a board that has a history in the county and understands where they are going. Mr. Moron said they could try his proposal for 3-6

months and if they do not like it then they can go back to what they had before. Attorney Shuler suggested if the Board wants to reduce the number of membership on the Planning & Zoning Commission in order to more easily facilitate a quorum requirement they do not have to eliminate the various categories that need to be filled but they need to understand that multiple qualified candidates could come from one Commissioner's district and not from each district. He said when they reduce the board from 9 members to 5 members some categories will be eliminated and the Board will need to make the decision on what categories will remain and which will not. Attorney Shuler said he did not recommend the temporary use of a special master. He explained several months ago the Board directed him to begin work on a special master ordinance and the ordinance is 60% complete but not ready for Board or public view. He stated if they are looking at reconfiguring the Planning & Zoning Commission then that may be the way to proceed as opposed to the special master. Mr. Moron clarified he is not recommending the special master but just the time to reconfigure the Planning & Zoning Commission. He said they may need to push for this change because they only have until October 6th and then the County Planner's authority to handle these matters runs out. He explained they were hoping in October to switch to having Planning & Zoning meetings. Commissioner Jones stated they need to get back to something besides putting this work on Mr. Curenton. He reported Mr. Curenton has not even been compensated for what he has already done so they need to move forward in another direction. He questioned how the Board feels about this matter. Chairman Lockley said he is not sure which direction to go. Mr. Moron stated they can try his recommendation for 3-6 months and if it is not working out they can go back. He said each Commissioner can appoint someone but they should be mindful of who they appoint. Commissioner Massey reported they can try this suggestion. Attorney Shuler explained if that is the inclination of the Board then they can authorize him to conduct a public hearing so the Board can amend the county zoning code to change the membership for the Planning & Zoning Commission. **Commissioner Massey made a motion to try Mr. Moron's suggestion and authorize Attorney Shuler to schedule a public hearing to amend the county zoning code to change the membership. Commissioner Jones seconded the motion.** Commissioner Boldt asked if they will stay with a 5 member board. Mr. Moron replied yes. Chairman Lockley asked how long they are going to try this. Mr. Moron said 3-6 months. Attorney Shuler reported they can decide how long at the public hearing. **Motion carried; 5-0.** Chairman Lockley questioned what they are going to do about Mr. Curenton's overtime. Mr. Moron said he talked with Mr. Curenton and he will work with Mrs. Griffith on this matter.

2. CR 67 Sidewalk Project: The contractor has proposed a change order to the CR 67 Tallahassee Street Sidewalk project. There is an area north of Avenue K where driveways will be crossing the sidewalk that was not noted on the original plans. At these driveway crossings the depth of the sidewalk will be increased from 4 to 6 inches. At another location between Avenue C and D there is a section of sidewalk that is badly broken up. The replacement of this area was not included on the original plans but will be with this change order. The total cost for the change order will be \$11,599.15, but it will not change the completion time of the project. The Florida Department of Transportation has approved the change order and the funds to pay for it are available in the FDOT grant. Request: Board action to approve the \$11,599.15 change order for the CR 67 Tallahassee Street Sidewalk project.

Mr. Moron reported this is a City of Carrabelle project but they are not LAP certified and the county is so the county is managing the project. He stated the City of Carrabelle is aware of this change order. He said he has seen some criticism of this project and people think it is a county project but it is not. **On motion by Commissioner Massey, seconded by Commissioner Boldt, and by unanimous vote of the Board**

present, it was agreed to approve the \$11,599.15 change order for the C.R. 67 Tallahassee Street Sidewalk Project. Chairman Lockley verified they are okay with the changes. Mr. Moron answered yes and said an email was sent to Ms. Dempsey, City Manager.

3. SGI Beautification Grant: Franklin County has received a beautification grant from FDOT to enhance the approach to St. George Island along State Road 300. Before the County advertises for bids to do this work, we need to apply for a permit to work on FDOT's right-of-way. They require a resolution from the County requesting the permit and authorizing the chairman to sign the necessary documents.

Request: Board action to authorize the Chairman's signature on the resolution and necessary documents for the FDOT permit.

On motion by Commissioner Massey, seconded by Commissioner Jones, and by unanimous vote of the Board present, it was agreed to authorize the Chairman to sign the Resolution and the necessary documents for the FDOT permit.

4. Homecoming Parade: Franklin County School's Homecoming festivities and events are scheduled for Friday, September 25, 2020. One of the major events is the Homecoming parade on that same day, from 3:00pm to 4:00pm. The parade is held in Eastpoint and will have the same route as the last two years, beginning at the intersection of C.A. Gillespie Street, then onto Highway 98, ending at Jefferson Street. A Florida Department of Transportation permit is required therefore Board of County Commissioners' approval is needed.

Request: Board action to authorize the Homecoming parade route.

Commissioner Massey made a motion to approve the Homecoming parade route beginning at the intersection of C.A. Gillespie Street, then onto Highway 98, ending at Jefferson Street. Commissioner Boldt seconded the motion. Chairman Lockley asked if they are playing football. Commissioner Jones stated the first game is Friday night and it is Senior night. **Motion carried; 5-0.**

Information Items

LSE Declarations: As authorized by the Board, Chairman Lockley has signed Local State of Emergency Declarations for the weeks beginning August 10th, 17th, 24th, and 31st.

Stormwater projects: Northwest Florida Water Management District (NFWFMD) advertised grant funding for stormwater and drainage projects. AVCON submitted a grant application for a stormwater improvement project at the Airport. In an email to Alan, John Collins stated: "A couple of years ago, the County replaced about 4,000 lf of stormwater pipe that was failing at the airport and this proposed project will replace the remaining 6,100 lf. The County already has \$1M from the FDOT coming available very soon but the total project cost is estimated to be about \$2.5M, so we are requesting \$1.5M from the NFWFMD."

Dewberry submitted four applications on behalf of the County: (1) a potential living shoreline project (breakwaters) at the two washout locations on C30A, (2) a potential drainage basin study for the north end of the airport to include the residential area to the north of the airport, (3) the paving of West Pine Ave. on St. George Island, (4) and the paving of Mill Road in Carrabelle.

This is the first step in the application process. If NFWFMD likes the project, they will request more information. I will continue to update the Board on the progress of these submittals.

Leslie Street Update: After the two-day rain event last week, Mayor Begos called and informed me that there is a problem on Leslie Street. Apparently, underground voids and cavities were created from washouts which caused

substantial cracks on the concrete. The City closed the street and has contacted their engineers to look at the problem. I will forward whatever information is sent to me from the Mayor and City Manager

Mr. Moron reported the Mayor and City Manager have been in constant contact with him. He said he told them if they needed help to let the county know. He stated they have a long road to getting Leslie Street repaired.

County Attorney – Michael Shuler – Report

Attorney Shuler said he does not have a report for the Board. He reminded the Board the Executive Session will be conducted at 1:30 p.m. and will start out in a public hearing. Attorney Shuler reported Mr. David Theriaque, outside counsel, will bring an Agenda and other documents for this meeting and a court reporter will also be present. Chairman Lockley said no one can attend this meeting. Mr. Moron agreed and said Commissioner Jones will participate by Zoom but he will be the only one on the line at that time.

Commissioners' Comments

There were no Commissioners' comments.

The meeting was recessed at 11:30 a.m.

Executive Session 1:30 p.m. (ET)

X. 1:30 p.m. (ET) Pursuant to Section 286.11(8), Florida Statutes, the Franklin County Board of County Commissioners will meet in Executive Session to receive the advice of counsel concerning the following pending litigation: HLS Property Management vs Franklin County, Case No. 2017-CA-182, Franklin County Circuit Court.

Chairman Lockley reconvened the meeting at 1:30 p.m. He stated this session of the Franklin County Board of County Commissioners is hereby convened as noticed by publication in a newspaper of general circulation, Apalachicola Times, on August 27, 2020.

Attorney Theriaque stated he is the special land use counsel. He reported pursuant to Section 286.011(8), Florida Statutes, at this time, he would like to request that they adjourn to Executive Session so that he, the attorney of record for Franklin County, Florida, in

HLS Property Management – 41 West Bayshore, LLC vs Board of County Commissioners, Franklin County, Florida, Case Number 2017-CA-182, Franklin County Circuit Court

may receive the County Commission's advice regarding the strategy to be used in this case and the type of expenses to be incurred.

This entire session will be recorded by a court reporter and the transcript will be filed with the County Clerk and available to the public at the conclusion of the litigation discussed today. In addition to the County Commissioners in attendance today, the following persons will attend this Executive Session:

Attorneys for the County: David A. Theriaque, Esquire
Theriaque & Spain
433 North Magnolia Drive
Tallahassee, Florida

Thomas M. Shuler
County Attorney

County Coordinator: Michael Moron

Attorney Theriaque said at this time each County Commissioner in attendance please identify himself for the record. Chairman Noah Lockley, Commissioner William Massey, Commissioner Bert Boldt, II, Commissioner Joseph Parrish and Commissioner Ricky Jones introduced themselves. Attorney Theriaque stated at the conclusion of the Executive Session, the County Commission will reconvene the public hearing and the Chairman will end the session.

Chairman Lockley said I estimate that this Executive Session will take approximately one (1) hour. He stated at this time we will recess the public portion of today's meeting and convene the Executive Session. Thank you.

Attorney Theriaque announced the time of recess is 1:35 p.m.

The Board met in Executive Session.

Chairman Lockley reconvened the public hearing.

Attorney Theriaque stated it is 2:30 p.m. and the Board initially indicated the meeting had reconvened in the public hearing but they needed 5 minutes to link up zoom so that people can attend including Commissioner Jones. He recommended the Board consider making a motion to direct him to inform the court in this case that the county is willing to allow HLS to have a hearing on the application that HLS filed with the county on June 12, 2017 for an RV park and that the rules that were in place as of June 12, 2017 including the county's comprehensive plan and land development code would apply to that application. **On motion by Commissioner Jones, seconded by Commissioner Parrish, and by unanimous vote of the Board present, it was agreed to direct Attorney Theriaque to inform the court in this case that the county is willing to allow HLS to have a hearing on the application that HLS filed with the county on June 12, 2017 for an RV park and that the rules that were in place as of June 12, 2017 including the county's comprehensive plan and land development code would apply to that application.**

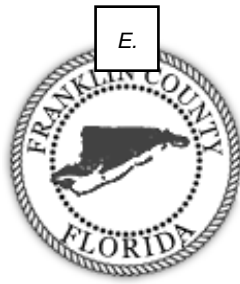
Attorney Theriaque announced the time of adjournment is 2:31 p.m.

C.

Noah Lockley, Chairman

Attest:

Marcia M. Johnson - Clerk of Courts



MEETING DATE: September 15, 2020
NAME/DEPARTMENT/AGENCY: Howard Nabors, Road Department
TOTAL ATTACHMENTS: 10

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Road Department Board Report

Information Items

2. Detail of Work Performed and Material Hauled by District (see attached documents)

September 15, 2020
Franklin County Road E. Department
Detail of Work Performed and Material Hauled by District
Detail from 8/27/2020 - 9/9/2020

District 1

Work Performed:

<u>Work Performed:</u>	<u>Date</u>	<u>Road</u>
Pot hole Repair (Fill)	8/27/2020	E 10th Street
Pot hole Repair (Fill)	8/27/2020	E 10th Street
Pot hole Repair (Fill)	8/27/2020	E 9th Street
Pot hole Repair (Fill)	8/27/2020	E 7th Street
Pot hole Repair (Fill)	8/27/2020	E 9th Street
Pot hole Repair (Fill)	8/27/2020	E 8th Street
Pot hole Repair (Fill)	8/27/2020	E 7th Street
Pot hole Repair (Fill)	8/27/2020	Shuler Avenue
Pot hole Repair (Fill)	8/27/2020	Shuler Avenue
Pot hole Repair (Fill)	8/27/2020	Shuler Avenue
Pot hole Repair (Fill)	8/27/2020	E 9th Street
Pot hole Repair (Fill)	8/27/2020	E 8th Street
Pot hole Repair (Fill)	8/27/2020	E 7th Street
Pot hole Repair (Fill)	8/27/2020	E 8th Street
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	3rd Street
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	Bull Street
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	Barber St
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	Shuler Avenue
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	School Road
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	Boatwright Street
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	Odom Road
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	2nd Street
Flagged	8/31/2020	Avenue A (District 1)
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	Tip Tucker Road
Flagged	8/31/2020	Moore Street
Flagged	8/31/2020	Varnes Street
Flagged	8/31/2020	Odom Road
Flagged	8/31/2020	1st Street
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	1st Street
Cut grass along shoulders of road on county right of way, Litter Pickup	8/31/2020	Avenue A (District 1)
Graded Road(s)	9/1/2020	Patton Drive Parking Lot (Eastpoint)
Graded Road(s)	9/1/2020	Howell Street
Graded Road(s)	9/1/2020	Bruce Street
Graded Road(s)	9/1/2020	Land Street
Graded Road(s)	9/1/2020	Bledsoe Street
Graded Road(s)	9/1/2020	W Pine Avenue
Graded Road(s)	9/1/2020	Wing Street

District 1**Work Performed:**

	<u>Date</u>	<u>Road</u>
Graded Road(s)	9/1/2020	Quinn Street
Graded Road(s)	9/1/2020	Buck Street, St. George Island
Graded Road(s)	9/1/2020	Palmer Street
Graded Road(s)	9/1/2020	Brown Street
Graded Road(s)	9/1/2020	W Pine Avenue
Graded Road(s)	9/1/2020	Bell Street
Graded Road(s)	9/1/2020	E 11th Street
Graded Road(s)	9/1/2020	McCloud Street
Graded Road(s)	9/1/2020	Nedley Street
Box drag	9/1/2020	Marks Street
Graded Road(s)	9/1/2020	Gibson Street
Box drag	9/1/2020	W 3rd Street
Graded Road(s)	9/1/2020	E 10th Street
Box drag	9/1/2020	W 6th Street
Box drag	9/1/2020	W 8th Street
Box drag	9/1/2020	W 10th Street
Box drag	9/1/2020	W 5th Street
Box drag	9/1/2020	W Bay Shore Drive
Box drag	9/1/2020	E 8th Street
Box drag	9/1/2020	Porter Street
Box drag	9/1/2020	Cook Street
Box drag	9/1/2020	E 5th Street
Box drag	9/1/2020	Gunn Street
Box drag	9/1/2020	E 6th Street
Box drag	9/1/2020	E 7th Street
Box drag	9/1/2020	W Sawyer Street
Graded Road(s)	9/1/2020	Randolph Street
Culvert installation	9/2/2020	N Bay Shore Drive
Cut grass along shoulders of road on county right of way	9/2/2020	Barber St
Cut grass along shoulders of road on county right of way	9/2/2020	Segree Street
Cut grass along shoulders of road on county right of way	9/2/2020	Shuler Avenue
Cut grass along shoulders of road on county right of way	9/2/2020	State Street
Cut grass along shoulders of road on county right of way	9/2/2020	Old Ferry Dock Road
Flagged	9/2/2020	N Bay Shore Drive
Pot hole Repair (Fill)	9/3/2020	Power Drive
Parking lot repair, Box drag	9/3/2020	Regatta Park (St. George Island)
Pot hole Repair (Fill)	9/3/2020	Power Drive
Pot hole Repair (Fill)	9/3/2020	Shuler Avenue
Pot hole Repair (Fill)	9/3/2020	Power Drive
Pot hole Repair (Fill)	9/3/2020	Shuler Avenue
Pot hole Repair (Fill)	9/3/2020	Power Drive
Pot hole Repair (Fill)	9/3/2020	Shuler Avenue
Pot hole Repair (Fill)	9/3/2020	Shuler Avenue
Sign Maintenance	9/8/2020	Norvell Street
Sign Maintenance	9/8/2020	Power Drive
Sign Maintenance	9/8/2020	Power Drive
Sign Maintenance	9/8/2020	Norvell Street
Sign Maintenance	9/8/2020	Norvell Street
Sign Maintenance	9/8/2020	Power Drive

District 1**Work Performed:**

VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Cut grass along shoulders of road on county right of way

Cut grass along shoulders of road on county right of way

Cut grass along shoulders of road on county right of way

VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts

VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts

VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Date

E.

Road

US HWY 98 (Eastpoint, Ricky Jones)

South Bay Shore Drive

US HWY 98 (Eastpoint, Ricky Jones)

South Bay Shore Drive

US HWY 98 (Eastpoint, Ricky Jones)

South Bay Shore Drive

South Bay Shore Drive

South Bay Shore Drive

South Bay Shore Drive

US HWY 98 (Eastpoint, Ricky Jones)

US HWY 98 (Eastpoint, Ricky Jones)

US HWY 98 (Eastpoint, Ricky Jones)

South Bay Shore Drive

0**Material HAUL From:****Date****Road****Cubic Yards****Tons**

Ditch Dirt

8/31/2020

1st Street

18

0

Ditch Dirt

8/31/2020

Avenue A (District 1)

18

0

Ditch Dirt

8/31/2020

Moore Street

18

0

Ditch Dirt**TOTAL****54****0**

Litter

8/31/2020

Barber Drive

1

0

Litter

8/31/2020

School Road

1

0

Litter

8/31/2020

Shuler Avenue

1

0

Litter

8/31/2020

Odom Road

1

0

Litter

8/31/2020

Bull Street

1

0

Litter

8/31/2020

1st Street

1

0

Litter

8/31/2020

2nd Street

1

0

Litter

8/31/2020

3rd Street

1

0

Litter

8/31/2020

Avenue A (District 1)

1

0

Litter

8/31/2020

Tip Tucker Road

1

0

Litter

8/31/2020

Boatwright Street

1

0

Litter**TOTAL****11****0****Material HAUL To:****Date****Road****Cubic Yards****Tons**

50# Bagged Asphalt

9/3/2020

Shuler Avenue

4.5

0

50# Bagged Asphalt

9/3/2020

Power Drive

5

0

50# Bagged Asphalt**TOTAL****9.5****0**

Dirty 89 Lime Rock

9/1/2020

E Pine Avenue

18

0

Dirty 89 Lime Rock

9/1/2020

W 8th Street

18

0

Dirty 89 Lime Rock

9/1/2020

W Pine Avenue

36

0

Dirty 89 Lime Rock

9/1/2020

Land Street

36

0

Dirty 89 Lime Rock

9/2/2020

N Bay Shore Drive

18

0

Dirty 89 Lime Rock

9/3/2020

Regatta Park (St. George Island)

18

0

Dirty 89 Lime Rock**TOTAL****144****0**

Milled Asphalt

8/27/2020

Shuler Avenue

2

0

District 1**Material HAUL To:**

	<u>Date</u>	<u>Road</u>	<u>Cubic Yards</u>	<u>Tons</u>
Milled Asphalt	8/27/2020	E 9th Street	2	0
Milled Asphalt	8/27/2020	E 7th Street	2	0
Milled Asphalt	8/27/2020	E 8th Street	2	0
Milled Asphalt			8	0

District 2**Work Performed:**

	<u>Date</u>	<u>Road</u>
Pot hole Repair (Fill)	8/27/2020	Baywood Drive (City of Carrabelle)
Pot hole Repair (Fill)	8/27/2020	CR67
Cut grass along shoulders of road on county right of way	8/27/2020	Lake Morality Road
Pot hole Repair (Fill)	8/27/2020	CR67
Pot hole Repair (Fill)	8/27/2020	Baywood Drive (City of Carrabelle)
Pot hole Repair (Fill)	8/27/2020	CR67
Cut grass along shoulders of road on county right of way	8/27/2020	CR67
Pot hole Repair (Fill)	8/27/2020	Baywood Drive (City of Carrabelle)
Weed Eat & Cut Grass around signs & Culverts	8/31/2020	CR67
Cut grass along shoulders of road on county right of way	8/31/2020	CR67
Weed Eat & Cut Grass around signs & Culverts	8/31/2020	CR67
Cut grass along shoulders of road on county right of way	8/31/2020	Jeff Sanders Road
Weed Eat & Cut Grass around signs & Culverts	8/31/2020	CR67
Weed Eat & Cut Grass around signs & Culverts	8/31/2020	CR67
Weed Eat & Cut Grass around signs & Culverts	8/31/2020	CR67
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	West Drive
Cut grass along shoulders of road on county right of way	9/1/2020	McIntyre Road
Cut grass along shoulders of road on county right of way	9/1/2020	Crooked River Road
Litter Pickup	9/1/2020	Lake Morality Road
Litter Pickup	9/1/2020	CR67
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Maxine Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Baywood Drive (City of Carrabelle)
Cut grass along shoulders of road on county right of way	9/1/2020	Duvall Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Lake Morality Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Maxine Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Lake Morality Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Kendrick Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	West Drive
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Baywood Drive (City of Carrabelle)
Litter Pickup	9/1/2020	Lake Morality Road
Litter Pickup	9/1/2020	CR67
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Kendrick Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Kendrick Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	West Drive
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Baywood Drive (City of Carrabelle)
Litter Pickup	9/1/2020	Lake Morality Road
Litter Pickup	9/1/2020	CR67
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Lake Morality Road
Weed Eat & Cut Grass around signs & Culverts	9/1/2020	Maxine Road
Cut grass along shoulders of road on county right of way	9/2/2020	Alligator Drive (Temporary Road)
Cut grass along shoulders of road on county right of way	9/2/2020	Stock Pile, CR 370 - Alligator Drive - Alligator
Cut grass along shoulders of road on county right of way	9/2/2020	Alligator Drive

Work Performed:

Da *E.*

District 2

Work Performed:

Cut grass along shoulders of road on county right of way
Graded Road(s)
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Litter Pickup
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Cut grass along shoulders of road on county right of way
Litter Pickup
Cut grass along shoulders of road on county right of way
Litter Pickup
Litter Pickup

<u>Date</u>	<u>Road</u>
9/8/2020	Mardi Gras Way
9/8/2020	McIntyre Road
9/8/2020	Harbor Circle
9/8/2020	Chip Morrison Road
9/8/2020	Bass Street
9/8/2020	Kingfish Street
9/8/2020	Peninsula Street (circle)
9/8/2020	Marlin Street
9/8/2020	Alligator Drive (Temporary Road)
9/8/2020	Fiesta Drive
9/8/2020	Trout Street
9/8/2020	Angus Morrison
9/8/2020	Clemens Street
9/8/2020	Tom Roberts Road
9/8/2020	Harry Morrison Island Road
9/8/2020	Alligator Drive (Temporary Road)
9/8/2020	Alligator Drive
9/8/2020	Sea Shell Avenue
9/8/2020	Bay Front Drive
9/8/2020	Donax Place
9/8/2020	Cypress Street
9/8/2020	Bay Front Drive
9/8/2020	Carousel Terrace
9/8/2020	Alligator Drive (Temporary Road)
9/8/2020	George Vause Road
9/8/2020	Alligator Drive
9/8/2020	Alligator Drive

0

Material HAUL From:

Lime Rock Road Base

<u>Date</u>	<u>Road</u>	<u>Cubic Yards</u>	<u>Tons</u>
9/8/2020	Alligator Drive	2	0

Lime Rock Road Base

TOTAL

2 0

Trees
Trees

9/4/2020	Oak Street (Louisiana Ave/Pinewood Ave)
9/4/2020	Delaware Street

9 0
9 0

Trees

TOTAL

18 0

Material HAUL To:

Dirty 89 Lime Rock
Dirty 89 Lime Rock
Dirty 89 Lime Rock

<u>Date</u>	<u>Road</u>	<u>Cubic Yards</u>	<u>Tons</u>
9/3/2020	Jeff Sanders Road	36	0
9/8/2020	CR67	54	0
9/9/2020	CR67	18	0

Dirty 89 Lime Rock

TOTAL

108 0

Milled Asphalt
Milled Asphalt

8/27/2020	Baywood Drive (City of Carrabelle)
8/27/2020	CR67

3 0
2 0

Milled Asphalt

TOTAL

5 0

Sand
Sand
Sand

9/8/2020	CR67
9/8/2020	CR67
9/9/2020	CR67

36 0
36 0
18 0

Sand

TOTAL

90 0

District 3**Work Performed:**

Box drag	9/3/2020	Earl King Street (City of Apalachicola)
Weed Eat & Cut Grass around signs & Culverts, Litter Pickup	9/9/2020	Martin Luther King Jr. Ave. (City of Apalachicola)
Litter Pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	9th Street (City of Apalachicola)
Litter Pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	Martin Luther King Jr. Ave. (City of Apalachicola)
Litter Pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	10th Street (City of Apalachicola)
Weed Eat & Cut Grass around signs & Culverts, Litter Pickup	9/9/2020	9th Street (City of Apalachicola)
Weed Eat & Cut Grass around signs & Culverts, Litter Pickup	9/9/2020	10th Street (City of Apalachicola)

0**Material HAUL From:**

<u>Date</u>	<u>Road</u>	<u>Cubic Yards</u>	<u>Tons</u>
Litter	9/9/2020	9th Street (City of Apalachicola)	1 0
Litter	9/9/2020	Martin Luther King Jr. Ave. (City of Apalachicola)	1 0
Litter	9/9/2020	10th Street (City of Apalachicola)	1 0

Litter**TOTAL****3****0****District 4****Work Performed:**

<u>Work Performed:</u>	<u>Date</u>	<u>Road</u>
Litter Pickup	9/1/2020	Highland Park Road
Litter Pickup	9/1/2020	Oyster Road
Litter Pickup	9/1/2020	Brownsville Road
Litter Pickup	9/1/2020	26th Avenue
Litter Pickup	9/1/2020	26th Avenue
Litter Pickup	9/1/2020	Brownsville Road
Litter Pickup	9/1/2020	Thomas Drive
Litter Pickup	9/1/2020	Highland Park Road
Litter Pickup	9/1/2020	Oyster Road
Litter Pickup	9/1/2020	Highland Park Road
Litter Pickup	9/1/2020	Thomas Drive
Litter Pickup	9/1/2020	Thomas Drive
Litter Pickup	9/1/2020	Brownsville Road
Litter Pickup	9/1/2020	Oyster Road
Litter Pickup	9/1/2020	26th Avenue
Litter Pickup	9/2/2020	Bluff Road
Litter Pickup, Cut grass along shoulders of road on county right of way	9/3/2020	Pinewood Street
Cut grass along shoulders of road on county right of way, Litter Pickup	9/3/2020	Bluff Road
Cut grass along shoulders of road on county right of way, Litter Pickup	9/3/2020	Pinewood Street
Cut grass along shoulders of road on county right of way, Litter Pickup	9/3/2020	Highland Park Road
Litter Pickup, Cut grass along shoulders of road on county right of way	9/3/2020	Cypress Street
Litter Pickup, Cut grass along shoulders of road on county right of way	9/3/2020	Connector Road
Cut grass along shoulders of road on county right of way, Litter Pickup	9/3/2020	Rosemont Street
Cut grass along shoulders of road on county right of way, Litter Pickup	9/3/2020	Cypress Street
Litter Pickup, Cut grass along shoulders of road on county right of way	9/3/2020	Emergency Management (Apalachicola)
Cut grass along shoulders of road on county right of way, Litter Pickup	9/3/2020	Emergency Management (Apalachicola)

District 4**Work Performed:**

Litter Pickup, Cut grass along shoulders of road on county right of way

Litter Pickup, Cut grass along shoulders of road on county right of way

Litter Pickup, Cut grass along shoulders of road on county right of way

Box drag

Cut grass along shoulders of road on county right of way, Litter Pickup

Date

E.

9/3/2020

9/3/2020

9/3/2020

9/3/2020

9/3/2020

Road

Rosemont Street

Highland Park Road

Bluff Road

Teat Road

Connector Road

0**Material HAUL From:**

Litter

Litter

Litter

Litter

Litter

Litter

Litter

Litter

Litter

Litter

Litter

Litter

Date

9/1/2020

9/1/2020

9/1/2020

9/1/2020

9/1/2020

9/3/2020

9/3/2020

9/3/2020

9/3/2020

9/3/2020

9/3/2020

9/3/2020

Road

26th Avenue

Brownsville Road

Oyster Road

Thomas Drive

Highland Park Road

Connector Road

Emergency Management (Apalachicola)

Bluff Road

Rosemont Street

Cypress Street

Pinewood Street

Highland Park Road

Cubic Yards**Tons**

1

1

1

1

1

1

1

1

1

1

1

1

0

0

0

0

0

0

0

0

0

0

0

0

Litter**TOTAL****12****0****Material HAUL To:**

Dirty 89 Lime Rock

Date

9/3/2020

Road

Teat Road

Cubic Yards**Tons**

36

0

Dirty 89 Lime Rock**TOTAL****36****0****District 5****Work Performed:**

Cut grass along shoulders of road on county right of way, Litter Pickup

Cut grass along shoulders of road on county right of way, Litter Pickup

Cut grass along shoulders of road on county right of way, Litter Pickup

Cemetery, Cut, Raked & Cleaned

Graded Road(s)

Graded Road(s)

Cut grass along shoulders of road on county right of way, Litter Pickup

Cut grass along shoulders of road on county right of way, Litter Pickup

Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Weed Eat & Cut Grass around signs & Culverts

Cut Trees down and removed

Weed Eat & Cut Grass around signs & Culverts

Date

8/27/2020

8/27/2020

8/27/2020

8/27/2020

8/27/2020

8/27/2020

8/31/2020

8/31/2020

9/1/2020

9/1/2020

9/1/2020

9/1/2020

9/1/2020

9/1/2020

9/2/2020

9/2/2020

9/2/2020

Road

Ridge Road

Bear Creek Rd

Wilderness Road

Eastpoint Cemetery

Brick Yard Road (Forestry Road #129)

Bloody Bluff Road

4th Street

Ridge Road

Carlton Millender Road

Carlton Millender Road

Sanborn Road

Sanborn Road

Carlton Millender Road

Sanborn Road

Eastpoint Cemetery

Addies Road

Eastpoint Cemetery

District 5**Work Performed:**

<u>Work Performed:</u>	<u>Date</u>	<u>Road</u>
Weed Eat & Cut Grass around signs & Culverts	9/2/2020	Eastpoint Cemetery
Cut Trees down and removed	9/2/2020	Addies Road
Weed Eat & Cut Grass around signs & Culverts	9/2/2020	Eastpoint Cemetery
Culvert installation	9/2/2020	Gulf View Road
Weed Eat & Cut Grass around signs & Culverts	9/2/2020	Eastpoint Cemetery
Cut Trees down and removed	9/2/2020	Addies Road
Flagged	9/2/2020	Gulf View Road
Weed Eat & Cut Grass around signs & Culverts	9/3/2020	Eastpoint Cemetery
Weed Eat & Cut Grass around signs & Culverts	9/3/2020	Eastpoint Cemetery
Weed Eat & Cut Grass around signs & Culverts	9/3/2020	Eastpoint Cemetery
Weed Eat & Cut Grass around signs & Culverts	9/3/2020	Eastpoint Cemetery
Weed Eat & Cut Grass around signs & Culverts	9/3/2020	Eastpoint Cemetery
Box drag	9/8/2020	Brick Yard Road (Forestry Road #129)
Box drag	9/8/2020	Gardners Landing Road
VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	US HWY 98 (Eastpoint, William Massey)
Cut grass along shoulders of road on county right of way	9/9/2020	Island Drive (State Road)
VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	US HWY 98 (Eastpoint, William Massey)
Box drag	9/9/2020	North Road
Box drag	9/9/2020	Jeffie Tucker Road
Box drag	9/9/2020	Chason Road
Box drag	9/9/2020	Bloody Bluff Road
Cut grass along shoulders of road on county right of way	9/9/2020	Sheriff's Office (Jail)
Cut grass along shoulders of road on county right of way	9/9/2020	Island Drive (State Road)
VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	US HWY 98 (Eastpoint, William Massey)
VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	US HWY 98 (Eastpoint, William Massey)
VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	US HWY 98 (Eastpoint, William Massey)
VMS Work, Cut Grass, Blowed Sidewalks, Cleaned ditches, Litter pickup, Weed Eat & Cut Grass around signs & Culverts	9/9/2020	US HWY 98 (Eastpoint, William Massey)
Box drag	9/9/2020	Sand Beach Road

0

Material HAUL From:

<u>Material HAUL From:</u>	<u>Date</u>	<u>Road</u>	<u>Cubic Yards</u>	<u>Tons</u>
Ditch Dirt	9/2/2020	Gulf View Road	18	0
Ditch Dirt	TOTAL		18	0
Litter	8/27/2020	Ridge Road	2	0
Litter	8/27/2020	Eastpoint Cemetery	3	0
Litter	8/27/2020	Bear Creek Rd	2	0
Litter	8/27/2020	Wilderness Road	2	0
Litter	8/31/2020	4th Street	1	0
Litter	8/31/2020	Ridge Road	1	0
Litter	TOTAL		11	0

Material HAUL To:

<u>Material HAUL To:</u>	<u>Date</u>	<u>Road</u>	<u>Cubic Yards</u>	<u>Tons</u>
Dirty 89 Lime Rock	8/27/2020	Brick Yard Road (Forestry Road #129)	54	0
Dirty 89 Lime Rock	8/27/2020	Bloody Bluff Road	18	0
Dirty 89 Lime Rock	9/2/2020	Gulf View Road	18	0

District 5

Material HAUL To:

	<u>Da</u>	<u>Road</u>	<u>Cubic Yards</u>	<u>Tons</u>
	E.			
Dirty 89 Lime Rock		TOTAL	90	0



Original Ink

F.

Page 1 of

BGS DEP 55-229 (08/2016)

				% Allocation	Allowable	Reasonable	Necessary	COMMENTS (Basis for Decision)
5. Rental/Lease of Equipment								
Description	Fee/Rate \$	Quantity	Totals \$					
	*		=					
	*		=					
	*		=					
	Total Contractual		0					
6. Miscellaneous/Other Expenses								
Description	Unit Cost \$	Quantity	Totals \$					
	*		= \$ 28,974.60	31	x	x	x	Comparable to other local governments
Fuel expense	*		= \$ 22,841.00	24	x	x	x	Comparable to other local governments
Equipment repairs	*		=					
	*		=					
	*		=					
	Total Miscellaneous		\$ 51,815.60					
SUBTOTAL (1 thru 6)				100				
			\$ 93,750.00					
7. Overhead/Indirect - Base: _____								
	Rate %	Base \$	Total \$					
	0.00%	0	=					
8. Total Budget								
			\$ 93,750.00					

CERTIFICATION
I certify that the cost for each line item budget category has been evaluated and determined to be allowable, reasonable, and necessary as required by Section 216.3475, Florida Statutes. Documentation is on file evidencing the methodology used and the conclusions reached.

Name: Lindsey Bradley-Brown
Signature: _____

Title: Government Analyst I

Date:
BGS DEP 55-229 Effective 8-30-2016

DEP BUDGET-COST ANALYSIS FORM INSTRUCTIONS

BUDGET INSTRUCTIONS

However, this form shall also be used for determining the maximum amount needed under cost-reimbursement and fee-schedule contracts and to complete the required cost category II threshold. For fixed price contracts, this budget form is intended to provide the minimum information needed for budget approval. The DEP reserves the right to the fixed price, and also to require that any part of the project be compensated on a cost-reimbursement basis. Attach a separate sheet to provide an explanation of travel, supporting information, and when needed for extra space (use same format and show totals on this form). This form should list the total fixed price to be funded by DEP, or the project total. Breakdowns by task or phase, or other division of work, should be shown on the separate attachment. The use of this particular form is not a format used should provide, at a minimum, the same information and level of detail. This form is required for completion of the cost analysis.

Ansated for work on this project by name (if known), position, and title. Show the hourly cost and total hours to be charged for each person or position. If more space is salaries, and show here the total hours for each title or position. Divide annual salaries by 2080 hours, and nine month academic salaries by 1560 hours, to find the hourly rates to which fringe benefits apply. If the rate is variable, explain and show calculations on an attachment.

The same information required by this budget form, with the following exceptions: (a) when professional services are provided at a pre-existing approved rate or fee shown competitively. For either (a) or (b), show an estimated maximum amount and provide an attached explanation as to how it was or will be determined. Contractual services other reimbursement basis.

ess travel details are included in the Scope of Services, a separate narrative should be attached. Indicate the number of days for each trip and the per diem. **Keep in mind e rate (Section 112.061, Florida Statutes).** Use "Fare/Rate" for mileage rate and multiply by "Mileage", or for travel fare and leave "Mileage" blank.

ment valued at \$1,000 or more that will be directly purchased by description, unit cost, and quantity. Computers and data-processing equipment should be described in

1, unit costs and quantity.

nd/or expenses not included in any of the above categories, by category description, unit costs and quantity. Examples may include materials, supplies, printing, copying, tional materials, etc. Non-expendable equipment valued at less than \$1,000 may be listed also. Include only expenses directly related to the project, not expenses of a

direct cost rate, the dollar amount of the base to which it is applied, and the resulting total. Identify the base (cost categories) to which the rate is applied on the line

COST ANALYSIS INSTRUCTIONS

y procured agreement in excess of Category II, as well as any amendments that affect the amount of compensation and/or the level of services provided.

cost allocation and whether the cost is allowable, reasonable and necessary. Each miscellaneous cost must be specifically identified.

services provided. If the cost benefits more than one program, a determination must be made that the cost is distributed in a reasonable and consistent manner across all

and federal expenditure laws, rules and regulations and authorized by the agreement between the state and the contractor/grantee.

that the amount does not exceed what a prudent person would incur given the specific circumstances.

completion of the project.

that the rate is reasonable.

identify the percent allocated to this agreement and indicate (by Yes or No) in the boxes to the right if the cost is allowable, reasonable and necessary. Use the comment

Manager's files to support the conclusions reached as shown on this form.

this completed, signed form must be submitted with the Contract or Grant Initiation Form. For those grant agreements prepared from approved templates, this completed, program Area.

F.

STATE OF F. FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
Standard Grant Agreement

This Agreement is entered into between the Parties named below, pursuant to Section 215.971, Florida Statutes:

1. Project Title (Project): Agreement Number: **SC107**
Franklin County Small County Consolidated Solid Waste Management Grant
2. Parties **State of Florida Department of Environmental Protection,**
3900 Commonwealth Boulevard (Department)
Tallahassee, Florida 32399-3000
- Grantee Name: **Franklin County Board of County Commissioners** Entity Type: **Local Government**
- Grantee Address: **33 Market Street, Suite 203** FEID: **59-6000612** (Grantee)
Apalachicola, Florida 32320
3. Agreement Begin Date: Date of Expiration:
October 1, 2020 **September 30, 2021**
4. Project Number: **SC107** Project Location(s): **Franklin County** +
(If different from Agreement Number)
- Project Description: **Small County Consolidated Solid Waste Management**

5. Total Amount of Funding:	Funding Source?	Award #s or Line Item Appropriations:	Amount per Source(s):
	<input checked="" type="checkbox"/> State <input type="checkbox"/> Federal	2020-21 GAA Line Item #1704	\$93,750.00
	<input type="checkbox"/> State <input type="checkbox"/> Federal		
	<input type="checkbox"/> Grantee Match		
Total Amount of Funding + Grantee Match, if any:			\$93,750.00

6. Department's Grant Manager Grantee's Grant Manager
- Name: **Lindsey Bradley-Brown** Name: **Fonda Davis**
or successor or successor
- Address: **2600 Blair Stone Road** Address: **210 State Rd. 65**
Tallahassee, Florida 32399-2400 **Eastpoint, Florida 32328**
- Phone: **(850)245-8977** Phone: **(850)670-8167 ex.207**
- Email: **lindsey.bradleybrown@floridadep.gov** Email: **Fcsh@fairpoint.net**

7. The Parties agree to comply with the terms and conditions of the following attachments and exhibits which are hereby incorporated by reference:

<input checked="" type="checkbox"/> Attachment 1: Standard Terms and Conditions Applicable to All Grants Agreements
<input checked="" type="checkbox"/> Attachment 2: Special Terms and Conditions
<input checked="" type="checkbox"/> Attachment 3: Grant Work Plan
<input checked="" type="checkbox"/> Attachment 4: Public Records Requirements
<input checked="" type="checkbox"/> Attachment 5: Special Audit Requirements
<input checked="" type="checkbox"/> Attachment 6: Program-Specific Requirements
<input type="checkbox"/> Attachment 7: Grant Award Terms (Federal) *Copy available at https://facts.fldfs.com, in accordance with §215.985, F.S.
<input type="checkbox"/> Attachment 8: Federal Regulations and Terms (Federal)
<input type="checkbox"/> Additional Attachments (if necessary):
<input checked="" type="checkbox"/> Exhibit A: Progress Report Form
<input type="checkbox"/> Exhibit B: Property Reporting Form
<input checked="" type="checkbox"/> Exhibit C: Payment Request Summary Form
<input type="checkbox"/> Exhibit D: Quality Assurance Requirements for Grants
<input type="checkbox"/> Exhibit E: Advance Payment Terms and Interest Earned Memo
<input checked="" type="checkbox"/> Additional Exhibits (if necessary): Exhibit 1 Tonnage Summary Report Exhibit 2 Recycling Summary Report

8. The following information applies to Federal Grants only at F. identified in accordance with 2 CFR 200.331(a)(1):

Federal Award Identification Number(s) (FAIN):	
Federal Award Date to Department:	
Total Federal Funds Obligated by this Agreement:	
Federal Awarding Agency:	
Award R&D?	<input type="checkbox"/> Yes <input type="checkbox"/> N/A

IN WITNESS WHEREOF, this Agreement shall be effective on the date indicated by the Agreement Begin Date above or the last date signed below, whichever is later.

Franklin County Board of County Commissioners

GRANTEE

Grantee Name

By

(Authorized Signature)

Date Signed

Print Name and Title of Person Signing

State of Florida Department of Environmental Protection

DEPARTMENT

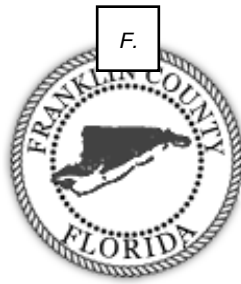
By

Secretary or Designee

Date Signed

Print Name and Title of Person Signing

☐ Additional signatures attached on separate page.



MEETING DATE: September 15, 2020
NAME/DEPARTMENT/AGENCY: Fonda D. Davis
Solid Waste & Recycling, Animal Control, Parks & Recreation

TOTAL ATTACHMENTS: 1

SUBJECT(S):

CONSOLIDATED SOLID WASTE GRANT APPLICATION:

FOR BOARD ACTION: I have for Board approval and the Chairman's signature the completed Consolidated Solid Waste Management Grant application for Fiscal Year 2020-2021 the award of \$93,750.00.

The grant is used within the solid waste department to offset the cost of providing solid waste management services. The application needs the chairman's signature. **REQUESTED ACTION: Board Approval and the Chairman's Signature on the Consolidated Solid Waste Management Grant Program Application for Fiscal Year 2020-2021.**

FOR BOARD INFORMATION:

**Right-of-Way Debris Pickup/Recycle Material Hauled
August 25, 2020- September 9, 2020**

RIGHT-OF-WAY DEBRIS PICKUP

Apalachicola	Eastpoint	St George Island	Carrabelle	Lanark	Alligator Point
28.32 TONS	47.10 TONS	98.44 TONS	95.88 TONS	-0-TONS	9.34 TONS

RECYCLE MATERIAL HAULED

	Apalachicola	Eastpoint	St George Island	Carrabelle	Lanark	Alligator Point	St James
Cardboard	2.64 TONS	5.57 TONS	5.91 TONS	1.84 TONS	-0-TONS	-0-TONS	-0-TONS
Plastic,Paper,Glass, Aluminum	-0- TONS	-0-TONS	-0-TONS	-0 TONS	-0-TONS	-0-TONS	-0-TONS

REQUESTED ACTION: None



MEETING DATE: September 15, 2020

NAME/DEPARTMENT/AGENCY: Pamela Brownell, Director, Franklin County Emergency Management

TOTAL ATTACHMENTS: 1

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Action Items:

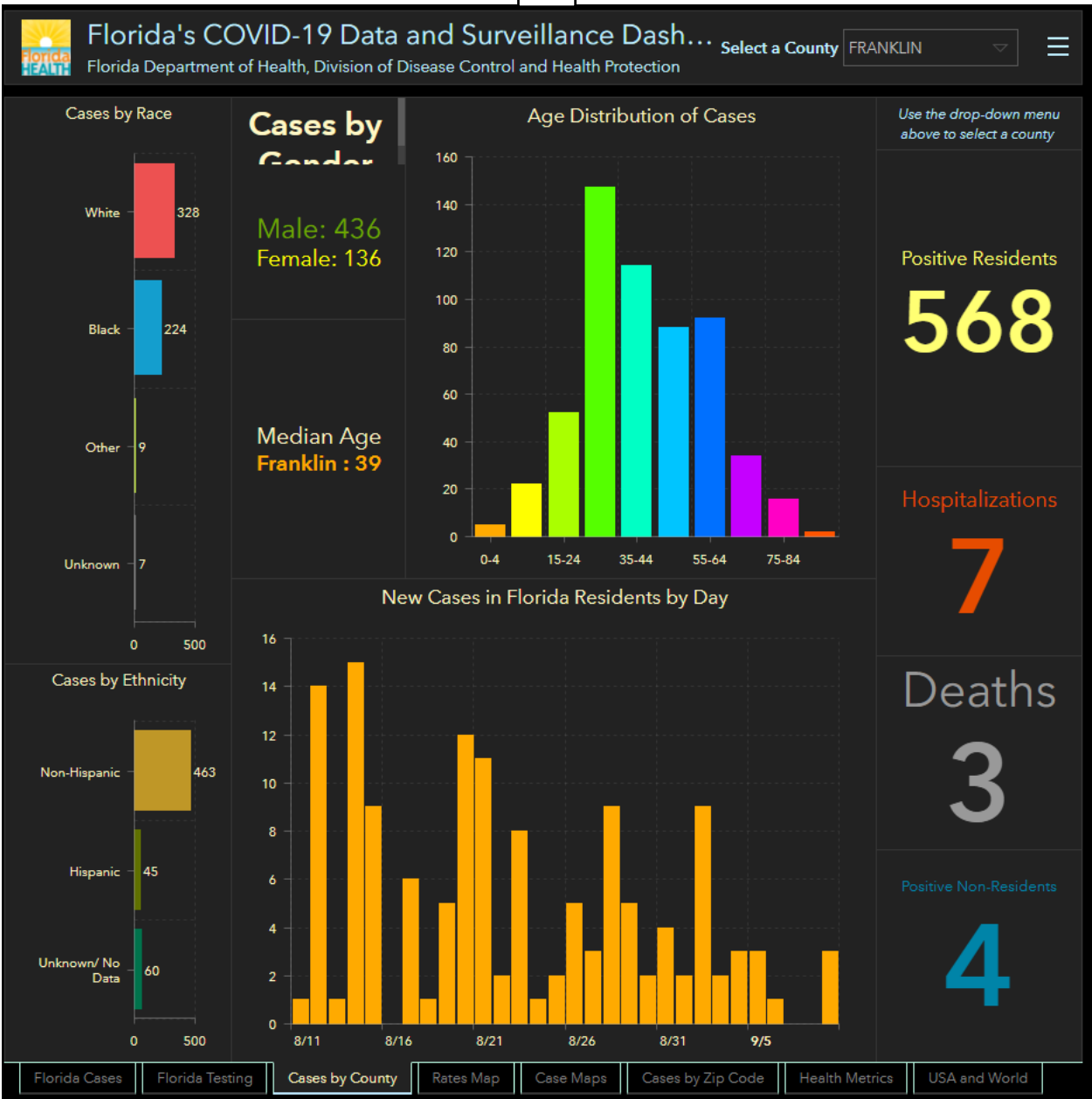
1. Requesting the Boards approval and signing of a one-year extended contract for Debris Monitoring and Debris Removal Contracts.

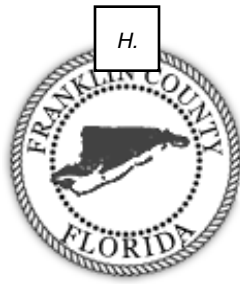
Information Items:

2. EOC has submitted our New LMS Plan to the state and are awaiting approval.
3. EOC Staff along with our CERT Volunteers continue to distribute washable & reusable cloth mask throughout our community. We have partnered with the City of Carrabelle and City of Apalachicola Chamber of Commerce along with the St. George Island & Eastpoint Visitor Centers to assist with distribution to local businesses and residents. We will continue this effort as long as supplies are available.
4. EOC Staff are working diligently with DOH Staff regarding the COVID-19 virus. This includes hosting meetings with representatives from DOH, Sheriff's Dept. Weems, EMS, as needed. We also are assisting with Conference Calls, information distribution from DOH via Alert Franklin, Facebook and our EOC Website.
5. EOC Staff continue to participate in conference calls with State DEM, Region 2, DOH, FEMA, etc. regarding COVID 19. We also continue to update WebEOC with missions for PPE, Local State of Emergency, and SitReps.
6. EOC Staff continue to work on FEMA reimbursement claims from Hurricane Michael. (Please see below report regarding Hurricane Michael Projects). This includes working with FEMA staff regarding mitigation of damaged parks, roads, etc. Mitigation takes some time but EOC Staff continue to work diligently with FEMA Staff on the most beneficial repairs for Franklin County. As you can see, Project #'s 79475, 81069, and 81073 have moved from EHP Review to Pending Recipient Final Review. We are in contact with our PDMG regularly regarding these projects and will update the Board as soon as the State Review is completed. EOC Staff has also began the FEMA reimbursement claim process for COVID-19.
7. Attached is a copy of the DOH Dashboard regarding COVID-19 Cases in Franklin County as of 09/10/20 at 11:00 am.

<u>Project #</u>	<u>Category</u>	<u>Title</u>	<u>Type</u>	<u>Process Step</u>	<u>Federal Share</u>	<u>Non-Federal Share</u>	<u>% Cost Share</u>	<u>Best Available Cost</u>
TOTAL OBLIGATED AS OF 09/10/2020					\$2,225,903.89	\$659,405.08		\$2,885,308.97
79199	G - Parks, Recreational Facilities, and Other Items	Alligator Point Dunes	Standard	Pending EHP Review	\$24,867.23	\$8,289.07	75.00%	\$33,156.30

		Walkovers		G.				
132 465	Z - Management Costs	Franklin County Management costs	Management Costs	Pending Formulation Completion	\$0.00	\$0.00	100.00%	\$31,644.50
766 55	C - Roads and Bridges	Alligator Point Road Damage ; Combined Michael & Hermine	Specialized	Pending Recipient Final Review	\$4,187,647.50	\$1,395,882.50	75.00%	\$5,583,530.00
794 75	A - Debris Removal	Franklin County Debris 10-10 thrus 11/24	Work Completed / Fully Documented	Pending Recipient Final Review	\$241,333.94	\$0.00	100.00%	\$241,333.94
810 69	E - Buildings and Equipment	WEEMS Hosp Bldg	Work Completed / Fully Documented	Pending Recipient Final Review	\$112,500.00	\$37,500.00	75.00%	\$150,000.00
836 69	G - Parks, Recreational Facilities, and Other Items	SGL Park - BB Court and Fishing Pier	Standard	Applicant Signed Project	\$21,683.91	\$7,227.97	75.00%	\$28,911.88





MEETING DATE: September 15, 2020
NAME/DEPARTMENT/AGENCY: UF/IFAS Franklin County Extension Program
TOTAL ATTACHMENTS: None

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Extension Office Board Report

Informational Items

General Extension Activities:

1. During this period, the Extension office assisted citizens on the topics of soil test results, diagnosis on fungal disease on viburnum shrubs, pine beetle damage, and more.
2. Extension Director assisted with hosting a webinar by the Natural Resources Program Team on the topic of “Invasive Cogon Grass in the Florida Panhandle”.
3. Extension Director participated in the annual “Extension Professional’s Association of Florida” conference via a virtual platform this year. Conducted over a 3-day period.

Sea Grant Extension:

4. Extension Director participated in a webinar hosted by FSU’s Apalachicola Bay System Initiative team, as part of the Community Advisory Board membership.
5. Extension Director is coordinating with other Sea Grant agents who have seafood interests in their region to collaborate with FDACS, industry representation, and the ISSC to develop a virtual HACCP training module specifically for molluscan shellfish. An initial conference call between groups will take place soon.
6. Extension Director participated in conference/planning call with other members of the Apalachicola Bay Caucus as part of the larger ACF Stakeholders group.

4-H Youth Development:

7. 4-H clubs are still not meeting in-person due to the virus but a large number of programs are being conducted online with great success and high numbers of youth participating.

Family and Consumer Sciences:

8. Transition to a distance-learning platform continues for programs to use in the local schools.

Book Return front door rusted completely from hinges





Book Return side door badly warped

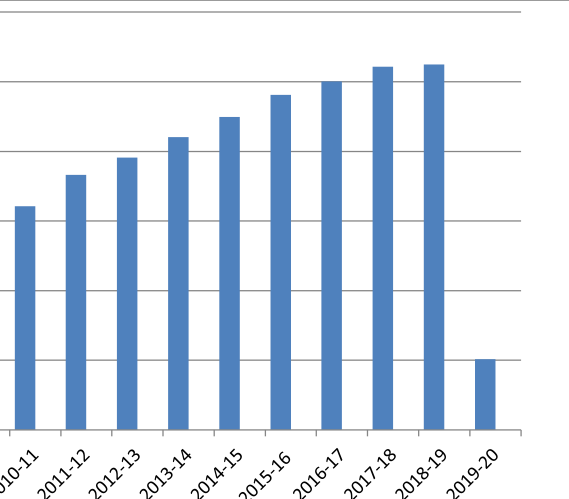


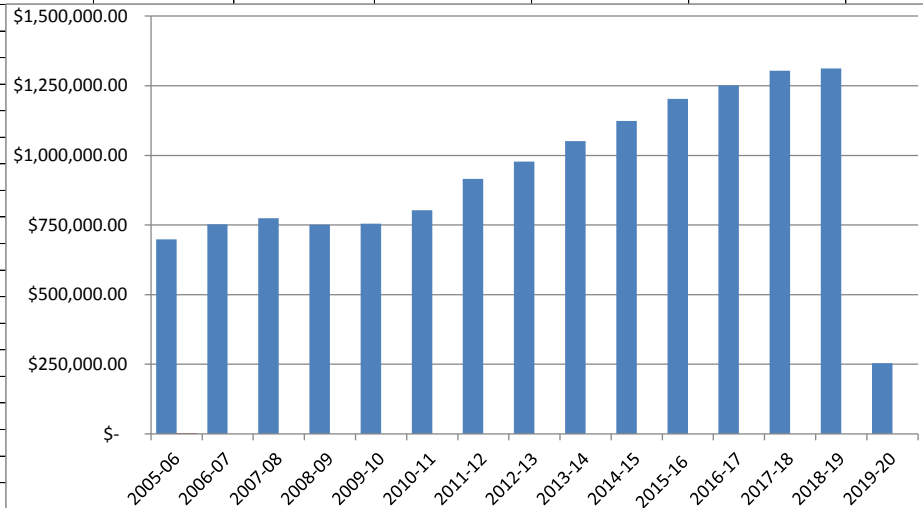
Cigarette receptacle fire damage



Cigarette receptacle bucket bottom completely rusted out and missing

**FCTDC Collections Report for
2019-20 Year Date Report
Through June 2020**

Month	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17
October	\$ 35,408.91	\$ 32,809.57	\$ 39,697.19	\$ 38,597.69	\$ 39,568.32	\$ 36,996.34	\$ 48,383.10	\$ 53,543.22	\$ 57,651.88	\$ 58,875.87	\$ 75,084.59	\$ 95,107.96
November	\$ 24,824.38	\$ 24,717.35	\$ 27,182.76	\$ 25,888.92	\$ 25,863.47	\$ 26,438.49	\$ 34,441.98	\$ 40,334.08	\$ 34,740.65	\$ 40,065.78	\$ 44,449.24	\$ 46,043.65
December	\$ 20,421.74	\$ 16,055.89	\$ 22,986.95	\$ 23,167.33	\$ 16,530.96	\$ 19,936.19	\$ 21,597.00	\$ 21,510.93	\$ 29,747.90	\$ 30,978.80	\$ 24,692.82	\$ 41,580.49
January	\$ 19,681.48	\$ 26,489.68	\$ 22,911.37	\$ 22,960.20	\$ 26,170.57	\$ 23,359.12	\$ 30,392.62	\$ 33,657.09	\$ 34,707.03	\$ 38,805.36	\$ 47,001.63	\$ 41,668.57
February	\$ 29,294.47	\$ 44,900.59	\$ 40,835.29	\$ 39,452.32	\$ 33,678.97	\$ 34,980.88	\$ 52,045.79	\$ 49,365.87	\$ 52,883.10	\$ 42,754.53	\$ 64,493.95	\$ 60,422.61
March	\$ 51,243.40	\$ 45,643.22	\$ 61,090.70	\$ 49,778.57	\$ 53,116.79	\$ 61,989.52	\$ 66,597.90	\$ 80,880.36	\$ 78,180.12	\$ 83,626.43	\$ 80,017.67	\$ 84,583.19
April	\$ 69,608.73	\$ 70,430.06	\$ 66,135.24	\$ 73,880.65	\$ 53,934.68	\$ 70,610.82	\$ 81,641.55	\$ 90,242.68	\$ 81,115.14	\$ 101,310.37	\$ 103,120.37	\$ 89,949.68
May	\$ 100,486.16	\$ 114,100.71	\$ 123,221.80	\$ 104,769.28	\$ 120,470.95	\$ 90,634.75	\$ 140,203.97	\$ 115,589.54	\$ 135,897.45	\$ 143,700.44	\$ 131,348.44	\$ 110,484.59
June	\$ 107,484.39	\$ 166,403.90	\$ 138,839.79	\$ 143,507.76	\$ 151,640.61	\$ 172,029.99	\$ 143,805.29	\$ 195,838.11	\$ 210,505.76	\$ 195,093.30	\$ 213,948.96	\$ 226,795.48
July	\$ 149,857.23	\$ 95,128.02	\$ 128,027.35	\$ 131,276.62	\$ 114,121.18	\$ 147,874.24	\$ 140,000.40	\$ 153,197.77	\$ 164,199.99	\$ 182,235.52	\$ 253,603.30	\$ 242,036.51
August	\$ 51,353.14	\$ 69,863.99	\$ 57,497.82	\$ 56,312.21	\$ 71,377.70	\$ 60,698.01	\$ 93,912.12	\$ 86,742.96	\$ 107,783.56	\$ 129,879.50	\$ 82,664.07	\$ 121,808.90
September	\$ 38,597.72	\$ 46,282.27	\$ 45,739.57	\$ 41,298.87	\$ 47,760.09	\$ 57,592.93	\$ 63,037.18	\$ 57,170.58	\$ 64,199.48	\$ 75,778.00	\$ 81,869.35	\$ 90,214.19
Totals	\$ 698,261.75	\$ 752,825.25	\$ 774,165.83	\$ 750,890.42	\$ 754,234.29	\$ 803,141.28	\$ 916,058.90	\$ 978,073.19	\$ 1,051,612.06	\$ 1,123,103.90	\$ 1,202,294.39	\$ 1,250,695.82
YOY %		\$ 54,563.50	\$ 21,340.58	\$ (23,275.41)	\$ 3,343.87	\$ 48,906.99	\$ 112,917.62	\$ 62,014.29	\$ 73,538.87	\$ 71,491.84	\$ 79,190.49	\$ 48,401.43
		7.8%	2.8%	-3.0%	0.4%	6.5%	14.1%	6.8%	7.5%	6.8%	7.1%	4.0%
Month	2017-18	2018-19	2019-20	Increase/Decrease	% of Change							
October	\$ 85,823.35	\$ 38,416.89	\$ 89,660.28	\$ 51,243.39	133%							
November	\$ 49,440.74	\$ 87,784.31	\$ 57,067.01	\$ (30,717.30)	-35%							
December	\$ 37,182.43	\$ 46,715.00	\$ 52,526.91	\$ 5,811.91	12%							
January	\$ 51,388.51	\$ 52,063.46	\$ 54,422.25	\$ 2,358.79	5%							
February	\$ 58,337.94	\$ 66,632.44	\$ 95,017.02	\$ 28,384.58	43%							
March	\$ 111,947.32	\$ 127,975.20	\$ 71,946.84	\$ (56,028.36)	-44%							
April	\$ 103,422.44	\$ 82,258.08	\$ 20,066.60	\$ (62,191.48)	-76%							
May	\$ 140,130.14	\$ 166,129.65	\$ 123,839.27	\$ (42,290.38)	-25%							
June	\$ 269,049.32	\$ 300,092.38	\$ 283,734.76	\$ (16,357.62)	-5%							
July	\$ 215,933.34	\$ 209,374.07										
August	\$ 111,322.92	\$ 134,238.67										
September	\$ 70,419.47	\$ 90,051.57										
Totals	\$ 1,304,397.92	\$ 1,401,731.72	\$ 848,280.94	\$ (119,786.47)	-9%							
YOY %	\$ 53,702.10	\$ 97,333.80	\$ (553,450.78)									
	4.3%	7.5%	-39.5%									



			Date of Event	Submission Elements:						Brand Elements:								Review Comment
				Met Appl. Deadline	Event in Franklin County	Organization is 501C	Section 1- Organization Info	Section 2 - Event Info	Section 3 - Support Info	Beach	Maritime	History	Fishing	Art	Culture	Culinary	Outdoor	
	\$2,000 Promotion Grant																	
1	Fall Ghost Walk	Apalachicola Area Historical Society (Raney)	10/31/20	X	X	X	X	X	X			X			X		X	
2	Spring Ghost Walk	Apalachicola Area Historical Society (Raney)	5/1/21	X	X	X	X	X	X			X			X		X	
3	Heritag Dinner	Apalachicola Area Historical Society (Raney)	9/19/20	X	X	X	X	X	X			X		X	X	X		
4	Speaker Series	Apalachicola Area Historical Society (Raney)	Feb-May	X	X	X	X	X	X			X		X	X			
5	Downtown Christmas	Apalachicola Bay Chamber	11/27/20	X	X	X	X	X	X			X		X	X	X	X	
6	Art Walk	Apalachicola Bay Chamber	4/3/21	X	X	X	X	X	X					X	X		X	
7	Classic Boat and Car Show	Apalachicola Bay Chamber	4/17/21	X	X	X	X	X	X			X			X		X	
8	Farmer's Market	Apalachicola, City of	various	X	X	X	X	X	X					X	X	X	X	new applicant
9	Chalk Art Festival	Apalachicola HCA	11/21/20	X	X	X	X	X	X					X	X		X	
10	Film Festival	Apalachicola HCA	10/17/20	X	X	X	X	X	X			X		X	X			previous applicant
11	CGJ Day and Parade	Camp Gordon Johnston	3/13/21	X	X	X	X	X	X			X		X	X		X	
12	Dice Run	Camp Gordon Johnston	3/14/21	X	X	X	X	X	X			X			X		X	
13	Museum Day	Camp Gordon Johnston	9/19/20	X	X	X	X	X	X			X			X			
14	Wartime Memories	Camp Gordon Johnston	Sep-May	X	X	X	X	X	X			X			X			
15	Riverfront Festival	Carrabelle Chamber	4/24/21	X	X	X	X	X	X		X	X		X	X	X	X	
16	Holiday on the Harbor	Carrabelle Chamber	12/12/20	X	X	X	X	X	X		X	X	X	X	X	X	X	
17	Country Market	Carrabelle Lighthouse Association	various	X	X	X	X	X	X			X		X	X	X	X	
18	Culture Crawl	Carrabelle Cares/ History Museum	3/25/21	X	X	X	X	X	X			X		X	X	X	X	
19	Full Moon Climb	Carrabelle Lighthouse Association	various	X	X	X	X	X	X	X	X	X			X		X	
20	Latern Fest	Carrabelle Lighthouse Association	10/17/20	X	X	X	X	X	X			X		X	X	X	X	
21	Speaker Series	Carrabelle Cares/ History Museum	various	X	X	X	X	X	X					X	X			
22	Purvis Brothers - Willie Nelson	Dixie Theatre	February	X	X	X	X	X	X					X	X			

			Date of Event	Submission Elements:						Brand Elements:								Review Comment
				Met Appl. Deadline	Event in Franklin County	Organization is 501C	Section 1- Organization Info	Section 2 - Event Info	Section 3 - Support Info	Beach	Maritime	History	Fishing	Art	Culture	Culinary	Outdoor	
23	David Earl Comedy Tour	Dixie Theatre	January	X	X	X	X	X	X					X	X			
24	Curry Brothers	Dixie Theatre	March	X	X	X	X	X	X					X	X			
25	Maharajah Flamingo Trio	Dixie Theatre	TBD	X	X	X	X	X	X									
26	Birthday Celebraton	FC Dr. Martin Luther King Jr	1/18/21	X	X	X	X	X				X			X			
27	Brewfest	FC Humane Society	4/17/21	X	X	X	X	X	X	X				X	X	X	X	
28	Pink Out	FC Needs, Inc.	10/10/20	X	X	X	X	X	X					X	X	X	X	new applicant
29	Open House	FSU Marine Lab	April	X	X	X	X	X	X		X	X						
30	Season Program	Ilse Newell for Performing Arts	various	X	X	X	X	X	X					X	X			
31	Mardi Gras Barkus Parade	Mystic Crew of Salty Barkers	2/26/21	X	X	X	X	X	X					X	X	X	X	
32	Dearly Departed	Panhandle Players	10/2-4/20	X	X	X	X	X	X					X	X			
33	It's a Wonderful Life	Panhandle Players	12/4-6/20	X	X	X	X	X	X					X	X			
34	Becky's New Car	Panhandle Players	02/5 - 7/21	X	X	X	X	X	X					X	X			
35	The Corruption of Harry Finley	Panhandle Players	03/26-28/21	X	X	X	X	X	X					X	X			
36	Golf Tee	Rock By the Sea	9/25/20	X	X	X	X	X	X					X	X	X	X	
37	Lighting of the Palms	SGL Business Assn.	TBD	X	X	X	X	X	X	X		X		X	X	X	X	
38	Tour of Homes	St. George Lighthouse Assn	Feb 12-13	X	X	X	X	X	X			X		X	X	X	X	
39	Paint Out	St. George Island Paint Out, Inc.	May 1-6	X	X	X	X	X	X	X		X		X	X		X	
Totals (39 Pending Applications x \$2,000)			\$ 78,000															
Major Event Promotion																		
1	Chili Cookoff	SGL Voluteer Fire Department	Mar 4-6	X	X	X	X	X	X							X	X	
2	Butts & Cluck Cookoff	Apalachicola Bay Chamber	Jan 28-30	X	X	X	X	X	X							X	X	

2020-21 TDC Grant Worksheet

			Date of Event	Submission Elements:						Brand Elements:								Review Comment
				Met Appl. Deadline	Event in Franklin County	Organization is 501C	Section 1- Organization Info	Section 2 - Event Info	Section 3 - Support Info	Beach	Maritime	History	Fishing	Art	Culture	Culinary	Outdoor	
3	African American History Festival	H'Cola	Feb 12-14	X	X	X	X	X	X			X			X		X	
4	Rock By The Sea	Rock By the Sea	May 5-9	X	X	X	X	X	X					X	X	X	X	
Totals (4 Pending Applications x \$ 5,000)			\$ 20,000															
Museum Grants																		
1	Camp Gordon Johnston			X	X	X	X	X	X			X						
2	City of Apalachicola - Raney House			X	X	X	X	X	X			X						
3	City of Apalachicola - H'CA			X	X	X	X	X	X			X						
4	City of Carrabelle - Carrabelle History Museum			X	X	X	X	X	X			X						
5	Crooked River Lighthouse and Keepers Museum			X	X	X	X	X	X		X	X					X	
6	St. George Island Lighthouse			X	X	X	X	X	X		X	X					X	
Totals (6 Pending Applications x \$ 15,000)			\$ 90,000															
Grand Total of Pending Grants			\$ 188,000															



Overview



Legend

- Parcels
- Roads
- City Labels

Parcel ID	08-08S-05W-0250-0000-0030	Alternate ID	05W08S08025000000030	Owner Address	PAIGE ROBERT & MARTIN DEBORAH LEE AS JOINT TENANTS W/R/O/S 4100 RIVER COVE DR TAMPA, FL 33614
Sec/Twp/Rng	--	Class	VACANT		
Property Address	3006 PRISTINE DR	Acreage	0.719		
District	1				
Brief Tax Description	LOT 3 VICTORIAN VILLAGE				

(Note: Not to be used on legal documents)

Date created: 8/12/2020
Last Data Uploaded: 8/12/2020 7:42:35 AM

Developed by Schneider
GEOSPATIAL

K.

PLAT OF BOUNDARY SURVEY CERTIFIED TO:
ROBERT PAIGE and DEBORAH MARTIN,
 CO-OWNERS

NOTES:

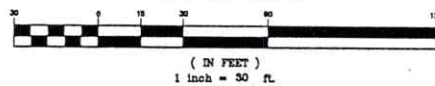
1. SURVEY SOURCE: Record plat and a field survey performed by the undersigned surveyor.
2. BEARING REFERENCE: Westerly boundary of subject parcel being South 19 degrees 43 minutes 36 seconds East as per record plat.
3. NO IMPROVEMENTS have been located in this survey other than shown hereon.
4. There are NO VISIBLE ENCROACHMENTS other than those shown hereon.
5. This survey is dependent upon EXISTING MONUMENTATION.
6. Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.

LOT 12

LOT 4

LEGAL DESCRIPTION:
 Lot 3, VICTORIAN VILLAGE, a subdivision as per map or plat thereof recorded in Plat Book 6, Page 9 of the Public Records of Franklin County, Florida

GRAPHIC SCALE



LEGEND

FCM	FOUND CONCRETE MONUMENT
RAW	RIGHT-OF-WAY
M	MEASURED
—	NOT TO SCALE
△	POINT NOT SET OR FOUND
SIRC	SET (5/8") IRON ROD AND CAP #7160
FIRC	FOUND (5/8") IRON ROD AND CAP
RP	RECORD PLAT
FND	FOUND
RND	ROUND
CM	CONCRETE MONUMENT

I hereby certify that this was performed under my responsible direction and supervision and the plat and description are true and accurate to the best of my knowledge and belief. The survey meets or exceeds the standards for practice for land surveying as established by the Florida Board of Professional Surveyors and Mappers (F.A.C. 5J-17.051/.052).

The undersigned surveyor has not been provided a current title opinion or abstract of matters affecting title or boundary to the subject property. It is possible there are deeds of records, unrecorded deeds, easements or other instruments which could affect the boundaries.

James T. Roddenberry
 JAMES T. RODDENBERRY
 Surveyor and Mapper
 Florida Certificate No. 4261



APPROXIMATE MEAN HIGH WATER LINE

ST. GEORGE SOUND

FLOOD ZONE INFORMATION:

Subject property is located in Zone "D" as per Flood Insurance Rate Map Community Panel No. 120068 0265F
 Index date: February 5, 2014, Franklin County, Florida.

TR & A

Thurman Roddenberry & Associates, Inc.
 PROFESSIONAL SURVEYORS AND MAPPERS
 P.O. BOX 198 • 121 SHELTON STREET • SOPCHOPPY, FLORIDA 32318
 PHONE: (904) 234-2214 FAX: (904) 234-2215

DATE: 02/23/18	DRAWN BY: WMD	N.B. PLAT	COUNTY: Franklin
FILE: B3304L3.DWG	DATE OF LAST FIELD WORK: 02/22/18	JOB NUMBER: 83-304	

REVIEW OF BOARD OF ADJUSTMENT APPLICATIONS
SEPTEMBER 2020

Consideration of a request for a variance to construct a retaining wall 10 feet into both side setbacks on property described as Lot 3 Victorian Village, 3006 Pristine Drive, Carrabelle, Franklin County, Florida. Request submitted by Robert Paige and Deborah Martin, applicants.

This proposal is for a concrete retaining wall that will be anywhere from 6 to 12 feet above the existing grade on this property with rip rap rubble along the toe of the wall. It will be located more than 50 feet back from mean high water, so it is not located in the Critical Habitat Zone. The variance request is to go into the 10' setbacks from neighboring properties. It appears that the owners of Lot 3 have added fill to their lot, and it is this fill that they are trying to retain. I do not see any evidence of erosion of the natural grade on the property.

This request appears to be the result of action of the applicant.

The County has received four letters of objection to this variance request from other owners in this subdivision.

I recommend not approving this variance request.

Mark C. Curenton

Mark C. Curenton
County Planner
September 4, 2020



qPublic.net™

Franklin County, FL

L.



Overview



Legend

-  Parcels
-  Roads
-  City Labels

Parcel ID	19-08S-06W-6400-0000-0730	Alternate ID	06W08S19640000000730	Owner Address	STRICKLAND SUSAN M & TRACY D
Sec/Twp/Rng	19-8S-6W	Class	SINGLE FAM		4114 BRYMOND DRIVE
Property Address	371 EAST BAY DR	Acreage	2.143		TUCKER, GA 30084
District	1				
Brief Tax Description	TRACT 73 BEING 2.13 AC				
	(Note: Not to be used on legal documents)				

Date created: 8/12/2020

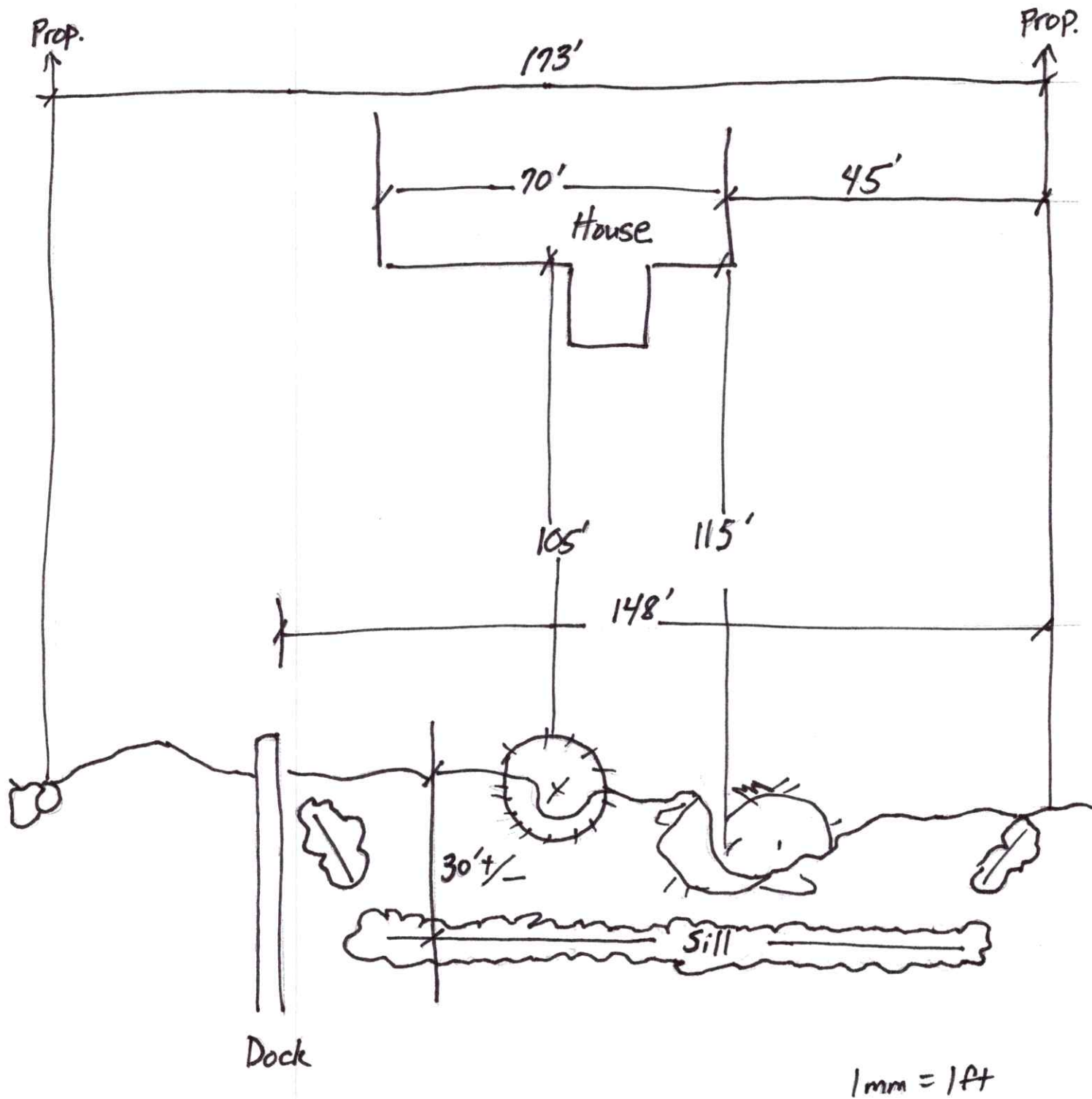
Last Data Uploaded: 8/12/2020 7:42:35 AM

Developed by 

Owner: Dee Strickland
770-337-0794

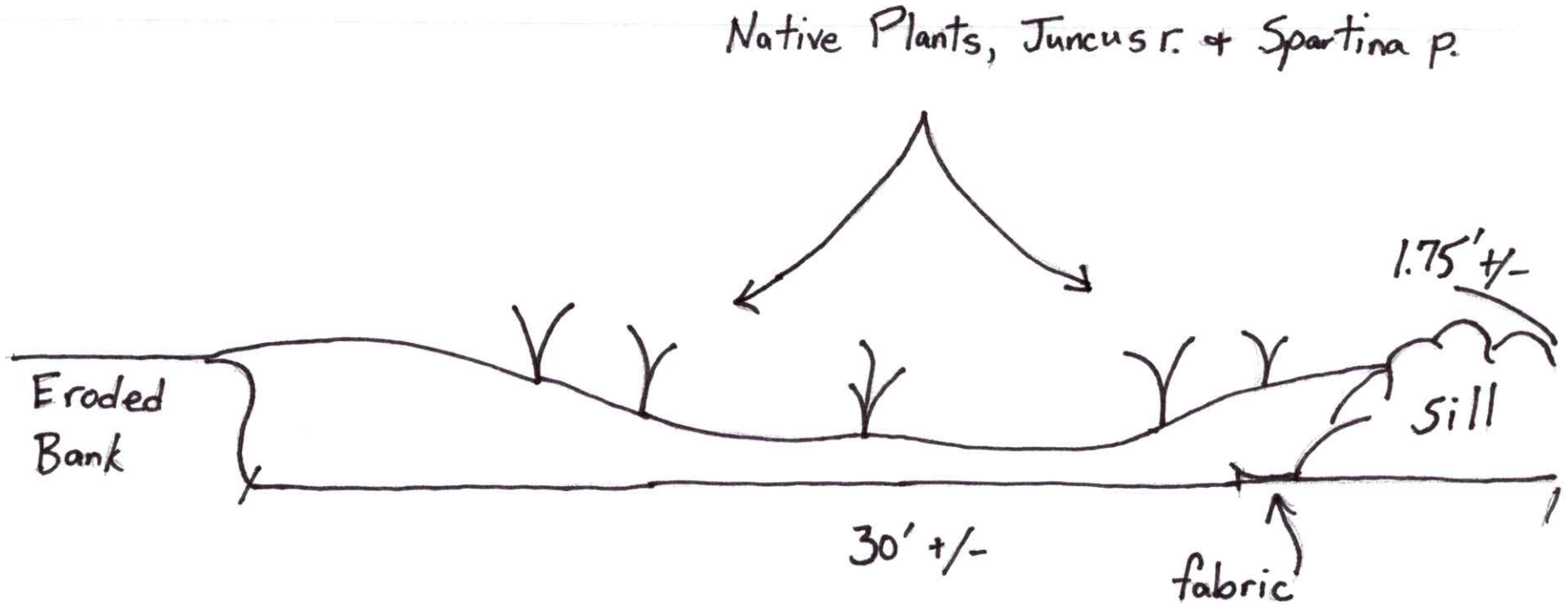
L

371 E. Bay Dr.
Eastpoint, FL 32328



1mm = 1ft

371 L East Bay Dr. Eastpoint, FL 32328
Owner: Dee Strickland 770-337-0794
Restore + Stabilize Storm Damage



L.



L.



REVIEW OF BOARD OF ADJUSTMENT APPLICATIONS
SEPTEMBER 2020

Consideration of a request for a variance to reclaim 30 feet into the critical habitat zone and 10 feet into both side setbacks to create a living shoreline. Hurricane Michael caused severe erosion and loss of property. Property described as 371 East Bay Drive, Eastpoint, Franklin County, Florida. Request submitted by Dee Strickland, applicant.

Based on the drawing submitted it appears that all the construction activity is located seaward of mean high water. Therefore no variance is required into the Critical Habitat Zone. The applicants will need to apply for a permit from the Florida Department of Environmental Protection and the U. S. Army Corps of Engineers for construction in the water.

Mark C. Curenton

Mark C. Curenton
County Planner
September 4, 2020



Overview



Legend

- Parcels
- Roads
- City Labels

Parcel ID	06-08S-04W-5262-0007-0220	Alternate ID	04W08S06526200070220	Owner Address	NARDY CLAUDE C
Sec/Twp/Rng	6-8S-4W	Class	VACANT		HC 63 5043 DOG ISLAND
Property Address	372 LUBBERS LANE	Acreage	0.183		CARRABELLE, FL 32322
District	4				
Brief Tax Description	UNIT 2 BL 7 LOT 22				

(Note: Not to be used on legal documents)

Date created: 8/12/2020
Last Data Uploaded: 8/12/2020 7:42:35 AM

Developed by  Schneider
GEOSPATIAL

REVIEW OF BOARD OF M. JUSTMENT APPLICATIONS
SEPTEMBER 2020

Consideration of a request for a variance to construct a septic system 75 feet from an existing well on property described as Lot 22, Block 7, Dog Island, Unit 2, 372 Lubbers Lane, Dog Island, Franklin County, Florida. Request submitted by Claude Nardy, applicant.

It will be the neighbor's well that will be just 75 feet from the septic system. It appears they have been approached about moving their well, but they do not want to move it. 75 feet meets the State of Florida's minimum standard. The 100 feet separation between a well and a septic tank is a Franklin County requirement.

I find that special condition and circumstances exist which are peculiar to the land, involved and which are not applicable to other lands in the same zoning district, and

the special conditions and circumstances are not the result of an action by the applicant, and

that granting the variance requested will not confer on the applicant any special privilege that is denied by the Franklin County Zoning Ordinance to other lands in the same zoning district, and

that literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district under the terms of this ordinance and would work unnecessary and undue hardship on the applicant, and

that the variance granted is the minimum variance that will make possible the reasonable use of the land, and

that the grant of the variance will be in harmony with the general intent and purpose of this ordinance and that such variance will not be injurious to the area involved or otherwise detrimental to the public welfare.

I recommend approving this variance request.

Mark C. Curenton

Mark C. Curenton
County Planner
August 21, 2020



Overview



Legend

- Parcels
- Roads
- City Labels

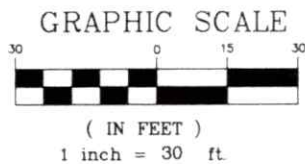
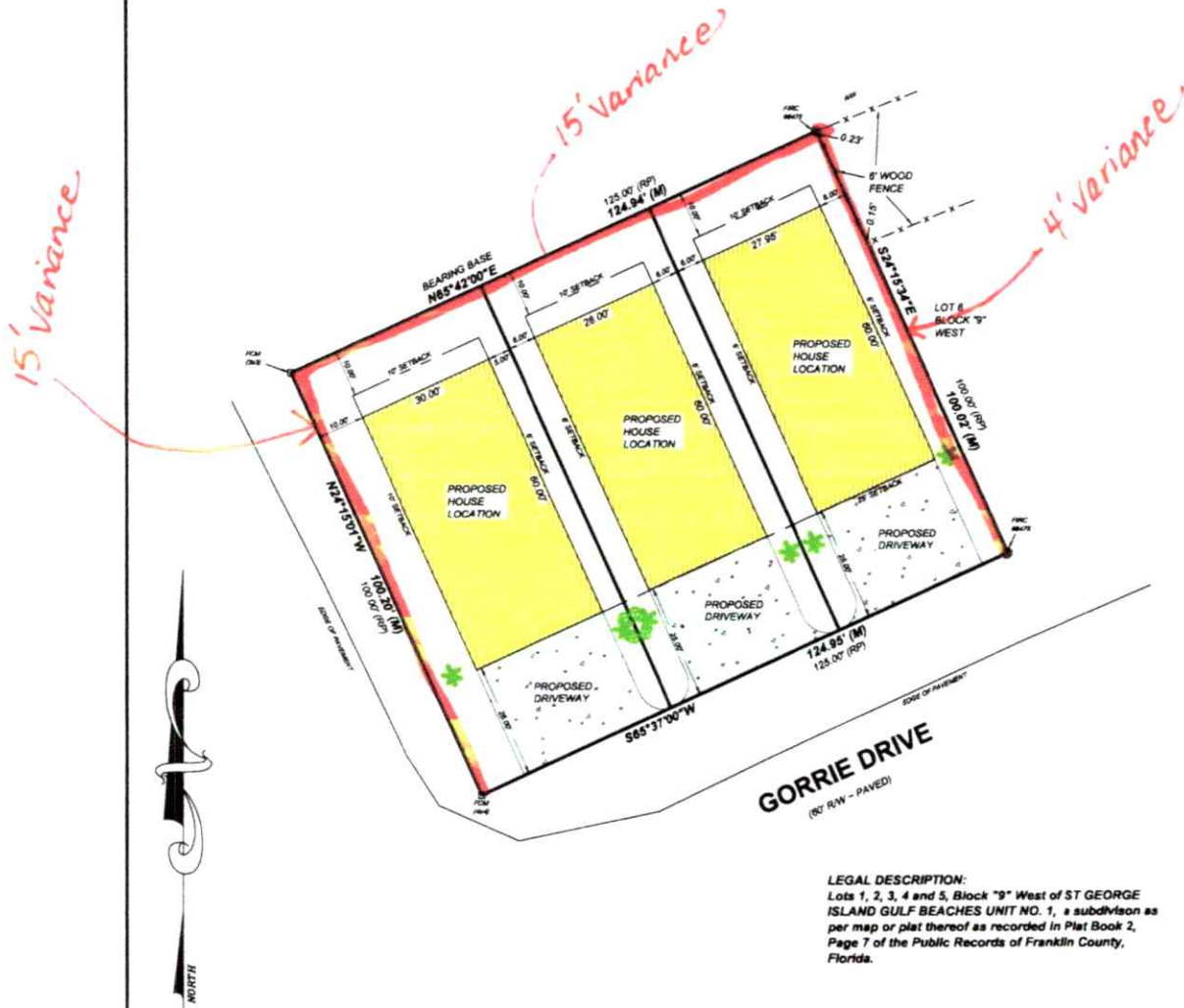
Parcel ID	29-09S-06W-7311-009W-0010	Alternate ID	06W09S297311009W0010	Owner Address	MAHR DEVELOPMENT CORPORATION PO.BOX 130 APALACHICOLA, FL 32329
Sec/Twp/Rng	29-9S-6W	Class	VACANT COM		
Property Address	259 W GORRIE DR	Acreage	n/a		
District	1				
Brief Tax Description	UNIT 1 BL 9W				

(Note: Not to be used on legal documents)

Date created: 8/12/2020
Last Data Uploaded: 8/12/2020 7:42:35 AM

Developed by Schneider
GEOSPATIAL

***PLAT OF SPECIFIC PURPOSE TO SHOW SITE PLAN FOR:
BILL THOMAS***



I hereby certify that this is a true and correct representation of the property shown hereon and that this survey meets the minimum technical standards for land surveying (Chapter 5J-17, .051/.052 Florida Administrative Code).

The undersigned surveyor has not been provided a current title opinion or abstract of matters affecting title or boundary to the subject property. It is possible there are deeds of records, unrecorded deeds, easements or other instruments which could affect the boundaries.

JAMES T. RODDENBERRY
Surveyor and Mapper
Florida Certificate No. 4261

NOTES

1. **SURVEY SOURCE:** Record plat and a field survey performed by the undersigned surveyor.
2. **BEARING REFERENCE:** Southeasterly right-of-way boundary of Gulf Beach Drive being North 65 degrees 42 minutes 00 seconds East as per record plat.
3. **NO IMPROVEMENTS** have been located in this survey other than shown hereon.
4. There are **NO VISIBLE ENCROACHMENTS** other than those shown hereon.
5. This survey is dependent upon **EXISTING MONUMENTATION**.
6. Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.



THURMAN RODDENBERRY & ASSOCIATES, INC.

PROFESSIONAL SURVEYORS AND MAPPERS

P.O. BOX 100 • 125 SHELDON STREET • SOPCHOPPY, FLORIDA 32358

PHONE NUMBER: 850-962-2538 FAX NUMBER: 850-962-1101

LB 9749

DATE: 07/23/20

DRAWN BY: MMD

COUNTY: Franklin

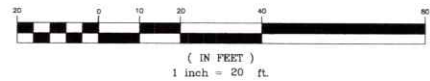
FILE: 05424.DWG

DATE OF LAST FIELD WORK:

JOB NUMBER: 05-424

PLAT OF BOUNDARY AND TOPOGRAPHICAL SURVEY FOR: WILLIAM THOMAS AND CARRO THOMAS

GRAPHIC SCALE



FND DEP MONUMENT
49-80-812
(12.18' NAVD 88)

GULF BEACH DRIVE
(150' RW - PAVED)

WEST 3RD STREET
(60' RW - PAVED)

LEGAL DESCRIPTION:
Lots 1, 2, 3, 4 and 5, Block "9" West of ST GEORGE ISLAND GULF
BEACHES UNIT NO. 1, a subdivision as per map or plat thereof as
recorded in Plat Book 5, Page 7 of the Public Records of Franklin County,
Florida.

LEGEND
FIRC FOUND IRON ROD & CAP
FCM FOUND CONCRETE MONUMENT
DOT DEPARTMENT OF TRANSPORTATION
RP RECORD PLAT
RW RIGHT-OF-WAY
M MEASURED

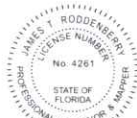
NOTES:

1. SURVEY SOURCE: Record plat and a field survey performed by the undersigned surveyor.
2. BEARING REFERENCE: Southeasterly right-of-way boundary of Gulf Beach Drive being North 65 degrees 42 minutes 00 seconds East as per record plat.
3. NO IMPROVEMENTS have been located in this survey other than shown hereon.
4. There are NO VISIBLE ENCROACHMENTS other than those shown hereon.
5. This survey is dependent upon EXISTING MONUMENTATION.
6. Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.
7. Elevations shown hereon were established by using NGVD '29.

I hereby certify that this was performed under my responsible direction and supervision and the plat and description are true and accurate to the best of my knowledge and belief. The survey meets or exceeds the standards for practice for land surveying as established by the Florida Board of Professional Surveyors and Mappers (F.A.C. 5J-17.051/052).

The undersigned surveyor has not been provided a current title opinion or abstract of matters affecting title or boundary to the subject property. It is possible there are deeds of records, unrecorded deeds, easements or other instruments which could affect the boundaries.

FLOOD ZONE INFORMATION: Subject property is located in Zone "X" and "AE" (EL 12) as per Flood Insurance Rate Map Community Panel Number: 120088 0561E, Index Date: February 5, 2014, Franklin County, Florida.



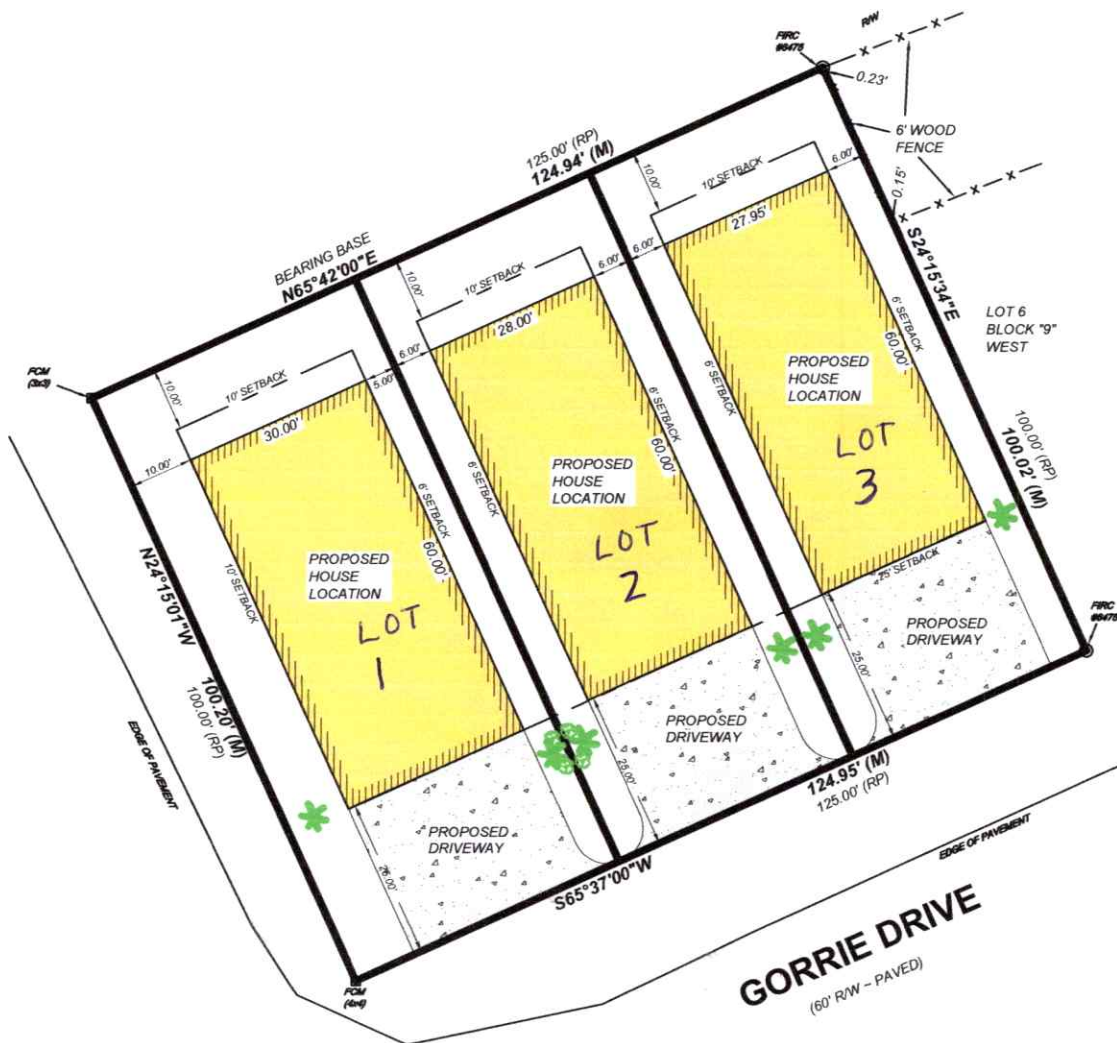
J. RODDENBERRY
Surveyor and Mapper
Florida Certificate No: 4261

TR & A			
THURMAN RODDENBERRY & ASSOCIATES, INC.			
PROFESSIONAL SURVEYORS AND MAPPERS			
P.O. BOX 100 • 121 SHILTON STREET • SUCCOPPEY, FLORIDA 32358			
PHONE NUMBER: 904-942-3338 FAX NUMBER: 904-942-1193			
L.B. # 7168			
DATE: 07/06/20	DRAWN BY: MMD	N.B. 432 pg 19	COUNTY: Franklin
FILE: 05424.DWG	DATE OF LAST FIELD WORK: 07/02/20	JOB NUMBER: 05-424	

PROPOSED

N.

PLAT OF SPECIFIC PURPOSE TO SHOW SITE PLAN FOR:
BILL THOMAS



LEGAL DESCRIPTION:
Lots 1, 2, 3, 4 and 5, Block "9" West of ST GEORGE ISLAND GULF BEACHES UNIT NO. 1, a subdivision as per map or plat thereof as recorded in Plat Book 2, Page 7 of the Public Records of Franklin County, Florida.

- NOTES:
1. SURVEY SOURCE: Record plat and a field survey performed by the undersigned surveyor.
 2. BEARING REFERENCE: Southeasterly right-of-way boundary of Gulf Beach Drive being North 65 degrees 42 minutes 00 seconds East as per record plat.
 3. NO IMPROVEMENTS have been located in this survey other than shown hereon.
 4. There are NO VISIBLE ENCROACHMENTS other than those shown hereon.
 5. This survey is dependent upon EXISTING MONUMENTATION.
 6. Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.

I hereby certify that this is a true and correct representation of the property shown hereon and that this survey meets the minimum technical standards for land surveying (Chapter 5J-17, .051/ .052 Florida Administrative Code).

The undersigned surveyor has not been provided a current title opinion or abstract of matters affecting title or boundary to the subject property. It is possible there are deeds of records, unrecorded deeds, easements or other instruments which could affect the boundaries.

James T. Roddenberry
JAMES T. RODDENBERRY
Surveyor and Mapper
Florida Certificate No: 4261

TR
&A

THURMAN RODDENBERRY & ASSOCIATES, INC

PROFESSIONAL SURVEYORS AND MAPPERS

P.O. BOX 100 • 125 SHELDON STREET • SOPCHOPPY, FLORIDA 32358

PHONE NUMBER: 850-962-2538

FAX NUMBER: 850-962-1103

LB # 7160

DATE: 07/23/20

DRAWN BY: MMD

COUNTY: Franklin

FILE: 05424.DWG

DATE OF LAST FIELD WORK:

JOB NUMBER: 05-424

REVIEW OF BOARD OF N. ADJUSTMENT APPLICATIONS
SEPTEMBER 2020

Consideration of a request for a variance to construct three houses across five lots. Request for a 15 foot variance into the western side setback off 3rd Street West, 15 feet into the north property line off West Gulf Beach Drive and 4 feet into the eastern side setback on property described as Lots 1-5, Block 9 West, St. George Island Gulf Beaches, Unit1, 259 and 247 West Gorrie Drive, Franklin County, Florida. Request submitted by William A. and Carro N. Thomas, applicant.

This will result in three houses on five lots, which is less dense than the five houses that could possibly be built on these five lots. The right-of-way of Gulf Beach Drive is 100 feet wide at this location and the actual roadway is located close to the north side of the ROW, on the opposite side from these lots.

I find that special condition and circumstances exist which are peculiar to the land, involved and which are not applicable to other lands in the same zoning district, and

the special conditions and circumstances are not the result of an action by the applicant, and

that granting the variance requested will not confer on the applicant any special privilege that is denied by the Franklin County Zoning Ordinance to other lands in the same zoning district, and

that literal interpretation of the provisions of this ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same zoning district under the terms of this ordinance and would work unnecessary and undue hardship on the applicant, and

that the variance granted is the minimum variance that will make possible the reasonable use of the land, and

that the grant of the variance will be in harmony with the general intent and purpose of this ordinance and that such variance will not be injurious to the area involved or otherwise detrimental to the public welfare.

I recommend approving this variance request.

Mark C. Curenton

Mark C. Curenton
County Planner
August 21, 2020



INSURANCE SERVICES OFFICE, INC.

1000 Bishops Gate Blvd, Suite 300, P.O. Box 5404, Mt. Laurel, New Jersey 08054
Phone: (856) 787-0412 or (800) 444-4554 FAX 1-800-777-3929

May 29, 2020

Dear CRS Community:

This letter is to inform you that on January 1, 2021, the National Flood Insurance Program's (NFIP) Community Rating System (CRS) will begin implementing a new prerequisite for achieving Class 8: enforcement of a freeboard standard for residential buildings. Specifically, Section 211 of the 2017 *CRS Coordinator's Manual* will be revised to say,

In order to be a Class 8 or better...

- (1) The community must meet all the Class 9 prerequisites; and
- (2) The community must adopt and enforce at least a 1-foot freeboard requirement (including equipment or mechanical items) for all residential buildings, including manufactured homes, constructed, substantially improved, and/or reconstructed due to substantial damage, throughout its Special Flood Hazard Area (SFHA) where base flood elevations have been determined on the Flood Insurance Rate Map (FIRM) or in the Flood Insurance Study (FIS), except those areas that receive open space credit under Activity 420 (Open Space Preservation).

This language for the new Class 8 prerequisite will be included in the 2021 Addendum to the 2017 *CRS Coordinator's Manual*. If your community does not require freeboard for residential buildings, you will need to adopt freeboard requirements, and begin enforcing those requirements, before your first CRS verification cycle visit that occurs after January 2021. About 80 percent of CRS communities already meet the forthcoming Class 8 prerequisite, but we are asking all communities to review their community's floodplain regulations and/or building codes to ensure that freeboard for residential building is in place, and to confirm that freeboard requirements are being enforced. Note that freeboard may be required through your State- or community-adopted building code. At your community's first verification cycle visit after January 1, 2021, the Insurance Services Office, Inc. (ISO) CRS Specialist will review your ordinance and Elevation Certificates to verify that freeboard is being applied. Communities that do not implement freeboard will be limited to a CRS Class 9 rating.

We recommend that you share this information with your community CRS coordinator, your community floodplain administrator, and your building department. If you need a model ordinance or sample regulatory language for freeboard, please contact your State NFIP Coordinator, Federal Emergency Management Agency (FEMA) Regional CRS Coordinator, or ISO/CRS Specialist. Remember, your ISO/CRS Specialist is also available to do a courtesy review of your community requirements for freeboard at any time before your next verification cycle visit. All communities that verify they implement a freeboard requirement will receive CRS credit under Activity 430 (Higher Regulatory Standards). This new CRS prerequisite also provides an opportunity for communities to consider whether a 2-foot or even 3-foot freeboard standard would be appropriate for them.

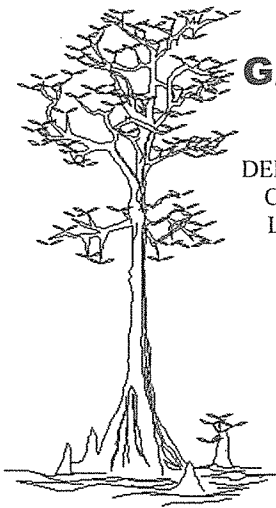
For more information, please see the February/March issue of the *NFIP/CRS Update* newsletter and visit [CRSresources.org](https://www.iso-nfip.com/CRSresources.org). Attached are some answers to frequently asked questions for the Class 8 freeboard prerequisite. Please remember that your ISO/CRS Specialist and your FEMA Regional CRS Coordinator are always available to answer any questions.

Sincerely,

Sherry Harper
Director, Flood Mitigation

Attachment

cc: Community CRS Coordinator
FEMA Regional CRS Coordinator
NFIP State Coordinator and/or State CRS Coordinator



GARLICK ENVIRONMENTAL ASSOCIATES, INC.

SPECIALIZING IN: REGULATORY PERMITS • WETLANDS/UPLAND JURISDICTIONAL
DELINEATIONS • SUBMERGED LAND LEASES • ECOLOGICAL INVENTORY ASSESSMENTS •
CONSERVATION AND OTHER EASEMENTS • EXPERT WITNESS AND ENVIRONMENTAL
LITIGATION SERVICES • MITIGATION • CULTURAL RESOURCE ANALYSIS • CREATIVE
MARINA, DOCK, AND SUBDIVISION DESIGN

August 24, 2020

Ms Amy Kelly
Franklin County Planning & Zoning
33 Commerce Street
Apalachicola, FL 32320

Re: Dock Approval
GEA File No. 20-065
Clay Palm

Dear Ms. Kelly:

By this letter, we are requesting you place the referenced project on the next Franklin County Planning and Zoning meeting to be held on September 8, 2020, as well as, the Franklin County Board of County Commissioners meeting to be held on September 15, 2020, for the construction of a Single Family Residential Dock and boat lift, as well as a Rock Revetment. Attached are drawings for the proposed dock and boatlift, as well as the Rock Revetment. We have submitted the application to FDEP and COE for permitting. Upon receipt of the permits, we will send a copy of each to you.

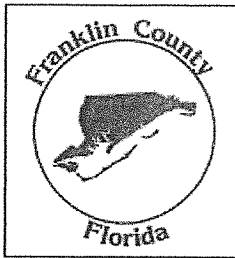
If you have any questions, please let us know.

Sincerely,

Mary Ann Wasmund, Permit Specialist
Garlick Environmental Associates, Inc.

Attachments

P.O. BOX 385
APALACHICOLA, FL 32329-0385
(850) 653-8899 FAX (850) 653-9656
garlick@garlickenv.com



P.
DOCK PERMIT APPLICATION

FRANKLIN COUNTY BUILDING DEPARTMENT

34 Forbes Street, Suite 1, Apalachicola, Florida 32320

Phone: 850-653-9783 Fax: 850-653-9799

http://www.franklincountyflorida.com/planning_building.aspx

PERMIT # _____

FEE: \$ _____

C.S.I. : \$ _____

TOTAL: \$ _____

NOTE TO APPLICANTS AND PERMIT HOLDERS:

VIOLATIONS OF THE TERMS AND CONDITIONS OF THIS PERMIT MAY WARRANT A STOP WORK ORDER OR REVOCATION OF THIS PERMIT. THIS PERMIT IS VALID FOR ONE YEAR FROM THE DATE OF ISSUANCE.

CONSTRUCTION MUST COMMENCE WITHIN SIX MONTHS OF THIS DATE:

ISSUANCE DATE: _____ EXPIRES: _____

EXISTING HOUSE: ☐ Yes ☐ No

DEP PERMIT: ☐ Yes ☐ No

ARMY COE PERMIT: ☐ Yes ☐ No

APPROVED: ☐ Yes ☐ No

APPLICATION MUST BE COMPLETE:

Property Owner/s: Clay Palm
Contact Information: Home #: _____ Cell #: 334-685-3229
Mailing Address: 128 Sweet Bay Trace City/State/Zip: Dodman, AL 36363
EMAIL Address: c.palm@utilityalabama.com

Contractor Name: _____ Business Name: _____
Contact Information: Office #: _____ Cell #: _____
State License #: _____ County Registration #: _____
Mailing Address: _____ City/State/Zip: _____
EMAIL Address: _____ @ _____

PROPERTY DESCRIPTION: 911 Address: **11 BIG OAKS, APALACHICOLA, FL 32320**

Lot/s: _____ Block: _____ Subdivision: _____ Unit: _____

Parcel Identification #: 21-085-08W-0000-0040-0000

JURISDICTION: ☒ Franklin County ☐ City of Carrabelle

☒ Apalachicola ☐ Eastpoint ☐ St. George Island ☐ Carrabelle ☐ Dog Island ☐ Lanark/ St. James ☐ St. Teresa ☐ Alligator Point

☒ SINGLE FAMILY DOCK/PIER ☐ MULTI-FAMILY DOCK/PIER ☐ COMMERCIAL

☒ Rock Revetment ☐ Boat Lift

DESCRIPTION: Construction of a Single Family dock w/boat lift, as well as Rock Revetment (see attached drawings)

ZONING DISTRICT: _____ CONTRACT COST: _____

TOTAL SQUARE FOOT: _____ FOUNDATION TYPE: _____

ROOF MATERIAL: _____

APPROVED BY: ☐ Planning & Zoning Date: _____ ☐ County Commissioners Date: _____

WATER BODY: Apalachicola River

CRITICAL SHORELINE DISTRICT: YES OR NO **CRITICAL HABITAT ZONE:** YES OR NO

FLOOD ZONE INFORMATION: EFFECTIVE DATE: February 5, 2014

PANEL NUMBER: _____ **FIRM ZONE/S:** _____

ELEVATION REQUIREMENTS AS PER SURVEY: _____

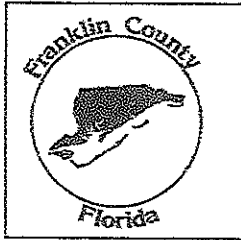
☐ Requires V-Zone Certification ☐ Requires Elevation Certificates ☐ Requires Smart Vents ☐ Requires Breakaway Walls

BUILDING OFFICIAL _____ **Date** _____ **OWNER (Required)** _____ **Date** _____ **CONTRACTOR (Required)** _____ **Date** _____

FRANKLIN COUNTY DOCK P. CHECKLIST & FEE SCHEDULE

CHECKLIST:

- ☒ Application
- ☐ DEP
- ☐ Army CORPS
- ☒ Site Plan
- ☐ Lighting Plan
- ☐ Drawings (Approved by all entities)
- ☐ Approvals from local jurisdictions
- ☐ Dock Site Plan, Construction & Lighting Affidavit
- ☐ Copy of Signed Contract Cost



DOCK SITE PLAN, CONSTRUCTION - AND LIGHTING AFFIDAVIT

FRANKLIN COUNTY BUILDING DEPARTMENT
34 Forbes Street, Suite 1, Apalachicola, Florida 32320
Phone: 850-653-9783 Fax: 850-653-9799
http://www.franklincountytvflorida.com/planning_building.aspx

PERMIT

ORDINANCE
No. 2004-17
Dock Ordinance

DOCK CONSTRUCTION STANDARDS & LIGHTING AFFIDAVIT

APPLICATION MUST BE COMPLETE: (We will no longer accept incomplete applications)

Property Owner/s: Clay Palm
Contact Information: Home #: _____ Cell #: 334-685-3229
Mailing Address: 128 Sweet Bay Trace City/State/Zip: Dothan, AL 36303
EMAIL Address: cpalm@utilityalabama.com

PROPERTY DESCRIPTION: 911 Address: 2700 Bluff Road
Lot/s: _____ Block: _____ Subdivision: _____ Unit: _____
Parcel Identification #: 21-085-08W-0000-0040-0000

JURISDICTION: ☒ Franklin County ☐ City of Carrabelle
☒ Apalachicola ☐ Eastpoint ☐ St. George Island ☐ Carrabelle ☐ Dog Island ☐ Lanark/ St. James ☐ St. Teresa ☐ Alligator Point

SITE PLAN & CONSTRUCTION STANDARDS:

- I understand that applications for dock or piers must contain a survey prepared by a professional surveyor which indicates riparian rights, unless the dock is built at least 25 feet from existing property lines. INITIAL: CP
- I understand that Docks built on canals are permitted to be no larger than 25% of the width of the canal including the boat mooring site. INITIAL: CP
- I understand that the lot must be large enough to accommodate a single-family dwelling; or be a lot separated from the single family dwelling by a right-of-way and owned by the same owner; or the lot may be eligible for a hardship variance from the Board of Adjustment. INITIAL: CP
- I understand that no dry dock facilities, gasoline or fuel pumps are allowed on a residential lot other than boat lifts connected to a dock. INITIAL: CP
- I understand that boat ramps may be allowed so long as the property contains adequate size for the parking of trailers on the property. No commercial boat docking or launching allowed. INITIAL: CP
- I understand that no parking of vehicles is allowed within the Critical Habitat Zone, which is the first 50 feet from mean high water. INITIAL: CP
- I understand that the lot must be kept in natural vegetation within the Critical Habitat Zone. INITIAL: CP
- I understand that I must comply with the permitting requirements for all other governmental agencies having jurisdiction over the project. (Evidence of an exemption from such compliance must be furnished by the homeowner before approval can be granted. INITIAL: CP
- I understand that the dock must be elevated a minimum of five (5) feet above mean high water, except that the terminal platform may be lower at the owner's discretion. This requirement shall not apply to docks running parallel to the shoreline provided they extend no further than 25 feet from the edge of the water. (*This will allow pedestrians to cross under the dock at the water's edge) INITIAL: CP

- I understand that the dock must be constructed on pilings set a minimum of eight (8) feet apart center to center. INITIAL: CP
- I understand that no dusk to dawn lights. Must be able to switch off or on by motion detector, or be activated by a 3-way switch. INITIAL: CP
- I understand that lights limited to one on the terminal platform and one on the landward end of the dock or pier, and one every 100 feet between the terminal platform and the landward end of the dock, except where a hardship exists. INITIAL: CP
- I understand that all lights must be downward directed and have adequate shielding to prevent light trespass and minimize light pollution from light scatter. INITIAL: CP
- I understand the type and location of fixtures must be included on a diagram of dock or pier and submitted with permit application. INITIAL: CP
- I understand that the dock must have amber colored night time reflectors set at a minimum of one at each side in the middle and one at each side of the terminal. INITIAL: CP

I have read and understood that construction and lighting standards of the Franklin County Dock Ordinance No. 2004-17 and will practice these standards.

✓ Clay Palm
Contractor/Owner Signature: _____ Date _____

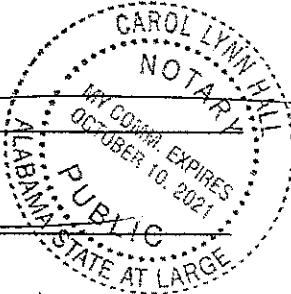
Clay Palm
Contractor/Owner Printed Name: _____

State of Florida
County of Franklin

I, _____, who is personally known or provided the following identification _____, on this day 2nd of August, 2020 understand that I have read and understood the above statement and will comply or the Final Certificate of Occupancy will be held up until the above has been documented.

NOTARY: _____

Carol Lynn Hill
Printed Name



SEAL: _____



Owner



- Legend
- Parcels
 - Roads
 - City Labels

Parcel ID	21-08S-08W-0000-0040-0000	Alternate ID	08W08S21000000400000	Owner Address	MADDREN LAWRENCE & CAROLINE
Sec/Twp/Rng	21-8S-8W	Class	SINGLE FAM		1406 NW REAPER CHURCH RD
Property Address	2700 BLUFF ROAD	Acreage	2.194		GREENVILLE, FL 32331-4509
District	1				
Brief Tax Description	A PARCEL BEING 2.10 ACRES (Note: Not to be used on legal documents)				

Date created: 6/23/2020
Last Data Uploaded: 6/23/2020 7:40:23 AM

Developed by Schneider
GEOSPATIAL

PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.



APPLICANT/CLIENT: Clay Palm
WATERBODY/CLASS: Apalachicola River
PURPOSE: Environmental Permitting
PROJECT LOCATION / USGS: Apalachicola / Franklin County
LATITUDE: 29° 45' 58"
LONGITUDE: 85° 2' 26.24"
SECTION: 21 TOWNSHIP: 8 South RANG: 8 West

JOB: 20-065
DEP:
COE:
OTHER:
DATE: August 20, 2020
SHEET: 1/6

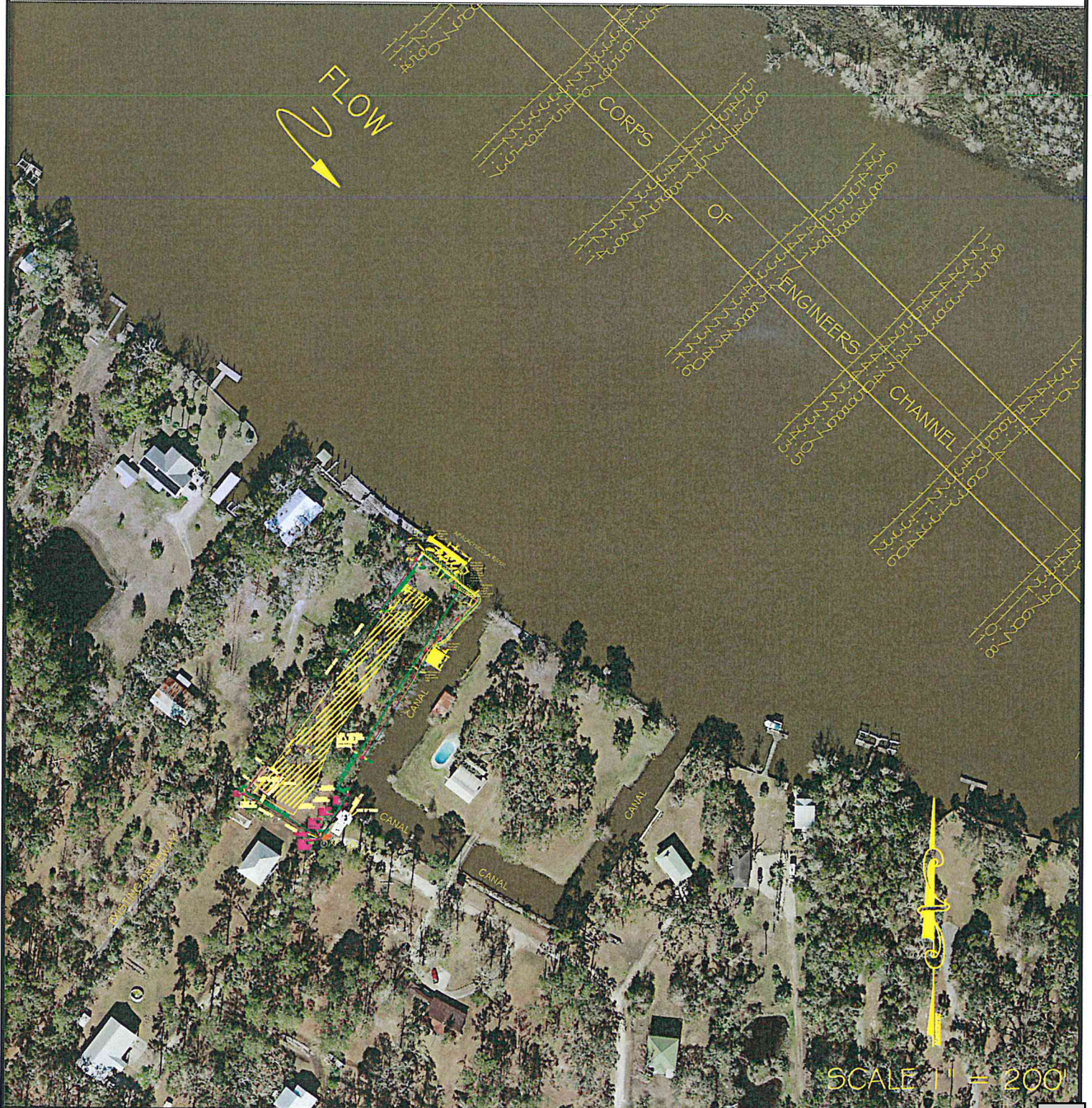


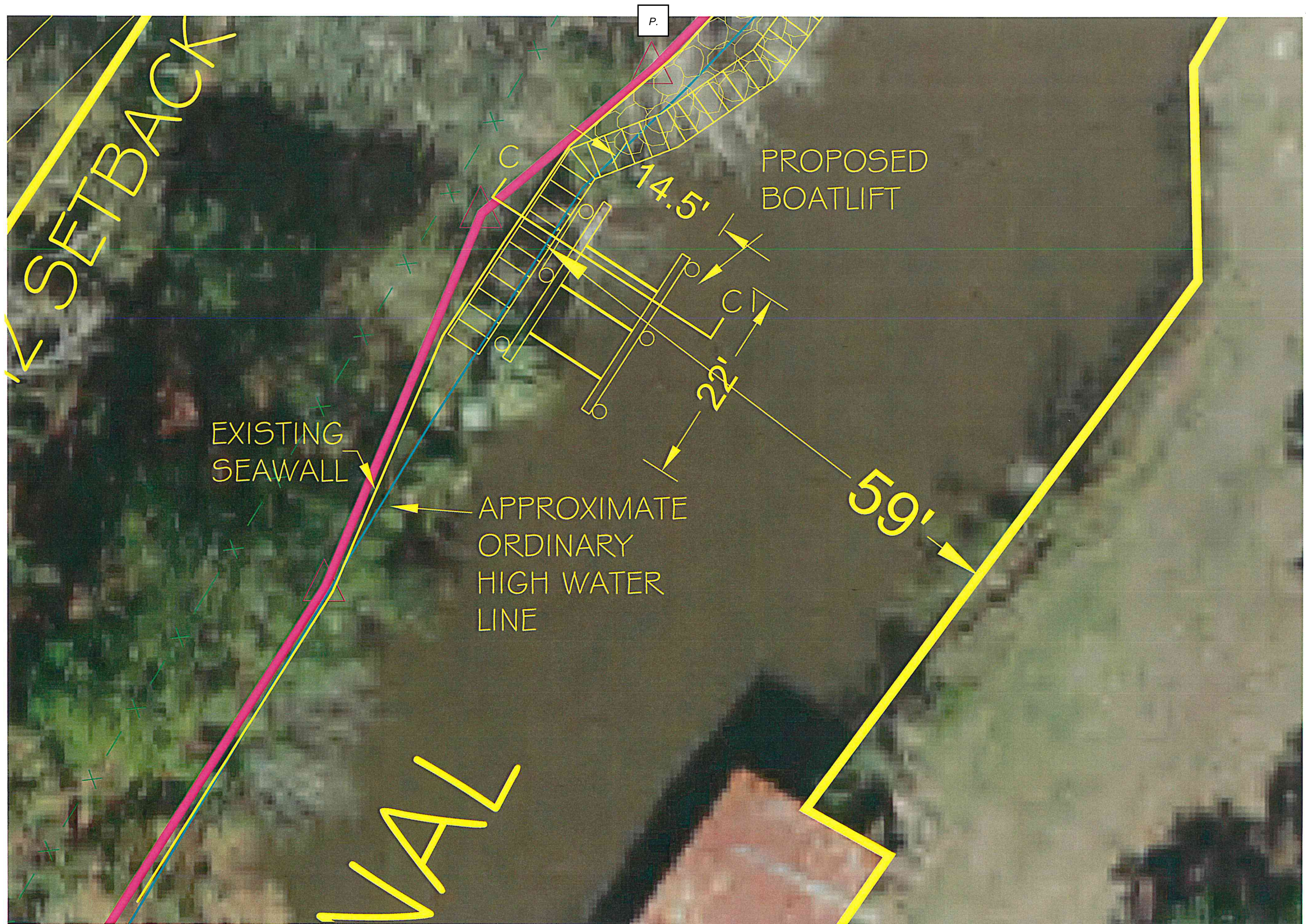
PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.



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JOB: 20-065
DEP:
COE:
OTHER:
DATE: August 20, 2020
SHEET: 2/6





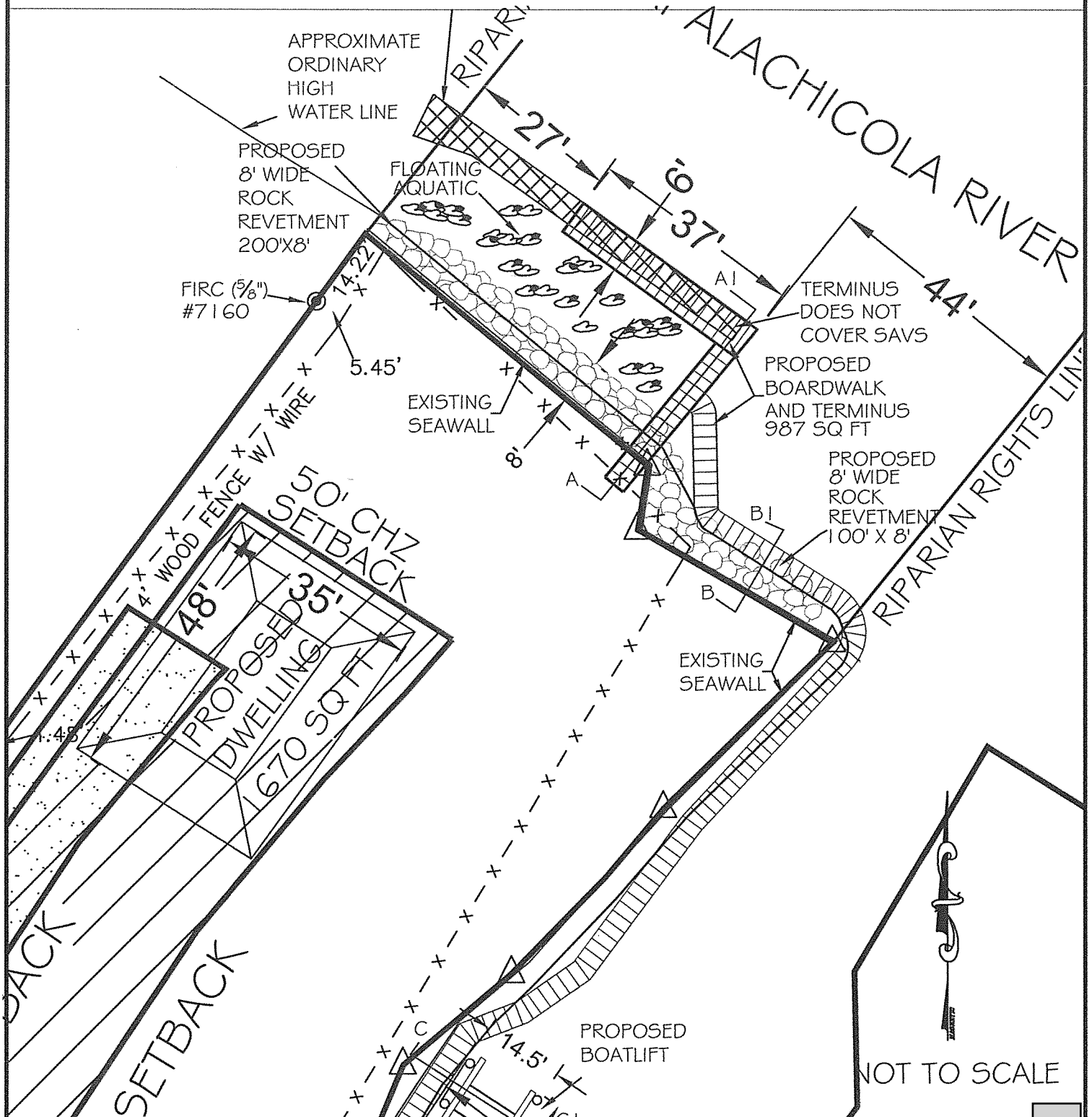
PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.



APPLICANT/CLIENT: Clay Palm
 WATERBODY/CLASS: Apalachicola River
 PURPOSE: Environmental Permitting
 PROJECT LOCATION / USGS: Apalachicola / Franklin County
 LATITUDE: 29° 45' 58"
 LONGITUDE: 85° 2' 26.24"

JOB: 20-065
 DEP:
 COE:
 OTHER:
 DATE: August 25, 2020
 SHEET: 4/5

SECTION: 21 TWSHP: 8 South RNG: 8 West

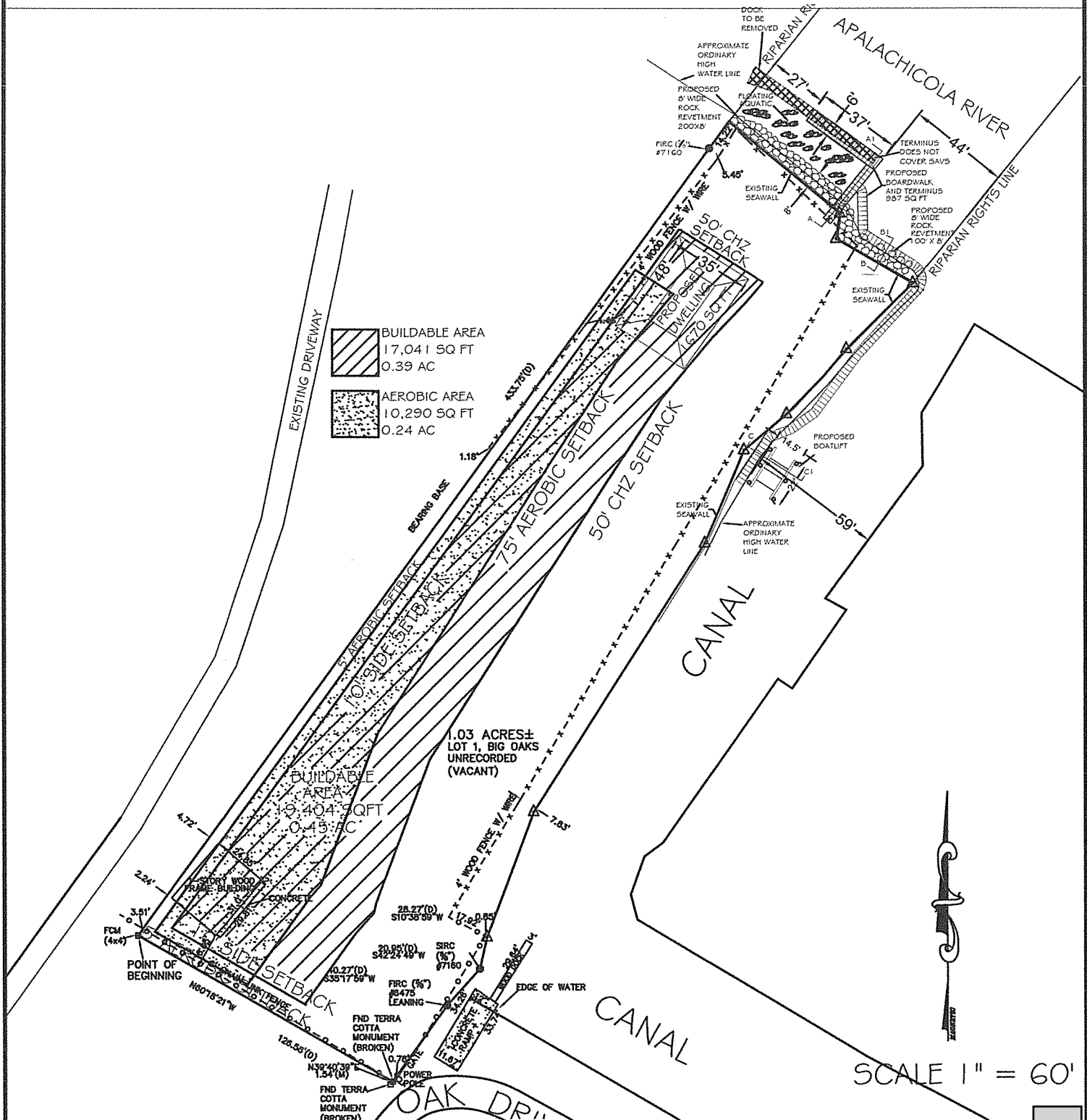


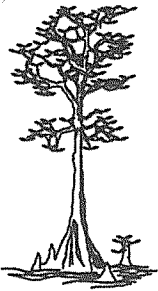
PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.



APPLICANT/CLIENT: Clay Palm
 WATERBODY/CLASS: Apalachicola River
 PURPOSE: Environmental Permitting
 PROJECT LOCATION / USGS: Apalachicola / Franklin County
 LATITUDE: 29° 45' 58"
 LONGITUDE: 85° 2' 26.24"
 SECTION: 21 TOWNSHIP: 8 South RANG: 8 West

JOB: 20-065
 DEP:
 COE:
 OTHER:
 DATE: August 25, 2020
 SHEET: 3/5





PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656

garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: CLAY PALM

WATERBODY/CLASS: Apalachicola River

PURPOSE: Environmental Permitting

PROJECT LOCATION / USGS: Apalachicola / Franklin County

LATITUDE:

LONGITUDE:

SECTION: 21 TOWNSHIP: 8 South

RANGE: 8 West

JOB: 20-065

DEP:

COE:

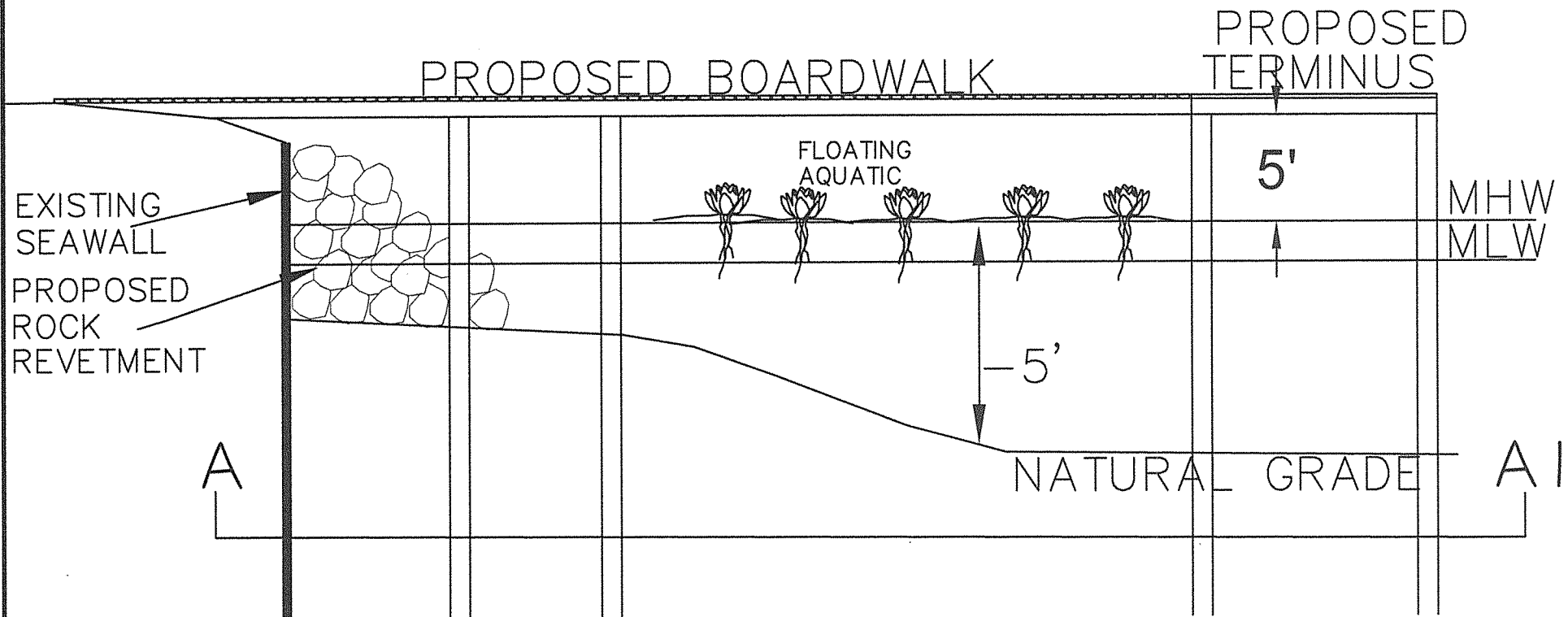
OTHER:

DATE: AUGUST 20, 2020

SHEET: 4/6

CROSS SECTION 1

PROPOSED
DOCK &
ACCESS WALKWAY
WITH ROCK REVETMENT
NOT TO SCALE



PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656 garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: CLAY PALM

WATERBODY/CLASS: Apalachicola River

PURPOSE: Environmental Permitting

PROJECT LOCATION / USGS: Apalachicola / Franklin County

LATITUDE:

LONGITUDE:

SECTION: 21 TOWNSHIP: 8 South

RNG: 8 West

JOB: 20-065

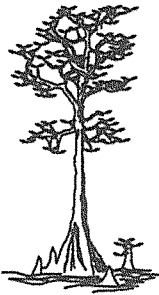
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COE:

OTHER:

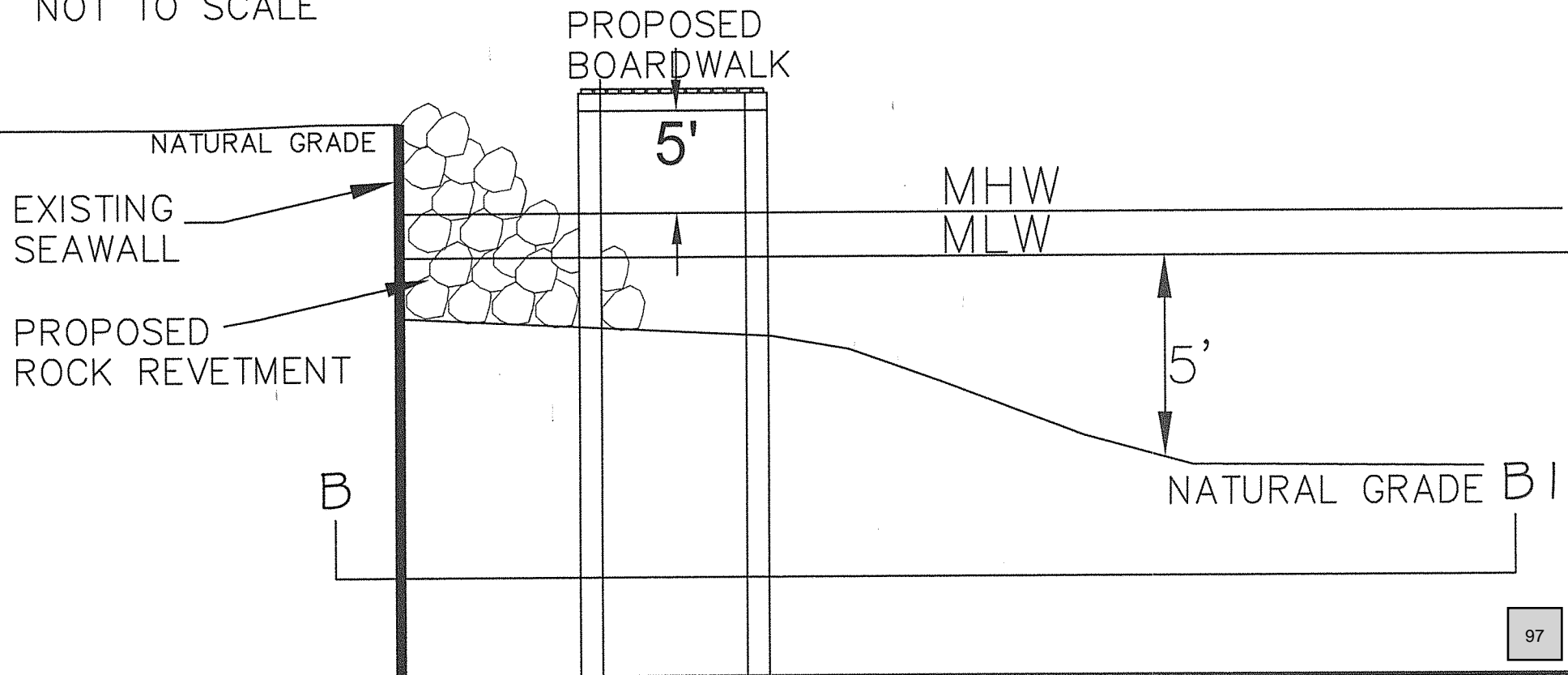
DATE: AUGUST 20, 2020

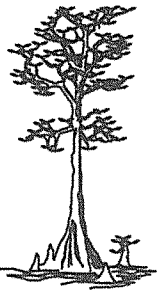
SHEET: 5/6



CROSS SECTION 2

PROPOSED
BOARDWALK
& ROCK
REVTMENT
NOT TO SCALE





PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656

garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: CLAY PALM

WATERBODY/CLASS: Apalachicola River

PURPOSE: Environmental Permitting

PROJECT LOCATION / USGS: Apalachicola / Franklin County

LATITUDE:

LONGITUDE:

SECTION: 21 TNSHP: 8 South

RNG: 8 West

JOB: 20-065

DEP:

COE:

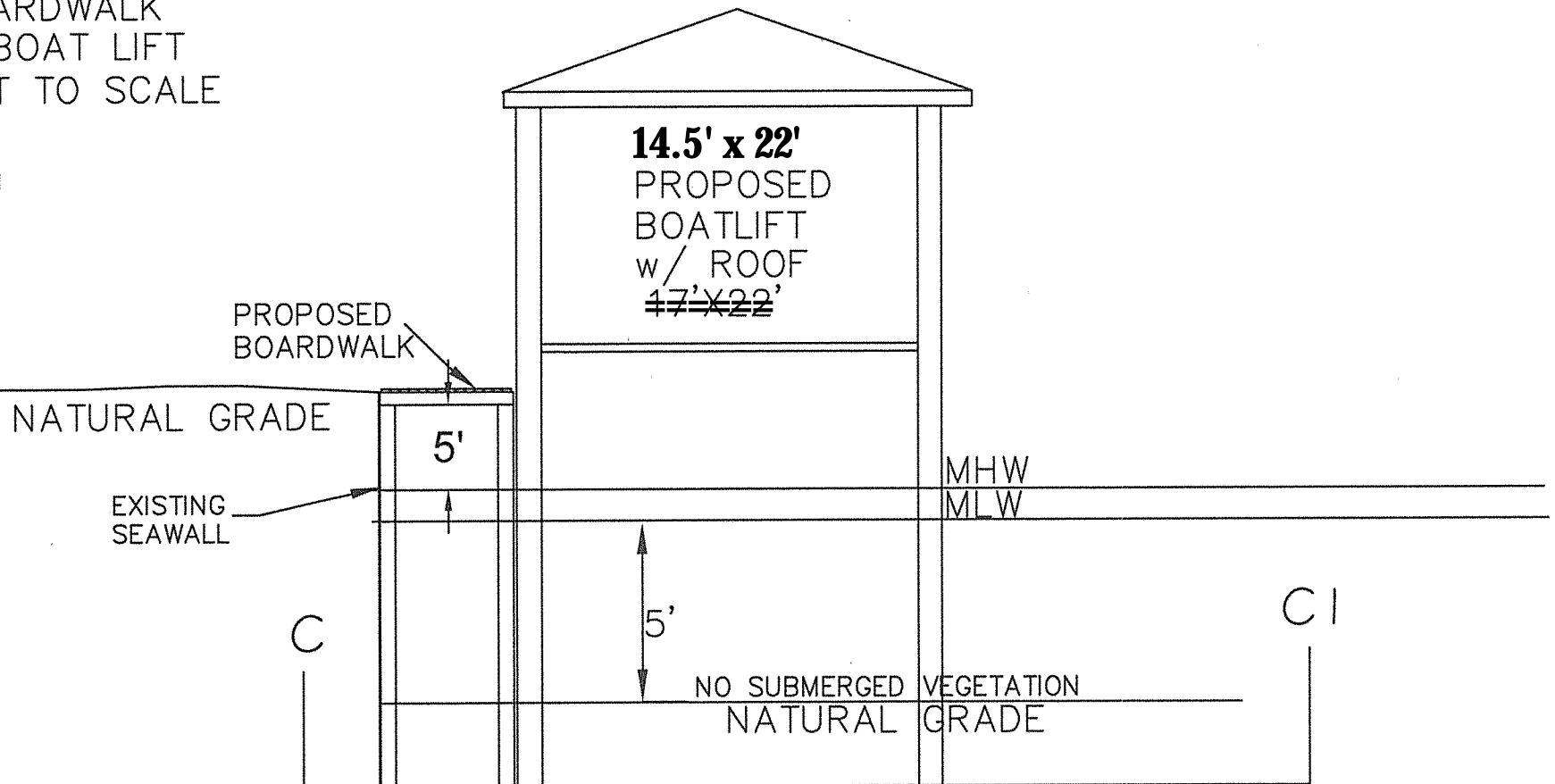
OTHER:

DATE: AUGUST 20, 2020

SHEET: 6/6

PROPOSED
BOARDWALK
& BOAT LIFT
NOT TO SCALE

CROSS SECTION 3



This Document Prepared By and Return to:
 Barbara Sanders, Esq.
 Florida Bar # 442170
 Sanders and Duncan, P.A.
 P.O. Box 157
 Apalachicola, FL 32324
 850-453-8976

Parcel ID Number: PART OF 21-085-08W-0000-0040-0000

Warranty Deed

This Indenture, Made this 20th day of July, 2020 A.D., Between Lawrence T. Maddren and Caroline Chvostak Maddren, husband and wife of the County of Madison, State of Florida, Grantors, and Richard C. Palm and Cindy A. Palm, husband and wife whose address is: 128 Sweetbay Trace, Dothan, AL 36303 of the County of Houston, State of Alabama, grantees.

Witnesseth that the GRANTORS for and in consideration of the sum of TEN DOLLARS (\$10) DOLLARS, and other good and valuable consideration to GRANTORS in hand paid by GRANTEES, the receipt whereof is hereby acknowledged, have granted, bargained and sold to the said GRANTEES and GRANTEES' heirs, successors and assigns forever, the following described land, situate, lying and being in the County of Franklin State of Florida to wit: **SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.**

And the Grantors do hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

In Witness Whereof, the Grantors have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in our presence:

Laura Walker
 Printed Name: Laura Walker
 Witness

Eric Murphy
 Printed Name: Eric Murphy
 Witness

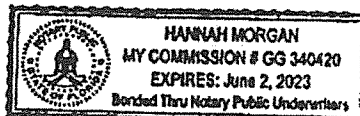
Lawrence T. Maddren (Seal)
 Lawrence T. Maddren
 P.O. Address: 1406 NW Resler Church Road, Greenville, FL 32331

Caroline Chvostak Maddren (Seal)
 Caroline Chvostak Maddren
 P.O. Address: 1406 NW Resler Church Road, Greenville, FL 32331

State of Florida
 County of Madison

The foregoing instrument was acknowledged before me by means of [X] physical presence or [] online notarization, this 20th day of July, 2020, by Lawrence T. Maddren and Caroline Chvostak Maddren, husband and wife, who are personally known to me or who have produced their FLD m305584-2020-0720 as identification.

Hannah Morgan
 Printed Name: Hannah Morgan
 Notary Public
 My Commission Expires:



REVIEW OF SEPTEMBER 2020 P. PLANNING & ZONING COMMISSION
APPLICATIONS

1. Consideration of a request to construct a Single Family Private Dock located at 11 Big Oaks, Apalachicola, Franklin County, Florida. The dock will have a 4' x 178' boardwalk with a 6' x 37' terminus and a 14.5' x 22' boatlift. Both State and Federal Permits will be required. Application submitted by Garlick Environmental Associates, agent for Clay Palm, applicant. (Proposed House)

The boat lift will extend into the canal at Big Oaks and the dock will extend into the Apalachicola River. The boat lift and the dock will be connected by the boardwalk.

I recommend approving this Critical Shoreline Application.

Mark C. Curenton

Mark C. Curenton
County Planner
September 4, 2020

PREPARED BY: GARLICK ENVIRONME Q. AL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656 garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: Sonny Sykes

JOB: 20-090

WATERBODY/CLASS: St George Sound / Class II / OFW / not an APEP:

PURPOSE: Environmental Permitting

COE:

PROJECT LOCATION / USGS: Franklin County

OTHER:

LATITUDE: 29.804081

DATE: August 12, 2020

LONGITUDE: 84.736258

SHEET: 1/4

SECTION: 3 TWSHP: 8 South RNG: 5 West



PREPARED BY: GARLICK ENVIRONMENTAL Q. ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656 garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: Sonny Sykes

WATERBODY/CLASS: St George Sound / Class II / OFW / not an APEP:

PURPOSE: Environmental Permitting

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LONGITUDE: 84.736258

JOB: 20-090

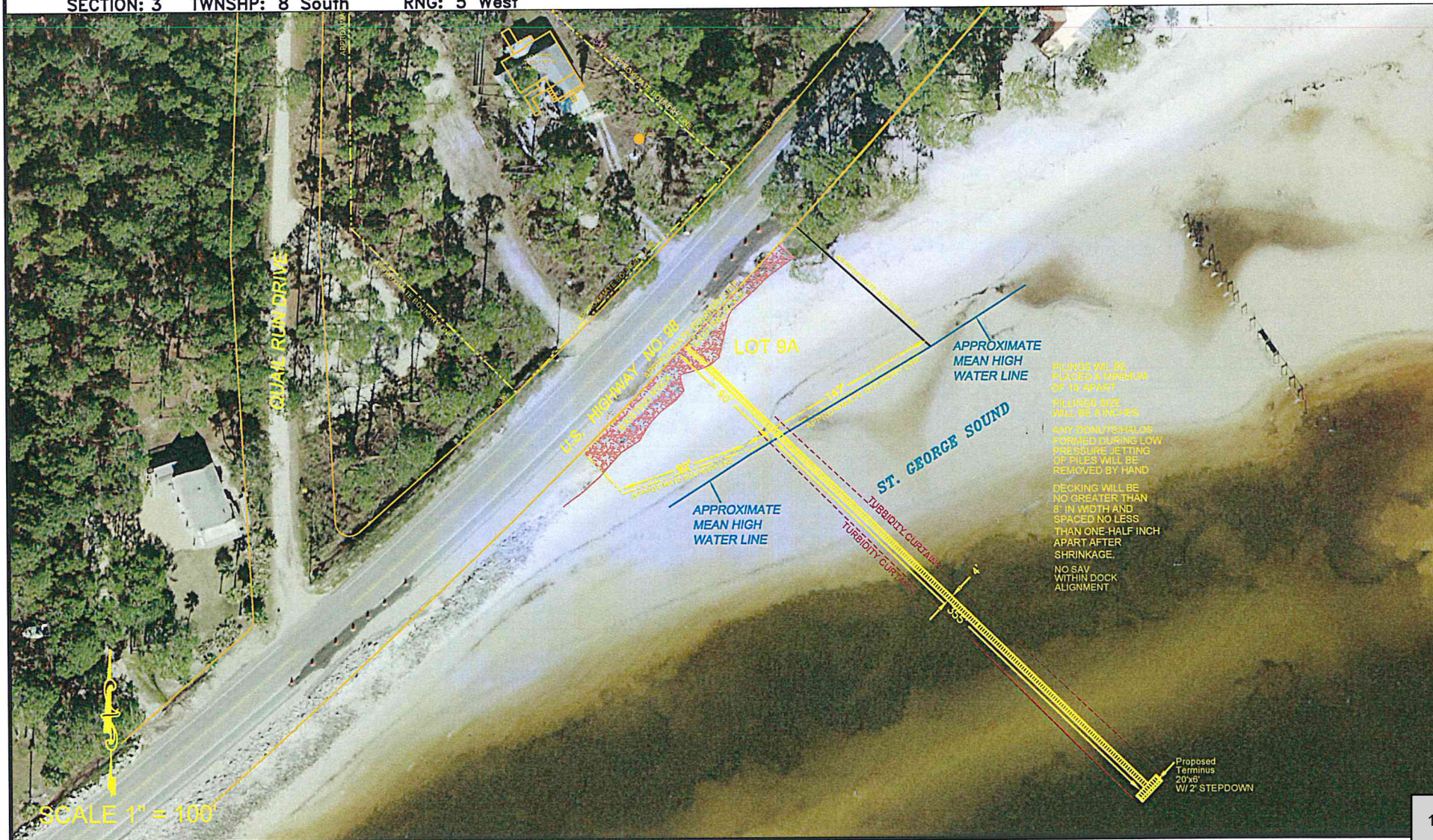
COE:

OTHER: Rev. 9-3-20

DATE: August 12, 2020

SHEET: 2/4

SECTION: 3 TWNShp: 8 South RNG: 5 West



PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656

garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: Sonny Sykes

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COE:

PROJECT LOCATION / USGS: Franklin County

OTHER:

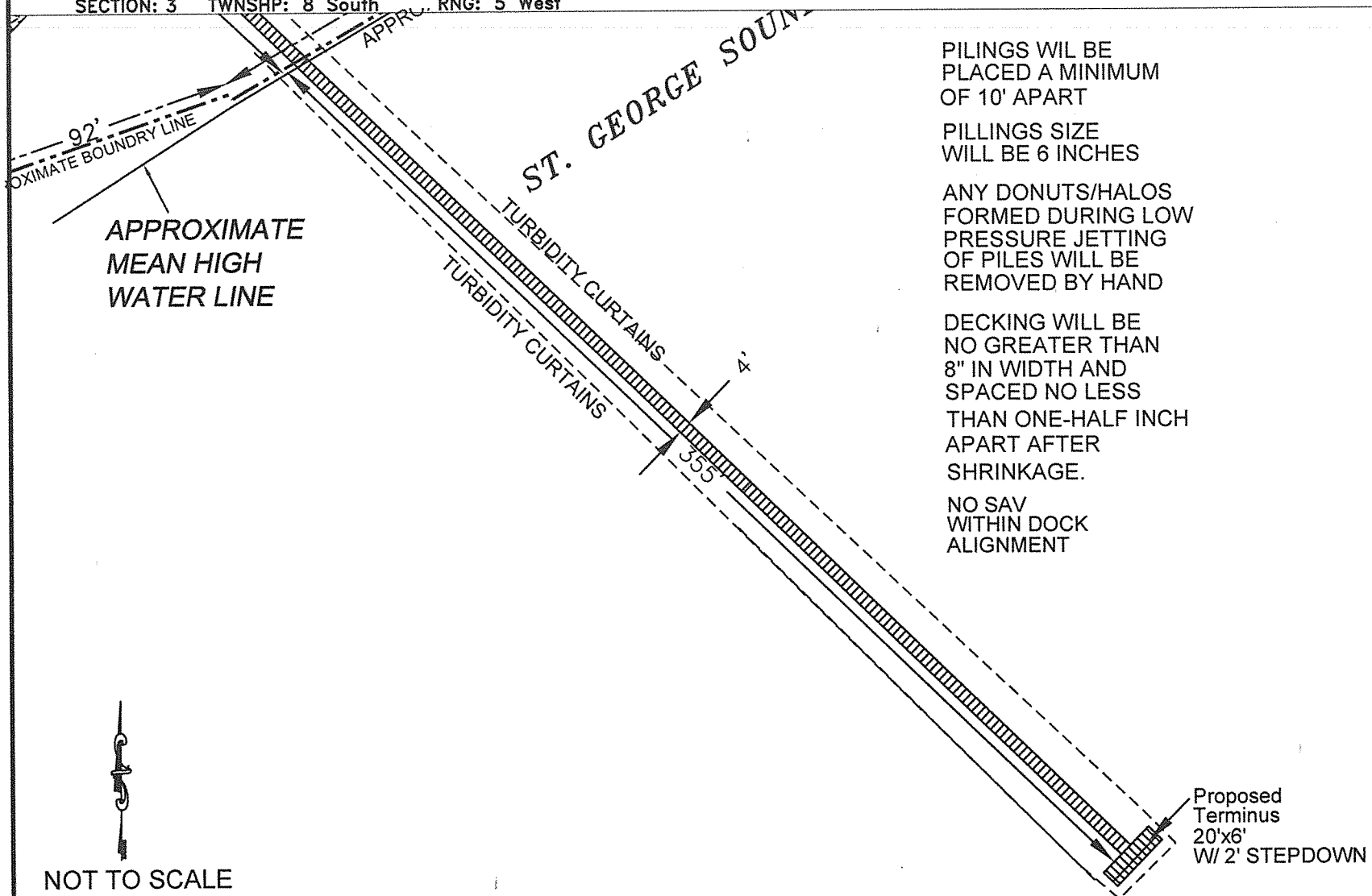
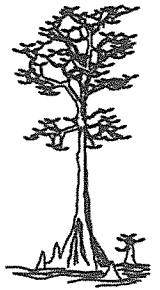
LATITUDE: 29.804081

DATE: August 12, 2020

LONGITUDE: 84.736258

SHEET: 3/4

SECTION: 3 TOWNSHIP: 8 South RANGE: 5 West



NOT TO SCALE

FAX (850) 653-9656 garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: Sonny Sykes

WATERBODY/CLASS: St George Sound / Class II / OFW / not an AWP: DEP:

PURPOSE: Environmental Permitting

PROJECT LOCATION / USGS: Franklin County

LATITUDE: 29.804081

LONGITUDE: 84.736258

JOB: 20-090

ADEP:

COE:

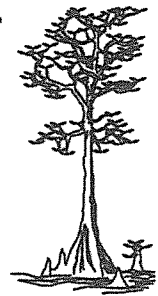
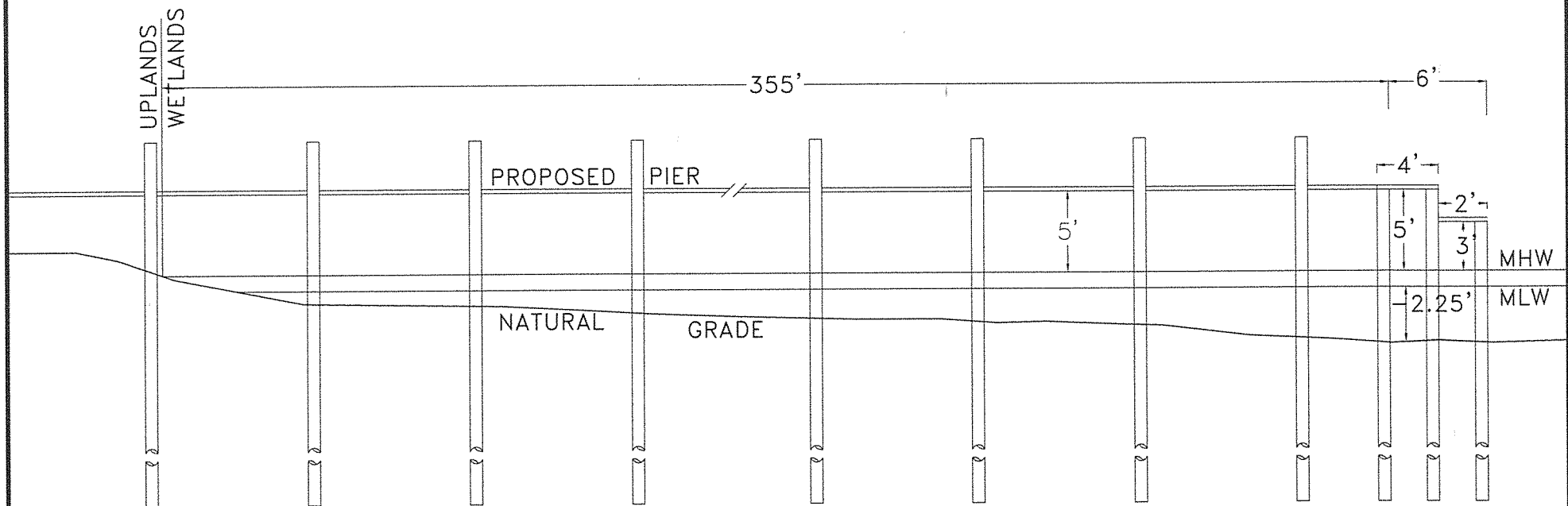
OTHER:

DATE: August 12, 2020

SHEET: 4/4

SECTION: 3 TWSHP: 8 South RNG: 5 West

Cross Section
of Proposed Pier
NOT TO SCALE





FLORIDA DEPARTMENT OF Environmental Protection

Northwest District
160 W. Government Street, Suite 308
Pensacola, FL 32502

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

September 3, 2020

Sonny and Karen Sykes
27511 NE Highway 67
Hosford, Florida 32334

File No.: 0391431-001-EG/19, Franklin County

Dear Mr. and Mrs. Sykes:

On August 19, 2020, we received your notice of intent to use a General Permit (GP) pursuant to Rule 62-330.427, Florida Administrative Code (F.A.C.) to construct a single-family dock totaling less than 2,000 square feet within the Apalachicola National Estuarine Research Reserve, Class III Outstanding Florida Waters, Prohibited Shellfish Harvesting Area. The project is located at 2533 Highway 98 W., Carrabelle, Florida 32322, Parcel No. 03-08S-05W-0000-0033-0020, in Section 03, Township 08 South, Range 05 West of Franklin County; at approximately 29°48'17" North Latitude, 84°44'09" West Longitude.

Your intent to use a general permit has been reviewed by Department staff for three types of authorization: (1) regulatory authorization, (2) proprietary authorization (related to state-owned submerged lands), and (3) federal authorization. The authority for review and the outcomes of the reviews are listed below. Please read each section carefully.

Your project qualifies for all three authorizations. However, this letter does not relieve you from the responsibility of obtaining other federal, state, or local authorizations that may be required for the activity.

If you change the project from what you submitted, the authorization(s) granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make any changes.

1. Regulatory Review – Approved

Based on the forms, drawings, and documents submitted with your notice, it appears that the project meets the requirements for the General Permit under Rule 62-330.427, F.A.C. Any activities performed under a general permit are subject to general conditions required in Rule 62-330.405, F.A.C. (attached) and the specific conditions of Rule 62-330.427, F.A.C. (attached). Any deviations from these conditions may subject the permittee to enforcement action and possible penalties.

Please be advised that the construction phase of the GP must be completed within five years from the date the notice to use the GP was received by the Department. If you wish to continue

this GP beyond the expiration date, you must notify the Department at least 30 days before its expiration.

Authority for review – Part IV of Chapter 373, Florida Statutes (F.S.), Title 62, F.A.C., and in accordance with the operating agreements executed between the Department and the water management districts, as referenced in Chapter 62-113, F.A.C.

2. Proprietary Review – Granted

The Department acts as staff to the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) and issues certain authorizations for the use of sovereign submerged lands. The Department has the authority to review activities on sovereign submerged lands under Chapters 253 and 258, F.S. and Chapters 18-20 and 18-21, F.A.C.

The activity appears to be located on sovereign submerged lands owned by the Board of Trustees. The activity is not exempt from the need to obtain the applicable proprietary authorization. As staff to the Board of Trustees, the Department has reviewed the activity described above and has determined that the activity qualifies for a Letter of Consent under Section 253.77, F.S. to construct and use the activity on the specified sovereign submerged lands, as long as the work performed is located within the boundaries as described herein and is consistent with the terms and conditions herein.

During the term of this Letter of Consent you shall maintain satisfactory evidence of sufficient upland interest as required by paragraph 18-21.004(3)(b), F.A.C. If such interest is terminated or the Board of Trustees determines that such interest did not exist on the date of issuance of this Letter of Consent, this Letter of Consent may be terminated by the Board of Trustees at its sole option. If the Board of Trustees terminates this Letter of Consent, you agree not to assert a claim or defense against the Board of Trustees arising out of this Letter of Consent.

Please be advised that any use of sovereign submerged lands without specific prior authorization from the Board of Trustees will be considered a violation of Chapter 253, F.S. and may subject the affected upland riparian property owners to legal action as well as potential fines for the prior unauthorized use of sovereign land.

Authority for review – Chapters 253 and 258, F.S., Chapters 18-20 and 18-21, F.A.C., and Section 62-330.075, F.A.C., as required.

3. Federal Review – SPGP Approved

Your proposed activity as outlined in your application and attached drawings qualifies for Federal authorization pursuant to the State Programmatic General Permit V-R1, and a **SEPARATE permit** or authorization **will not be required** from the Corps. Please note that the Federal authorization expires on July 26, 2021. However, your authorization may remain in effect for up to 1 additional year, if provisions of Special Condition 19 of the SPGP V-R1 permit instrument are met. You, as permittee, are required to adhere to all General Conditions and Special Conditions that may apply to your project. Special conditions required for your project are attached. A copy of the SPGP V-R1 with all terms and conditions and the General Conditions may be found at <https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book>.

Authority for review - an agreement with the USACOE entitled “Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection (or Duly Authorized Designee), State Programmatic General Permit”, Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

Additional Information

Please retain this general permit. The activities may be inspected by authorized state personnel in the future to ensure compliance with appropriate statutes and administrative codes. If the activities are not in compliance, you may be subject to penalties under Chapter 373, F.S. and Chapter 18-14, F.A.C.

NOTICE OF RIGHTS

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until a subsequent order of the Department. Because the administrative hearing process is designed to formulate final agency action, the subsequent order may modify or take a different position than this action.

Petition for Administrative Hearing

A person whose substantial interests are affected by the Department’s action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency’s file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner’s representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner’s substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency’s proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency’s proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency’s proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-

3000, or via electronic correspondence at Agency_Clerk@FloridaDEP.gov. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you do not publish notice of this action, this waiver may not apply to persons who have not received a clear point of entry.

Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@FloridaDEP.gov, before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

Mediation

Mediation is not available in this proceeding.

FLAWAC Review

The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S. by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000) and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within 30 days from the date this action is filed with the Clerk of the Department.

If you have any questions regarding this matter, please contact Jacob Hullett at the letterhead address, at (850)595-0638, or at Jacob.Hullett@FloridaDEP.gov

EXECUTION AND CLERKING

Executed in Orlando, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



Jacob Hullett
Environmental Specialist
Submerged Lands and Environmental Resources Program

Attachments:

1. Rule 62-330.427, F.A.C., 2 pages
2. General Conditions for All General Permits, Rule 62-330.405, F.A.C., 3 pages
3. Special Consent Conditions for Use of Sovereignty Submerged Lands, 1 page
4. General Consent Conditions for Use of Sovereignty Submerged Lands, 2 pages
5. Special Conditions for Federal Authorization for SPGP V-R1, 7 pages
6. General Conditions for Federal Authorization for SPGP V-R1, 2 pages
7. Standard Manatee Conditions for In-Water Work, 2 pages
8. Project Drawings, 4 pages

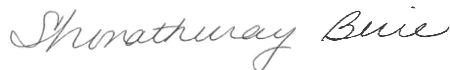
CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments were sent on the filing date below to the following listed persons:

Wade Dandridge, DEP, Wade.Dandridge@FloridaDEP.gov
Jennifer Harper, AP Manager, Jennifer.Harper@FloridaDEP.gov
Dan Garlick, Agent, Garlick Environmental Associates, Inc., dan@garlickenv.com
Franklin County, administrator@mycarrabelle.com, cityclerk@mycarrabelle.com,
michael@franklincountyflorida.com

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, F.S., with the designated Department Clerk, receipt of which is hereby acknowledged.



Clerk

September 3, 2020
Date

62-330.427 General Permit for Docks, Piers and Associated Structures.

(1) A general permit is granted to any person to construct, extend, or remove a dock or pier and associated structures as described below:

(a) A private, single-family pier or dock with up to two boat lifts that, together with all existing structures on the shoreline of the property, does not exceed a total area of 2,000 square feet over surface waters. Such a structure:

1. Shall not accommodate the mooring of more than two vessels, either in the water or on a boat lift. Solely for purposes of this general permit, up to two personal watercraft as defined in section 327.02(33), F.S., may be moored in lieu of either or both allowable vessels of another type.

These limits shall not apply to the mooring, storage or other use of the dock or pier by:

a. Non-motor-powered vessels less than 16 feet in length that are stored on or under the dock or pier, or within an authorized mooring area; or

b. Personal watercraft, dinghies or similar small vessels that are stowed out of the water, upon a larger parent vessel that is moored at the dock in compliance with this general permit.

2. Shall be located such that all areas used for vessel mooring and navigational access already provide a minimum depth of two feet below the mean low water level for tidal waters, or two feet below the expected average low water depth for non-tidal waters as determined based on best available information for the water body at the project location; and

3. May include a roof over the vessel mooring areas, boat lifts, and terminal platform, or any portions thereof, subject to the applicable provisions of chapters 253 and 258, F.S., and the rules adopted thereunder. Portions of such roofs that overhang beyond the edge of decked portions of the pier or dock shall be included in the calculation of the total square footage of over-water structure allowed under paragraph (1)(a), above.

(b) A public fishing pier that does not exceed a total area of 2,000 square feet provided the structure is designed and built to discourage boat mooring by elevating the fishing pier to a minimum height of five feet above mean high water or ordinary high water, surrounding the pier with handrails, and installing and maintaining signs that state "No Boat Mooring Allowed."

(2) This general permit shall be subject to the following specific conditions:

(a) Construction or extension of the boat lift, boat mooring locations, or terminal platform, shall not occur over submerged grassbeds, coral communities or wetlands. However, the access walkway portion of the pier may traverse these resources provided it is elevated a minimum of five feet above mean high water or ordinary high water, contains handrails that are maintained in such a manner as to prevent use of the access walkways for boat mooring or access, and does not exceed a width of six feet, or a width of four feet in Aquatic Preserves;

(b) There shall be no structures enclosed by walls, screens, or doors on any side;

(c) The dock or pier will not facilitate vessel rentals, charters, or serve any other commercial purpose;

(d) There shall be no fish cleaning facilities, boat repair facilities or equipment, or fueling facilities on the structures authorized by this general permit. In addition, no overboard discharges of trash, human or animal waste, or fuel shall occur from any structures authorized by this general permit;

(e) This general permit shall not authorize the construction or extension of more than one dock or pier per parcel of land or individual lot. For the purposes of this general permit, multi-family living complexes shall be treated as one parcel of property regardless of the legal division of ownership or control of the associated property; and

(f) Notwithstanding any other provisions of this general permit, the design, construction and operation of the dock or pier and associated vessels shall not conflict with any manatee protection plan approved and adopted under section 379.2431(2)(t), F.S.

Rulemaking Authority 373.026(7), 373.043, 373.118(1), 373.406(5), 373.4131, 373.414(9), 373.418, 403.805(1) FS. Law Implemented 373.118(1), 373.406(5), 373.413, 373.4131, 373.414(9), 373.416, 373.418, 373.426, 403.814(1) FS. History—New 10-3-95, Formerly 62-341.427, Amended 10-1-13, 6-1-18.

62-330.405 General Conditions for All General Permits.

The following general permit conditions are binding upon the permittee and are enforceable under chapter 373, F.S. These conditions do not apply to the general permit for stormwater management systems under section 403.814(12), F.S.

- (1) The general permit is valid only for the specific activity indicated. Any deviation from the specified activity and the conditions for undertaking that activity shall constitute a violation of the permit and may subject the permittee to enforcement action and revocation of the permit under chapter 373, F.S.
- (2) The general permit does not eliminate the necessity to obtain any required federal, state, local and special district authorizations prior to the start of any construction, alteration, operation, maintenance, removal or abandonment authorized by this permit; and it does not authorize any violation of any other applicable federal, state, local, or special district laws (including, but not limited to, those governing the “take” of listed species).
- (3) The general permit does not convey to the permittee or create in the permittee any property right, or any interest in real property, nor does it authorize any entrance upon or activities on property which is not owned or controlled by the permittee, or convey any rights or privileges other than those specified in the general permit.
- (4) The general permit does not relieve the permittee from liability and penalties when the permitted activity causes harm or injury to: human health or welfare; animal, plant or aquatic life; or property. It does not allow the permittee to cause pollution that violates state water quality standards.
- (5) Section 253.77, F.S., provides that a person may not commence any excavation, construction, or other activity involving the use of state-owned or other lands of the state, the title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund without obtaining the required consent, lease, easement, or other form of authorization authorizing the proposed use. Therefore, the permittee is responsible for obtaining any necessary authorizations from the Board of Trustees prior to commencing activity on state-owned lands.
- (6) The authorization to conduct activities under a general permit may be modified, suspended or revoked in accordance with chapter 120, F.S., and section 373.429, F.S.
- (7) The general permit is not transferable to a new third party. To be used by a different permittee, a new notice to use a general permit must be submitted in accordance with rule 62-330.402, F.A.C. Activities constructed in accordance with the terms and conditions of a general permit are automatically authorized to be operated and maintained by the permittee and subsequent owners in accordance with subsection 62-330.340(1), F.A.C. Any person holding the general permit, persons working under the general permit, and owners of land while work is conducted under the general permit shall remain liable for any corrective actions that may be required as a result of any permit violations prior to sale, conveyance, or other transfer of ownership or control of the permitted project, activity, or the real property at which the permitted project or activity is located.
- (8) Upon reasonable notice to the permittee, Agency staff with proper identification shall have permission to enter, inspect, sample and test the permitted system to ensure conformity with the plans and specifications approved by the general permit.
- (9) The permittee shall maintain any permitted project or activity in accordance with the plans submitted to the Agency and authorized in the general permit.
- (10) A permittee’s right to conduct a specific activity under the general permit is authorized for a duration of five years.

(11) Activities shall be conducted in a manner that does not cause or contribute to violations of state water quality standards. Performance-based erosion and sediment control best management practices shall be implemented and maintained immediately prior to, during, and after construction as needed to stabilize all disturbed areas, including other measures specified in the permit to prevent adverse impacts to the water resources and adjacent lands. Erosion and sediment control measures shall be installed and maintained in accordance with the *State of Florida Erosion and Sediment Control Designer and Reviewer Manual* (Florida Department of Environmental Protection and Florida Department of Transportation, June 2007), available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-04227>, and the *Florida Stormwater Erosion and Sedimentation Control Inspector's Manual* (Florida Department of Environmental Protection, Nonpoint Source Management Section, Tallahassee, Florida, July 2008), available at http://publicfiles.dep.state.fl.us/DEAR/Stormwater_Training_Docs/erosion-inspectors-manual.pdf.

(12) Unless otherwise specified in the general permit, temporary vehicular access within wetlands during construction shall be performed using vehicles generating minimum ground pressure to minimize rutting and other environmental impacts. Within forested wetlands, the permittee shall choose alignments that minimize the destruction of mature wetland trees to the greatest extent practicable. When needed to prevent rutting or soil compaction, access vehicles shall be operated on wooden, composite, metal, or other non-earthen construction mats. In all cases, access in wetlands shall comply with the following:

- (a) Access within forested wetlands shall not include the cutting or clearing of any native wetland tree having a diameter four inches or greater at breast height;
- (b) The maximum width of the construction access area shall be limited to 15 feet;
- (c) All mats shall be removed as soon as practicable after equipment has completed passage through, or work has been completed, at any location along the alignment of the project, but in no case longer than seven days after equipment has completed work or passage through that location; and
- (d) Areas disturbed for access shall be restored to natural grades immediately after the maintenance or repair is completed.

(13) Barges or other work vessels used to conduct in-water activities shall be operated in a manner that prevents unauthorized dredging, water quality violations, and damage to submerged aquatic communities.

(14) The construction, alteration, or use of the authorized project shall not adversely impede navigation or create a navigational hazard in the water body.

(15) Except where specifically authorized in the general permit, activities must not:

- (a) Impound or obstruct existing water flow, cause adverse impacts to existing surface water storage and conveyance capabilities, or otherwise cause adverse water quantity or flooding impacts to receiving water and adjacent lands; or
- (b) Cause an adverse impact to the maintenance of surface or ground water levels or surface water flows established pursuant to section 373.042, F.S., or a Works of the District established pursuant to section 373.086, F.S.

(16) If prehistoric or historic artifacts, such as pottery or ceramics, projectile points, stone tools, dugout canoes, metal implements, historic building materials, or any other physical remains that could be associated with Native American, early European, or American settlement are encountered at any time within the project site area, the permitted project shall cease all activities involving subsurface disturbance in the vicinity of the discovery. The permittee or other designee

shall contact the Florida Department of State, Division of Historical Resources, Compliance Review Section (DHR), at (850)245-6333, as well as the appropriate permitting agency office. Project activities shall not resume without verbal or written authorization from the Division of Historical Resources. If unmarked human remains are encountered, all work shall stop immediately and the proper authorities notified in accordance with section 872.05, F.S.

(17) The activity must be capable, based on generally accepted engineering and scientific principles, of being performed and of functioning as proposed, and must comply with any applicable District special basin and geographic area criteria.

(18) The permittee shall comply with the following when performing work within waters accessible to federally- or state-listed aquatic species, such as manatees, marine turtles, smalltooth sawfish, and Gulf sturgeon:

(a) All vessels associated with the project shall operate at “Idle Speed/No Wake” at all times while in the work area and where the draft of the vessels provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.

(b) All deployed siltation or turbidity barriers shall be properly secured, monitored, and maintained to prevent entanglement or entrapment of listed species.

(c) All in-water activities, including vessel operation, must be shut down if a listed species comes within 50 feet of the work area. Activities shall not resume until the animal(s) has moved beyond a 50-foot radius of the in-water work, or until 30 minutes elapses since the last sighting within 50 feet. Animals must not be herded away or harassed into leaving. All onsite project personnel are responsible for observing water-related activities for the presence of listed species.

(d) Any listed species that is killed or injured by work associated with activities performed shall be reported immediately to the Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1(888)404-3922 and ImperiledSpecies@myFWC.com.

(e) Whenever there is a spill or frac-out of drilling fluid into waters accessible to the above species during a directional drilling operation, the FWC shall be notified at ImperiledSpecies@myfwc.com with details of the event within 24 hours following detection of the spill or frac-out.

(19) The permittee shall hold and save the Agency harmless from any and all damages, claims, or liabilities which may arise by reason of the construction, alteration, operation, maintenance, removal, abandonment or use of any activity authorized by the general permit.

(20) The permittee shall immediately notify the Agency in writing of any submitted information that is discovered to be inaccurate.

Rulemaking Authority 373.026(7), 373.043, 373.118(1), 373.406(5), 373.4131, 373.414(9), 373.4145, 373.418, 403.805(1) FS. Law Implemented 373.044, 373.118(1), 373.129, 373.136, 373.406(5), 373.413, 373.4131, 373.414(9), 373.4145, 373.416, 373.422, 373.423, 373.429, 403.814(1) FS. History—New 10-3-95, Amended 10-1-07, Formerly 62-341.215, Amended 10-1-13, 6-1-18.

Special Consent Conditions

1. The applicant agrees to indemnify, defend and hold harmless the Board of Trustees and the State of Florida from all claims, actions, lawsuits and demands in any form arising out of the authorization to use sovereignty submerged lands or the applicant's use and construction of structures on sovereignty submerged lands. This duty to indemnify and hold harmless will include any and all liabilities that are associated with the structure or activity including special assessments or taxes that are now or in the future assessed against the structure or activity during the period of the authorization.
2. Failure by the Board of Trustees to enforce any violation of a provision of the authorization or waiver by the Board of Trustees of any provision of the authorization will not invalidate the provision not enforced or waived, nor will the failure to enforce or a waiver prevent the Board of Trustees from enforcing the unenforced or waived provision in the event of a violation of that provision.
3. Applicant binds itself and its successors and assigns to abide by the provisions and conditions set forth in the authorization. If the applicant or its successors or assigns fails or refuses to comply with the provisions and conditions of the authorization, the authorization may be terminated by the Board of Trustees after written notice to the applicant or its successors or assigns. Upon receipt of such notice, the applicant or its successors or assigns will have thirty (30) days in which to correct the violations. Failure to correct the violations within this period will result in the automatic revocation of this authorization.
4. All costs incurred by the Board of Trustees in enforcing the terms and conditions of the authorization will be paid by the applicant. Any notice required by law will be made by certified mail at the address shown on page one of the authorization. The applicant will notify the Board of Trustees in writing of any change of address at least ten days before the change becomes effective.
5. This authorization does not allow any activity prohibited in a conservation easement or restrictive covenant that prohibits the activity.

General Conditions for Authorizations for Activities on State-Owned Submerged Lands:

All authorizations granted by rule or in writing under rule 18-21.005, F.A.C., except those for geophysical testing, shall be subject to the general conditions as set forth in paragraphs (a) through (j) below. The general conditions shall be part of all authorizations under this chapter, shall be binding upon the grantee, and shall be enforceable under chapter 253 or 258, part II, F.S.

- (a) Authorizations are valid only for the specified activity or use. Any unauthorized deviation from the specified activity or use and the conditions for undertaking that activity or use shall constitute a violation. Violation of the authorization shall result in suspension or revocation of the grantee's use of the sovereignty submerged land unless cured to the satisfaction of the Board.
- (b) Authorizations convey no title to sovereignty submerged land or water column, nor do they constitute recognition or acknowledgment of any other person's title to such land or water.
- (c) Authorizations may be modified, suspended or revoked in accordance with their terms or the remedies provided in sections 253.04 and 258.46, F.S., or chapter 18-14, F.A.C.
- (d) Structures or activities shall be constructed and used to avoid or minimize adverse impacts to sovereignty submerged lands and resources.
- (e) Construction, use, or operation of the structure or activity shall not adversely affect any species which is endangered, threatened or of special concern, as listed in rules 68A-27.003, 68A-27.004 and 68A-27.005, F.A.C.
- (f) Structures or activities shall not unreasonably interfere with riparian rights. When a court of competent jurisdiction determines that riparian rights have been unlawfully affected, the structure or activity shall be modified in accordance with the court's decision.
- (g) Structures or activities shall not create a navigational hazard.
- (h) Activities shall not interfere with the public easement for traditional uses of the sandy beaches provided in section 161.141, F.S.
- (i) Structures shall be maintained in a functional condition and shall be repaired or removed if they become dilapidated to such an extent that they are no longer functional. This shall not be construed to prohibit the repair or replacement subject to the provisions of rule 18-21.005, F.A.C., within one year, of a structure damaged in a discrete event such as a storm, flood, accident, or fire.
- (j) Structures or activities shall be constructed, operated, and maintained solely for water dependent purposes, or for non-water dependent activities authorized under paragraph 18-21.004(1)(g), F.A.C., or any other applicable law.

Rulemaking Authority 253.03(7), 253.73 FS. Law Implemented 253.001, 253.03, 253.141, 253.0347, 253.665, 253.71, 253.68, 253.72, 253.74, 253.75, 253.77 FS. History—New 3-27-82,

Q.

Amended 8-1-83, Formerly 16Q-21.04, 16Q-21.004, Amended 12-25-86, 1-25-87, 3-15-90, 8-18-92, 10-15-98, 12-11-01, 10-29-03, 12-16-03, 3-8-04, 10-27-05, 4-14-08, 9-1-09, 3-21-19.

Special Conditions for Federal Authorization for SPGP V-R1

Note: JAXBO (Jacksonville District's Programmatic Biological Opinion), referenced throughout, may be found online in the Jacksonville District Regulatory Division Sourcebook, or at <http://cdm16021.contentdm.oclc.org/utis/getfile/collection/p16021coll3/id/577>.

The SPGP V-R1 instrument and all attachments may be found online through the Sourcebook, or at <https://www.saj.usace.army.mil/SPGP/>

In addition to the conditions specified above, the following Special Conditions apply to all projects reviewed and/or authorized under the SPGP V-R1.

Special Conditions for All Projects

1. Authorization, design and construction must adhere to the terms of the SPGP V-R1 instrument including the Procedure and Work Authorized sections.
2. Design and construction must adhere to the PDCs for In-Water Activities ([Attachment 6](#), from PDCs AP.7 through AP11, inclusive, of JAXBO) (Reference: JAXBO PDC AP.1.).
3. All activities performed during daylight hours (Reference: JAXBO PDC AP.6.).
4. For all projects involving the installation of piles or sheet piles, the maximum number of piles, sheet piles or concrete slab walls or boatlift I-beams installed by impact hammer per day is limited to no more than 5 per day. Any installation of metal pipe or metal sheet pile by impact hammer is not authorized (Reference: Categories D and E of JAXBO PDCs for In-Water Noise from Pile and Sheet Pile Installation, page 86.).
5. Projects within the boundary of the NOAA Florida Keys National Marine Sanctuary require prior approval from the Sanctuary (Reference: JAXBO PDCs AP.14 and A1.6.).
6. Notifications to the Corps. For all authorizations under this SPGP V-R1, including Self-Certifications, the Permittee shall provide the following notifications to the Corps:
 - a. Commencement Notification. Within 10 days before the date of initiating the work authorized by this permit or for each phase of the authorized project, the Permittee shall provide a written notification of the date of commencement of authorized work to the Corps.
 - b. Corps Self-Certification Statement of Compliance form. Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the "Self-Certification Statement of Compliance" form ([Attachment 32](#)) and submit it to the Corps. In the event that the completed work deviates in any manner from the authorized work, the Permittee shall describe the deviations between the work authorized by this permit and the work as constructed on the "Self-Certification Statement of Compliance" form. The description of any deviations on the "Self-Certification Statement of Compliance" form does not constitute approval of any deviations by the Corps.
 - c. Permit Transfer. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit

will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form ([Attachment 2](#)).

- d. Reporting Address. The Permittee shall submit all reports, notifications, documentation, and correspondence required by the general and special conditions of this permit to the following address.
 - (1) For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, P.O. Box 4970, Jacksonville, FL, 32232-0019.
 - (2) For electronic mail: SAJ-RD-Enforcement@usace.army.mil (not to exceed 10 MB). The Permittee shall reference this permit number, SAJ- 2015-02575 on all submittals.
7. The District Engineer reserves the right to require that any request for authorization under this SPGP V-R1 be evaluated as an Individual Permit. Conformance with the terms and conditions of the SPGP V-R1 does not automatically guarantee Federal authorization.
8. On a case-by-case basis, the Corps may impose additional Special Conditions which are deemed necessary to minimize adverse environmental impacts.
9. Failure to comply with all conditions of the SPGP V-R1 constitutes a violation of the Federal authorization.
10. No structure or work shall adversely affect or disturb properties listed in the National Register of Historic Places or those eligible for inclusion in the National Register. Prior to the start of work, the Applicant/Permittee or other party on the Applicant's/Permittee's behalf, shall conduct a search of known historical properties by contracting a professional archaeologist, and contacting the Florida Master Site File at 850-245-6440 or SiteFile@dos.state.fl.us. The Applicant/Permittee can also research sites in the National Register Information System (NRIS). Information can be found at <http://www.cr.nps.gov/nr/research>.
 - a. If, during the initial ground disturbing activities and construction work, there are archaeological/cultural materials unearthed (which shall include, but not be limited to: pottery, modified shell, flora, fauna, human remains, ceramics, stone tools or metal implements, dugout canoes or any other physical remains that could be associated with Native American cultures or early colonial or American settlement), the Permittee shall immediately stop all work in the vicinity and notify the Compliance and Review staff of the State Historic Preservation Office at 850-245-6333 and the Corps Regulatory Project Manager to assess the significance of the discovery and devise appropriate actions, including salvage operations. Based on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend, or revoke the permit in accordance with 33 C.F.R. § 325.7.

- b. In the unlikely event that human remains are identified, the remains will be treated in accordance with Section 872.05, Florida Statutes; all work in the vicinity shall immediately cease and the local law authority, and the State Archaeologist (850-245-6444) and the Corps Regulatory Project Manager shall immediately be notified. Such activity shall not resume unless specifically authorized by the State Archaeologist and the Corps.
11. The Permittee is responsible for obtaining any “take” permits required under the U.S. Fish and Wildlife Service’s regulations governing compliance with these laws. The Permittee should contact the appropriate local office of the U.S. Fish and Wildlife Service to determine if such “take” permits are required for a particular activity.
12. For Projects authorized under this SPGP V-R1 in navigable waters of the U.S., the Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
13. The SPGP V-R1 will be valid through July 26, 2021 unless suspended or revoked by issuance of a public notice by the District Engineer. The Corps, in conjunction with the Federal resource agencies, will conduct periodic reviews to ensure that continuation of the permit during the period ending July 26, 2021, is not contrary to the public interest. The SPGP V-R1 will not be extended beyond July 26, 2021, but may be replaced by a new SPGP. If revocation occurs, all future applications for activities covered by the SPGP V-R1 will be evaluated by the Corps.
14. If the SPGP V-R1 expires, is revoked, or is terminated prior to completion of the authorized work, authorization of activities which have commenced or are under contract to commence in reliance upon the SPGP V-R1 will remain in effect provided the activity is completed within 12 months of the date the SPGP V-R1 expired or was revoked.

Special Conditions for Docks, Piers, Associated Facilities, and other Minor Piling-Supported Structures

1. For temporary structures associated with marine events. Upon completion of the event, these structures must be removed and, to the maximum extent practical, the site must be restored to pre-construction elevations. Water depths in the area of marine events must be deep enough to support at least 5 ft of water depth under the keel of a vessel and between the keel of a vessel and Endangered Species Act listed coral colonies, if present, when transiting to the mooring areas (Reference: JAXBO PDC A2.1.4.).

2. Educational Signs. For commercial, multi-family, or public facilities, and marine events, signs must be posted as described below (Reference: These replicate JAXBO PDCs A.2.2 and A.2.2.1 to A.2.2.3., inclusive, within the table PDCs Specific to Activity 2 - Pile Supported Structures and Anchored Buoys, starting on page 112.):
 - a. (A2.2.) For commercial, multi-family, or public facilities, and marine events, signs must be posted in a visible location(s), alerting users of listed species in the area susceptible to vessel strikes and hook-and-line captures. The most current version of the signs that must be downloaded and sign installation guidance are available at: (http://sero.nmfs.noaa.gov/protected_resources/section_7/protected_species_educational_signs/index.html). The signs required to be posted by area are stated below:
 - (1) (A2.2.1.) All projects in Florida shall use the Save Sea Turtle, Sawfish, and Dolphin sign. These signs shall include contact information to the sea turtle and marine mammal stranding networks and smalltooth sawfish encounter database.
 - (2) (A2.2.2.) Projects within the North Atlantic right whale educational sign zone shall post the Help Protect North Atlantic Right Whales sign.
 - (3) (A2.2.3.) On the east coast of Florida, projects located within the St. Johns River and those occurring north of the St. Johns River to the Florida-Georgia line shall post the Report Sturgeon sign. On the west coast of Florida, projects occurring from the Cedar Key, Florida north to the Florida-Alabama line.
3. Monofilament Recycling Bins. For commercial, multi-family, or public facilities, monofilament recycling bins must be provided as described below (Reference: The below replicates PDC A.2.3 within the table PDCs Specific to Activity 2 - Pile Supported Structures and Anchored Buoys, the PDC itself on page 113 of the JAXBO.):
 - a. (A2.3.) For commercial, multi-family, or public facilities, monofilament recycling bins must be provided at the docking facility to reduce the risk of turtle or sawfish entanglement in, or ingestion of, marine debris. Monofilament recycling bins must:
 - (1) (A2.3.1.) Be constructed and labeled according to the instructions provided at <http://mrrp.myfwc.com>.
 - (2) (A2.3.2.) Be maintained in working order and emptied frequently (according to <http://mrrp.myfwc.com> standards) so that they do not overflow.
4. North Atlantic Right Whale. The attached North Atlantic Right Whale Information Form ([Attachment 27](#)) describes the presence of North Atlantic right whales in the area and the Federal regulations governing the approach to North Atlantic right whales. (The FDEP or Designee will attach this document to their authorizations for a dock project (new construction, repair, or replacement) at a private residence located within 11 nautical miles of North Atlantic right whale critical habitat as measured in a radius from the center of the nearest inlet to open ocean described by [Attachment 29](#), the North Atlantic Right Whale Educational Sign Zones (from Section 2.1.1.4 of JAXBO, pages 31 and 32, inclusive) (Reference: JAXBO PDC A2.4.).

5. Aids to Navigation. Aids to navigation must be approved by and installed in accordance with the requirements of the U.S. Coast Guard (i.e., 33 C.F.R., chapter I, subchapter C, part 66, Section 10 of the Rivers and Harbors Act, and any other pertinent requirements) (Reference: JAXBO PDC A2.5.).
6. Lighting for docks installed within visible distance of ocean beaches. If lighting is necessary, then turtle-friendly lighting shall be installed. Turtle-friendly lighting is explained and examples are provided on the Florida Fish and Wildlife Conservation Commission website: <http://myfwc.com/wildlifehabitats/managed/sea-turtles/lighting/> (Reference: JAXBO PDC A2.8.).
7. Construction Location. Project construction shall take place from uplands or from floating equipment (e.g., barge); prop or wheel-washing is prohibited (Reference: JAXBO PDC A2.9.).
8. Regarding submerged and emergent aquatic vegetation, the design and construction of a Project must comply with the following:
 - a. A pile supported structure (i) that is located on a natural waterbody (i.e., outside an artificial waterway that was excavated for boating access and is bordered by residential properties) and (ii) that is within the range of seagrass (estuarine waters within all coastal counties except for Nassau, Duval, St Johns, Flagler and Volusia north of Ponce Inlet), will be constructed to the following standards:
 - (1) Must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers'/National Marine Fisheries Service's "Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat" updated November 2017 ([Attachment 5](#)).
 - (2) In addition to (1), above, IF the project is within range of Johnson's seagrass (the range of Johnson's seagrass is defined as Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida), THEN the design and construction shall comply with, in some cases, the more restrictive requirements within paragraph 8.c., below (Reference: JAXBO PDC A2.17).
 - b. For all other Projects,
 - (1) Within the range of Johnson's seagrass (the range of Johnson's seagrass is defined as Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida), the presence of submerged aquatic vegetation will be determined utilizing the "Submerged Aquatic Vegetation Survey Guidelines" ([Attachment 7](#)). If no survey performed, aquatic vegetation, including Johnson's seagrass, will be presumed to be present for purposes of this Special Condition.
 - (2) Outside the range of Johnson's seagrass but within the range of seagrass (estuarine waters within all coastal counties except for Nassau, Duval, St Johns, Flagler and Volusia County north of Ponce Inlet) and within tidal waters, the presence of seagrass and tidal freshwater submerged aquatic vegetation will be determined using the

- “Submerged Aquatic Vegetation Survey Guidelines” ([Attachment 7](#)) unless a site visit or aerial photography observes absence during the growing season (if water depth and clarity allows) or aquatic vegetation has not been found in the vicinity in the past.
- (3) Pile-supported structures, IF aquatic vegetation is present (including seagrass, tidal freshwater submerged aquatic vegetation and emergent vegetation), THEN must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers’/National Marine Fisheries Service’s “Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat” updated November 2017 ([Attachment 5](#)).
- (4) In addition to (1) to (3) above, IF the proposed dock or proposed structure is within range of Johnson’s seagrass (the range of Johnson’s seagrass is defined as Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida), and IF the proposed dock or proposed structure falls within the following scenarios, THEN the design and construction shall comply with, in some cases, the more restrictive requirements within paragraph 8.c., below. (Reference: The following replicates “Scenario B” as defined within A2.17., PDCs for Docks or Other Minor Structures of JAXBO.):
- (i) Dock replacement in the exact footprint (i.e., same location/configuration/size) as the previous dock and:
 - (a) within Johnson’s seagrass critical habitat with No current seagrass survey (completed no earlier than 1 year before submitting the application); or, Johnson’s seagrass under the dock; or, Native seagrass, other than Johnson’s seagrass, under the dock; or,
 - (b) within the Range of Johnson’s seagrass (outside of critical habitat) with No current seagrass survey or, Johnson’s seagrass under the dock,
 - (ii) New docks or dock expansions and:
 - (a) within Johnson’s seagrass critical habitat; or,
 - (b) within the Range of Johnson’s seagrass (outside of critical habitat) with: No current seagrass survey (completed no earlier than 1 year before submitting the application) or, Johnson’s seagrass within property limit.
- c. The following additional restrictions apply when required by paragraphs 8.a.(2) or 8.b.(4), above (Reference: The following replicates the “Dock PDCs for Scenario B” within A2.17. PDCs for Docks or Other Minor Structures of JAXBO.):
- (1) To avoid and minimize impacts to Johnson’s seagrass and native, non-listed seagrasses to the maximum extent practicable:
 - (i) The dock must be positioned to avoid and minimize effects to Johnson’s seagrass.
 - (ii) Over any area that contains Johnson’s seagrass or native, non- listed seagrasses, the dock shall be oriented in a north-south orientation to the maximum extent that is practicable to allow maximum sunlight under the structure.
 - (iii) If practicable, terminal platforms shall be placed in deep water, waterward of Johnson’s seagrass beds or native, non-listed seagrasses beds or in an area devoid of Johnson’s seagrass or native, non-listed seagrasses.

- (iv) Piles must be spaced a minimum of 10 ft apart in any area that contains Johnson's seagrass to minimize direct impacts.
- (v) Piles shall be installed in a manner that will not result in the formation of sedimentary deposits (e.g., donuts or halos) around the newly installed pilings.
- (vi) No covered boat lifts are allowed over any Johnson's seagrass.
- (2) Decking options: Deck surfaces (parallel with the water) that are located waterward of the MHWL must be constructed of grated materials or plank construction or a combination of the both methods (e.g. plank decking on the walkway and grated decking on the terminal platform). These decking options are described below:
 - (i) For grated decking:
 - (a) Height requirement: The surface of the structure, including the dock walkway (the over- water narrow portion connecting the terminal platform to the shore and any over-water ramp required for access) and the dock, must be a minimum of 3 ft above MHW when constructed with grated decking.
 - (b) Size limitations: The dock walkway is limited to a width of 4 ft. The terminal platform is limited to a total area of 160 ft². Marginal docks are limited to a width of 5 ft. The 5 ft width restriction is measured from wet side of the seawall. For example, if a seawall cap is 3 feet overwater then the dock would be limited to 2 feet.
 - (c) Material description: Decking materials shaped in the form of grids, grates, lattices, etc., to allow the passage of light through the open spaces. These materials must provide a minimum of 43% open space.
 - (ii) For plank decking:
 - (a) Height requirement: The surface of the structure, including the dock walkway (the over- water narrow portion connecting the terminal platform to the shore and any over-water ramp required for access) and the dock, must be a minimum of 5 ft above MHW when constructed of plank decking.
 - (b) Size limitations: The dock walkway is limited to a width of 4 ft. The terminal platform is limited to a total area of 120 ft². Marginal docks are limited to a width of 5 ft.
 - (c) Material description: Deck boards may be constructed of any material. Deck Boards must be installed to provide a minimum of a 0.5-in gap between individual deck boards.
- d. Aids to Navigation in Acropora critical habitat. The distance from Aids to Navigation (ATONs) to ESA-listed corals and Acropora critical habitat shall ensure there are no impacts to the corals or the essential feature of Acropora critical habitat from the movement of buoys and tackle. The appropriate distance shall be based on the size of the anchor chain or other tackle to be installed to secure the buoy to its anchor, particularly when the design of the ATON does not prohibit the contact of tackle with the marine bottom. In all cases, buoy tackle will include flotation to ensure there is no contact between the anchor chain or line and the marine bottom (Reference: JAXBO PDC A2.10.).

General Conditions for Federal Authorization for SPGP V-R1

1. The time limit for completing the work authorized ends on July 26, 2021.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner on the enclosed form and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Further Information:

1. Limits of this authorization.
 - a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
 - d. This permit does not authorize interference with any existing or proposed Federal projects.
2. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:
 - a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
 - b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
 - c. Damages to persons, property, or to other permitted or unpermitted activities or

structures caused by the activity authorized by this permit.

- d. Design or Construction deficiencies associated with the permitted work.
 - e. Damage claims associated with any future modification, suspension, or revocation of this permit.
3. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
 4. Reevaluation of Permit Decision: This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:
 - a. You fail to comply with the terms and conditions of this permit.
 - b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 3 above).
 - c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.
 5. Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CER 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.
 6. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form.
 7. The Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the U.S. Army Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal, relocation or alteration.

STANDARD MANATEE CONDITIONS FOR IN-WATER WORK

2011

The permittee shall comply with the following conditions intended to protect manatees from direct project effects:

- a. All personnel associated with the project shall be instructed about the presence of manatees and manatee speed zones, and the need to avoid collisions with and injury to manatees. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing manatees which are protected under the Marine Mammal Protection Act, the Endangered Species Act, and the Florida Manatee Sanctuary Act.
- b. All vessels associated with the construction project shall operate at "Idle Speed/No Wake" at all times while in the immediate area and while in water where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.
- c. Siltation or turbidity barriers shall be made of material in which manatees cannot become entangled, shall be properly secured, and shall be regularly monitored to avoid manatee entanglement or entrapment. Barriers must not impede manatee movement.
- d. All on-site project personnel are responsible for observing water-related activities for the presence of manatee(s). All in-water operations, including vessels, must be shutdown if a manatee(s) comes within 50 feet of the operation. Activities will not resume until the manatee(s) has moved beyond the 50-foot radius of the project operation, or until 30 minutes elapses if the manatee(s) has not reappeared within 50 feet of the operation. Animals must not be herded away or harassed into leaving.
- e. Any collision with or injury to a manatee shall be reported immediately to the Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1-888-404-3922. Collision and/or injury should also be reported to the U.S. Fish and Wildlife Service in Jacksonville (1-904-731-3336) for north Florida or Vero Beach (1-772-562-3909) for south Florida, and to FWC at ImperiledSpecies@myFWC.com
- f. Temporary signs concerning manatees shall be posted prior to and during all in-water project activities. All signs are to be removed by the permittee upon completion of the project. Temporary signs that have already been approved for this use by the FWC must be used. One sign which reads *Caution: Boaters* must be posted. A second sign measuring at least 8 ½" by 11" explaining the requirements for "Idle Speed/No Wake" and the shut down of in-water operations must be posted in a location prominently visible to all personnel engaged in water-related activities. These signs can be viewed at MyFWC.com/manatee. Questions concerning these signs can be sent to the email address listed above.

CAUTION: MANATEE HABITAT**All project vessels****IDLE SPEED / NO WAKE**

When a manatee is within 50 feet of work
all in-water activities must

SHUT DOWN

Report any collision with or injury to a manatee:

**Wildlife Alert:****1-888-404-FWCC(3922)**

cell *FWC or #FWC

PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656

garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: Sonny Sykes

JOB: 20-090

WATERBODY/CLASS: St George Sound / Class II / OFW / not an APEP:

PURPOSE: Environmental Permitting

COE:

PROJECT LOCATION / USGS: Franklin County

OTHER:

LATITUDE: 29.804081

DATE: August 12, 2020

LONGITUDE: 84.736258

SHEET: 1/4

SECTION: 3 TOWNSHIP: 8 South RANG: 5 West



PREPARED BY: GARLICK ENVIRONMENTAL Q. ASSOCIATES, INC.

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PURPOSE: Environmental Permitting

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PROJECT LOCATION / USGS: Franklin County

OTHER: Rev. 9-3-20

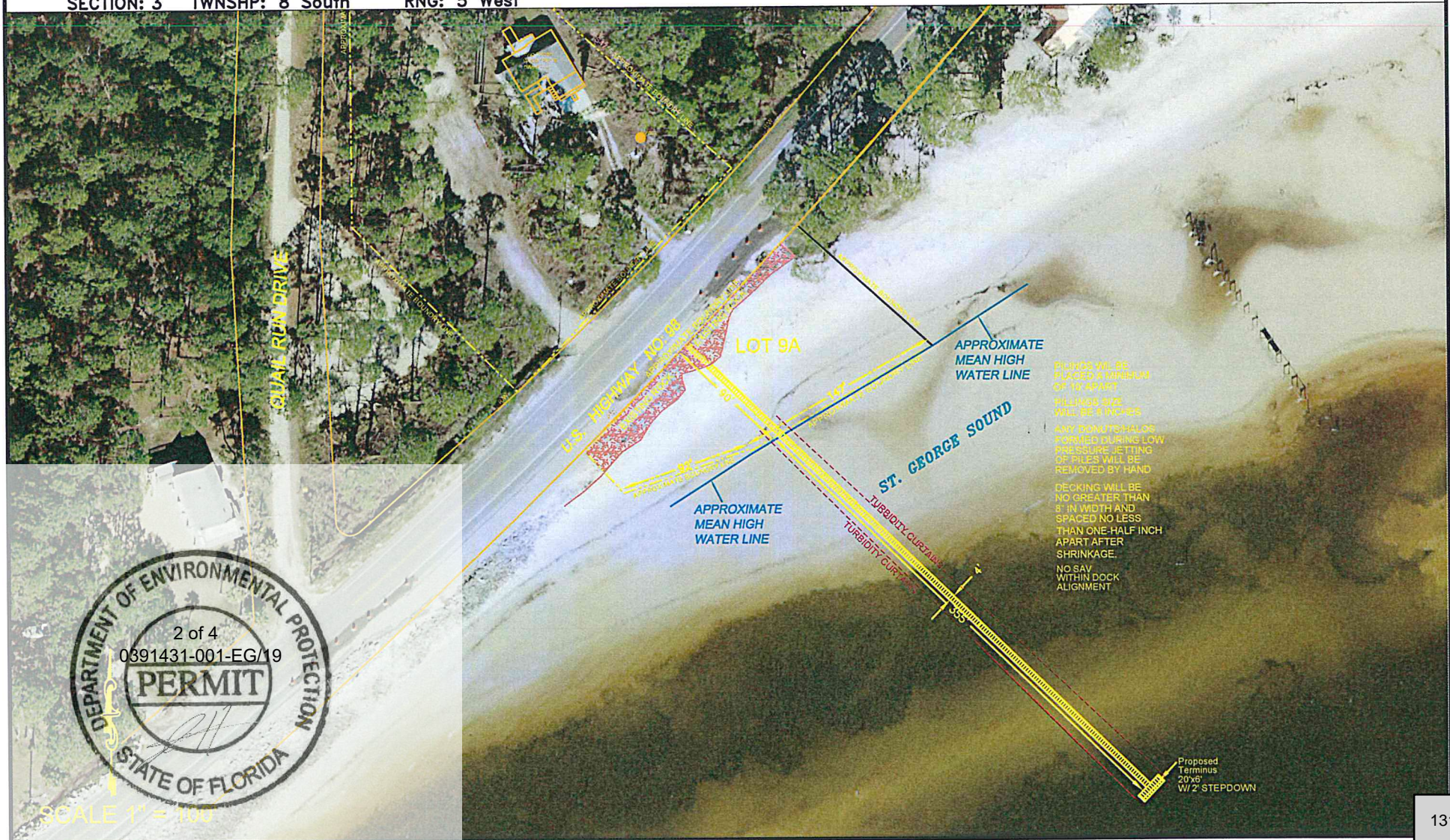
LATITUDE: 29.804081

DATE: August 12, 2020

LONGITUDE: 84.736258

SHEET: 2/4

SECTION: 3 TOWNSHIP: 8 South RANGE: 5 West



PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

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LB No. 7415

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PURPOSE: Environmental Permitting

COE:

PROJECT LOCATION / USGS: Franklin County

OTHER:

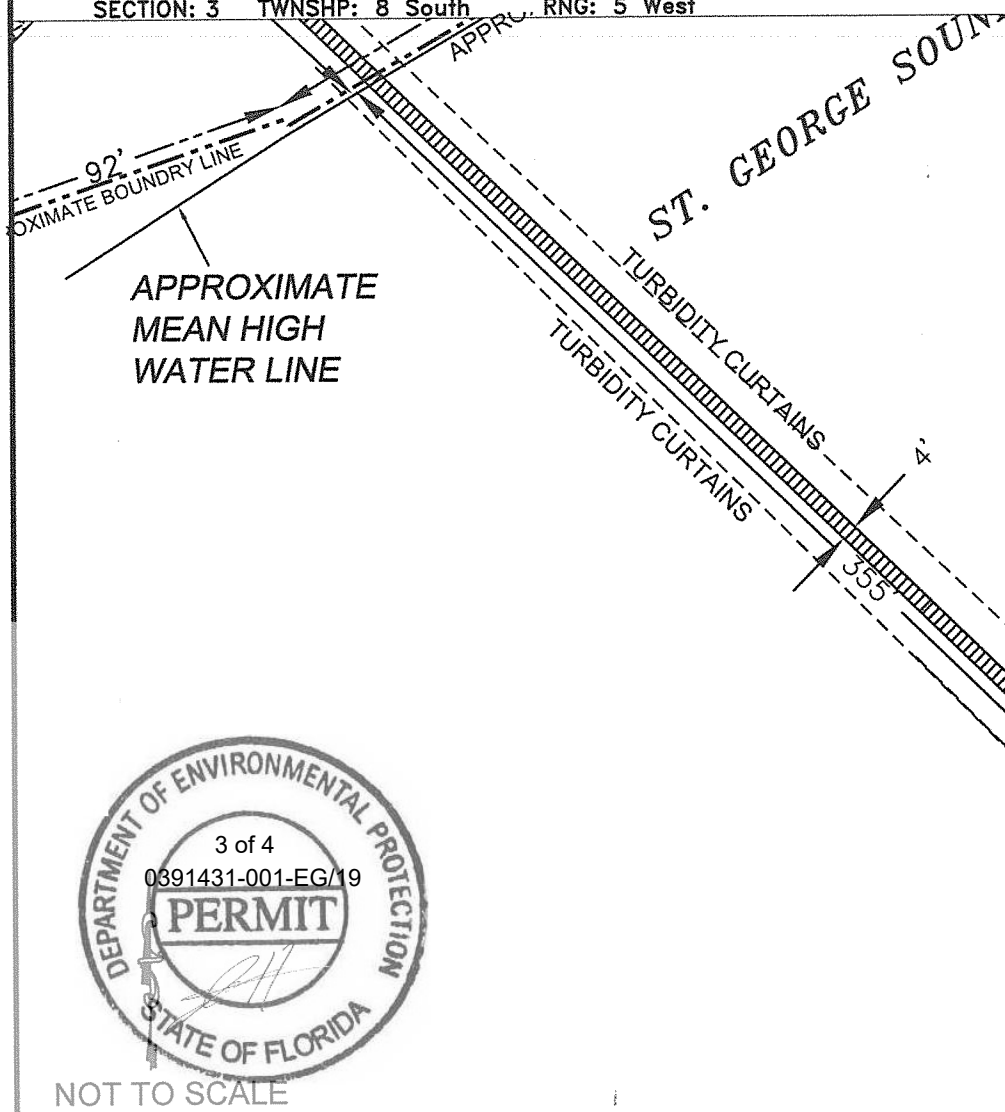
LATITUDE: 29.804081

DATE: August 12, 2020

LONGITUDE: 84.736258

SHEET: 3/4

SECTION: 3 TOWNSHIP: 8 South RANGE: 5 West



PILINGS WILL BE
PLACED A MINIMUM
OF 10' APART

PILLINGS SIZE
WILL BE 6 INCHES

ANY DONUTS/HALOS
FORMED DURING LOW
PRESSURE JETTING
OF PILES WILL BE
REMOVED BY HAND

DECKING WILL BE
NO GREATER THAN
8" IN WIDTH AND
SPACED NO LESS
THAN ONE-HALF INCH
APART AFTER
SHRINKAGE.

NO SAV
WITHIN DOCK
ALIGNMENT

Proposed
Terminus
20'x6'
W/ 2' STEPDOWN



NOT TO SCALE

PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656 garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: Sonny Sykes

JOB: 20-090

WATERBODY/CLASS: St George Sound / Class II / OFW / not an APEP:

PURPOSE: Environmental Permitting

COE:

PROJECT LOCATION / USGS: Franklin County

OTHER:

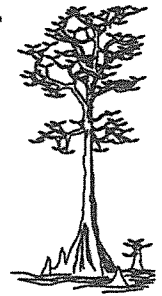
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DATE: August 12, 2020

LONGITUDE: 84.736258

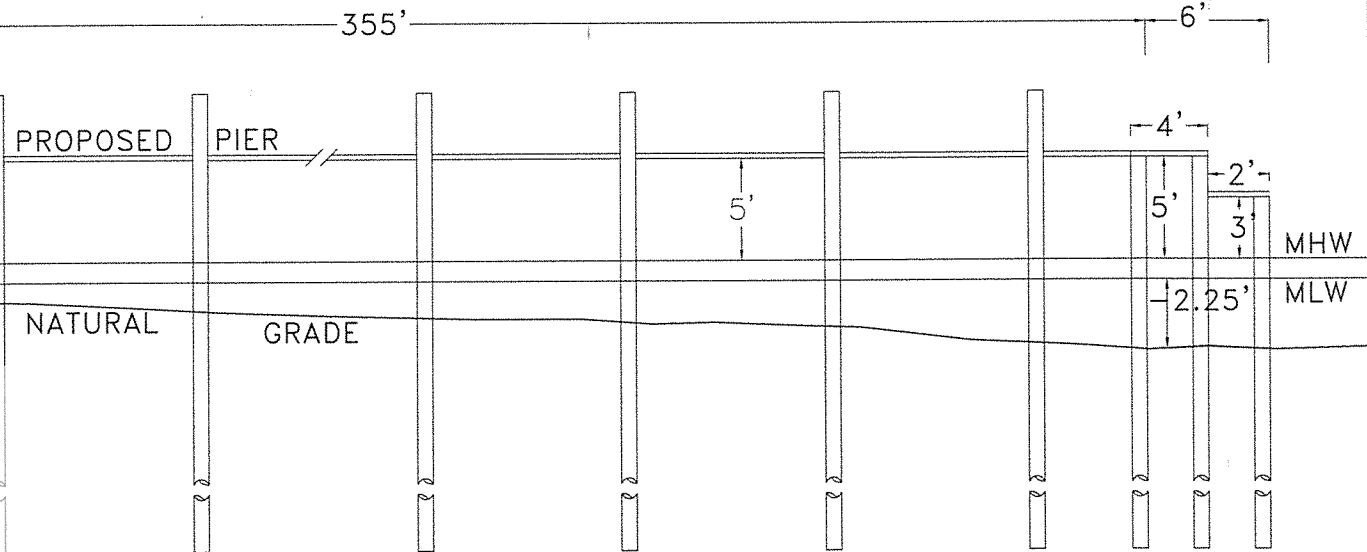
SHEET: 4/4

SECTION: 3 TWSHP: 8 South RNG: 5 West



Cross Section
of Proposed Pier
NOT TO SCALE

UPLANDS
WETLANDS



Q.

**REVIEW OF SEPTEMBER 2020 PLANNING & ZONING COMMISSION
APPLICATIONS**

1. Consideration of a request to construct a Single Family Private Dock located at 2533 Highway 98 West, Carrabelle, Franklin County, Florida. The dock walkway will be 355' x 4' with a 20' x 6' terminal platform with a 2' stepdown. It has its State and Federal Permits. Application submitted by Garlick Environmental Associates, agent for Sonny and Karen Sykes, applicant. (House is on the northside of Highway 98)

The dock will extend into St. George Sound.

I recommend approving this Critical Shoreline Application.

Mark C. Curenton

Mark C. Curenton
County Planner
September 4, 2020

R.



APPLICATION FOR DEVELOPMENT

FRANKLIN COUNTY BUILDING DEPARTMENT

34 Forbes Street, Suite 1, Apalachicola, Florida 32320

Phone: 850-653-9783 Fax: 850-653-9799

http://www.franklincountyflorida.com/planning_building.aspx

PERMIT # _____

FEE: \$ _____

RADON: \$ _____

FLOOD: \$ _____

C.S.I.: \$ _____

TOTAL: \$ _____

NOTE TO APPLICANTS AND PERMIT HOLDERS:

VIOLATIONS OF THE TERMS AND CONDITIONS OF THIS PERMIT MAY WARRANT A STOP WORK ORDER OR REVOCATION OF THIS PERMIT. THIS PERMIT IS VALID FOR ONE YEAR FROM THE DATE OF ISSUANCE. CONSTRUCTION MUST COMMENCE WITHIN SIX MONTHS OF THIS DATE:
ISSUANCE DATE: _____ EXPIRES: _____

- ☐ New Construction
☐ Commercial
☐ Residential
☐ Substantial Improvement
☐ Less than Substantial

RECEIVED
 AUG 12 2020

APPLICATION MUST BE COMPLETE: (We will no longer accept incomplete applications)

Property Owner/s: DONALD & MELINDA SEADER

Contact Information: Home #: _____ Cell #: 812-327-8401

Mailing Address: 1488 W. Eagleview Dr. City/State/Zip: Bloomington, IN 47403

EMAIL Address: DSEADER@GMAIL.COM

BY: [Signature]

Contractor Name: GARY D. BARTLETT

Business Name: BUILDERS BY THE SEA, INC.

Contact Information: Office #: (850)927-3628

Cell #: (850)425-8620

State License #: RR0067644

County Registration #: 2018-798

Mailing Address: 700 W. PINE AVE.

City/State/Zip: SGI, FL 32328

EMAIL Address: BUILDERSBYTHESEA@FAIRPOINT.NET

PROPERTY DESCRIPTION: 911 Address: 1839 Bayview Dr. SGI FL 32328

Lot/s: 10 Block: _____ Subdivision: BAYVIEW VILLAGE Unit: _____

Parcel Identification #: 29-09S-06W-7336-0000-0100

JURISDICTION: ☒ Franklin County ☐ City of Carrabelle

☐ Apalachicola ☐ Eastpoint ☒ St. George Island ☐ Carrabelle ☐ Dog Island ☐ Lanark/ St. James ☐ St. Teresa ☐ Alligator Point

DESCRIPTION OF DEVELOPMENT: DOCK

ZONING DISTRICT: R1 CONTRACT COST: \$20,000.00

HEATED SQ FT: _____ UN-HEATED SQ FT: _____ TOTAL SQUARE FOOT: _____

ROOF MATERIAL: _____ FOUNDATION TYPE: _____ LOT DEMENSION: _____

NO. OF STORIES: _____ UNDERNEATH STORAGE SQ FOOTAGE: _____

(Requires Building or General Contractor if over 3 habitable stories including mezzanines.)

(VE Zones: 299 Sq. Foot or Less and MUST be certified breakaway construction by Engineer)

SEPTIC TANK PERMIT # _____

OR SEWER DISTRICT: _____

WATER DISTRICT: _____

OR PRIVATE WELL: _____

WATER BODY: Apalachicola Bay

CRITICAL SHORELINE DISTRICT: YES OR NO

CRITICAL HABITAT ZONE: YES OR NO

FLOOD ZONE INFORMATION: EFFECTIVE DATE: February 5, 2014

PANEL NUMBER: 545F

FIRM ZONE/S: V8

ELEVATION REQUIREMENTS AS PER SURVEY: 12'

☐ Requires V-Zone Certification ☐ Requires Elevation Certificates ☐ Requires Smart Vents ☐ Requires Breakaway Walls

BUILDING OFFICIAL

DATE

FLOODPLAIN ADMIN.

DATE

OWNER/CONTRACTOR

SUPPLEMENT R. APPLICATION

1- Proposed Alteration of the Land:

- Determination of COE & DEP Wetlands: _____
- Amount and location of Fill to be placed on property: _____
- Percentage of land to be placed in impervious surface: _____

2- Critical Shoreline Inspection:

- Construction to be a minimum of 50 feet from the mean high water or wetland: _____
(Must be indicated on submitted site plan)
- Construction within 50 feet of the mean high water or wetlands: _____
- Attach the Board of Adjustment Approval: Date of Approval: _____
(Expires One Year From Approval Date)

3- Elevation Requirements:

- FLOOD ZONE: _____ BASE FLOOD ELEVATION: _____
- LOWEST BASE FLOOD ELEVATION AT BUILDING SITE: _____
- A/AE/AH/AO ZONES: Elevation of bottom of the first floor: _____
- VE Zones: Elevation of the first floor horizontal support structure: _____

DEVELOPMENT APPLICATION CHECKLIST

RESIDENTIAL:

- _____ Application
- _____ Supplemental Application
- _____ Boundary Survey (Non-Flood Zones)
- _____ Site Plan
- _____ Septic Tank Permit
- _____ Energy Code Form
- _____ 2 Complete Sets of Building Plans
- ☐ Wind Load Analysis ☐ Engineered State Permits
- ☐ DEP Permits ☐ COE Permits ☐ FDOT Permits
- _____ Structure Height & Number of Stories Affidavit
- _____ Portable Toilet Agreement
- _____ Owner/Builder Affidavit
- _____ Dumpster Affidavit
- _____ Termite Affidavit
- _____ Turtle Light Affidavit (If Applicable)
- _____ Recorded Notice of Commencement

FORMS REQUIRED IN FLOOD ZONES: (Additional)

- _____ Topographical Survey
- _____ Flood Plain Management Review (Requires Permit)
- _____ V Zone Certification (If Applicable)
- _____ Smart Vent Certification (If Applicable)
- _____ Elevation Affidavit

COMMERCIAL: (Additional to Residential)

- _____ P&Z Approval Notice
- _____ BOA Approval Notice
- _____ BCC Approval Notice
- _____ DEP Storm Water Permit/Exemption
- _____ DBR Approval
- _____ Parking Plan
- _____ Flood Proofing Certification (If Applicable)

SUB-CONTRACTOR LIST

PLEASE BE ADVISED THAT ALL CONTRACTORS DOING WORK IN FRANKLIN COUNTY MUST BE REGISTERED IN FRANKLIN COUNTY PRIOR TO PERFORMING ANY WORK IN THIS COUNTY. ALL GENERAL, RESIDENTIAL & BUILDING, ELECTRICAL, PLUMBING, HVAC & ROOFING CONTRACTOR'S ARE REQUIRED TO PULL PERMITS ON ALL NEW, RENOVATIONS, REMODEL PROJECTS.

CONTRACTOR OR OWNER HAS CONTRACTED WITH THE FOLLOWING (OWNER/BUILDERS ARE NOT ALLOWED TO HIRE SPECIALTY FRAMING CONTRACTORS) ALL CONTRACTOR'S & SUBCONTRACTOR'S MUST BE REGISTERED WITH FRANKLIN COUNTY AND ALL APPLICABLE PERMITS MUST BE OBTAINED BEFORE COMMENCING WORK.

- | | | | |
|-------------------|-------------------------------------|-------------------|-------------------------------------|
| Contractor: _____ | <input type="checkbox"/> Registered | Insulation: _____ | <input type="checkbox"/> Registered |
| Electrical: _____ | <input type="checkbox"/> Registered | Painting: _____ | <input type="checkbox"/> Registered |
| Plumbing: _____ | <input type="checkbox"/> Registered | Framing: _____ | <input type="checkbox"/> Registered |
| HVAC: _____ | <input type="checkbox"/> Registered | Masonry: _____ | <input type="checkbox"/> Registered |
| Roofing: _____ | <input type="checkbox"/> Registered | Tile: _____ | <input type="checkbox"/> Registered |
| Piling: _____ | <input type="checkbox"/> Registered | Other: _____ | <input type="checkbox"/> Registered |
| Concrete: _____ | <input type="checkbox"/> Registered | Other: _____ | <input type="checkbox"/> Registered |
| Siding: _____ | <input type="checkbox"/> Registered | Other: _____ | <input type="checkbox"/> Registered |



R.

FLORIDA DEPARTMENT OF Environmental Protection

Northwest District
160 W. Government Street, Suite 308
Pensacola, FL 32502

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

January 16, 2019

Melinda Seader
1488 West Eagleview Drive
Bloomington, Indiana 47403
melindaseader@gmail.com

File No.: 0371596-001-EG, Franklin County

Dear Ms. Seader:

On December 17, 2018, we received your notice of intent to use a General Permit (GP) pursuant to Rule 62-330.427, Florida Administrative Code (F.A.C.) to construct a single-family dock under 2,000 square feet within Apalachicola Bay, Class II Florida Waters, Prohibited Shellfish Harvesting Area. The project is located at Lot 10, 1839 Bayview Drive, St. George Island, Florida, 32328, Parcel No. 29-09S-06W-7336-0000-0100, in Section 29, Township 09 South, Range 06 West of Franklin County; at approximately 29°37'51.12" North Latitude, -84°56'2.29" West Longitude.

Your intent to use a general permit has been reviewed by Department staff for three types of authorization: (1) regulatory authorization, (2) proprietary authorization (related to state-owned submerged lands), and (3) federal authorization. The authority for review and the outcomes of the reviews are listed below. Please read each section carefully.

Your project qualifies for all three authorizations. However, this letter does not relieve you from the responsibility of obtaining other federal, state, or local authorizations that may be required for the activity.

If you change the project from what you submitted, the authorization(s) granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make any changes.

1. Regulatory Review – Approved

Based on the forms, drawings, and documents submitted with your notice, it appears that the project meets the requirements for the General Permit under Rule 62-330.427, F.A.C. Any activities performed under a general permit are subject to general conditions required in Rule 62-330.405, F.A.C. (attached) and the specific conditions of Rule 62-330.427, F.A.C. (attached). Any deviations from these conditions may subject the permittee to enforcement action and possible penalties.

Please be advised that the construction phase of the GP must be completed within five years from the date the notice to use the GP was received by the Department. If you wish to continue

this GP beyond the expiration date, you must notify the Department at least 30 days before its expiration.

Authority for review – Part IV of Chapter 373, Florida Statutes (F.S.), Title 62, F.A.C., and in accordance with the operating agreements executed between the Department and the water management districts, as referenced in Chapter 62-113, F.A.C.

2. Proprietary Review – Granted

The Department acts as staff to the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) and issues certain authorizations for the use of sovereign submerged lands. The Department has the authority to review activities on sovereign submerged lands under Chapters 253 and 258, F.S. and Chapters 18-20 and 18-21, F.A.C.

The activity appears to be located on sovereign submerged lands owned by the Board of Trustees. The activity is not exempt from the need to obtain the applicable proprietary authorization. As staff to the Board of Trustees, the Department has reviewed the activity described above and has determined that the activity qualifies for a Letter of Consent under Section 253.77, F.S. to construct and use the activity on the specified sovereign submerged lands, as long as the work performed is located within the boundaries as described herein and is consistent with the terms and conditions herein.

During the term of this Letter of Consent you shall maintain satisfactory evidence of sufficient upland interest as required by paragraph 18-21.004(3)(b), F.A.C. If such interest is terminated or the Board of Trustees determines that such interest did not exist on the date of issuance of this Letter of Consent, this Letter of Consent may be terminated by the Board of Trustees at its sole option. If the Board of Trustees terminates this Letter of Consent, you agree not to assert a claim or defense against the Board of Trustees arising out of this Letter of Consent.

Please be advised that any use of sovereign submerged lands without specific prior authorization from the Board of Trustees will be considered a violation of Chapter 253, F.S. and may subject the affected upland riparian property owners to legal action as well as potential fines for the prior unauthorized use of sovereign land.

Authority for review – Chapter(s) 253 and 258, F.S., Chapter(s) 18-20 and 18-21, F.A.C., and Section 62-330.075, F.A.C., as required.

3. Federal Review – SPGP Approved

Your proposed activity as outlined in your application and attached drawings qualifies for Federal authorization pursuant to the State Programmatic General Permit V-R1, and a **SEPARATE permit** or authorization **will not be required** from the Corps. Please note that the Federal authorization expires on July 26, 2021. However, your authorization may remain in effect for up to 1 additional year, if provisions of Special Condition 19 of the SPGP V-R1 permit instrument are met. You, as permittee, are required to adhere to all General Conditions and Special Conditions that may apply to your project. Special conditions required for your project are attached. A copy of the SPGP V-R1 with all terms and conditions and the General Conditions may be found at <https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book>.

Authority for review - an agreement with the USACOE entitled "Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection (or Duly Authorized Designee), State Programmatic General Permit", Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

Additional Information

Please retain this general permit. The activities may be inspected by authorized state personnel in the future to ensure compliance with appropriate statutes and administrative codes. If the activities are not in compliance, you may be subject to penalties under Chapter 373, F.S. and Chapter 18-14, F.A.C.

NOTICE OF RIGHTS

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S. before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application.

Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-

3000, or via electronic correspondence at Agency_Clerk@dep.state.fl.us. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S. or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28 106.205, F.A.C.

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you do not publish notice of this action, this waiver will not apply to persons who have not received written notice of this action.

Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@dep.state.fl.us, before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

Mediation

Mediation is not available in this proceeding.

FLAWAC Review

The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S. by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000) and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within 30 days from the date this action is filed with the Clerk of the Department.

If you have any questions regarding this matter, please contact Diana Athnos at the letterhead address, at (850)595-0557, or at diana.athnos@FloridaDEP.gov

EXECUTION AND CLERKING

Executed in Orlando, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



Diana Athnos
Environmental Consultant
Submerged Lands and Environmental Resources Program

Attachments:

1. Rule 62-330.427, F.A.C., 1 page
2. General Conditions for All General Permits, Rule 62-330.405, F.A.C., 3 pages
3. General Consent Conditions for Use of Sovereignty Submerged Lands, 2 pages
4. Special Conditions for Federal Authorization for SPGP V-R1, 6 pages
5. General Conditions for Federal Authorization for SPGP V-R1, 2 pages
6. Project Drawings, 5 pages

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments were sent on the filing date below to the following listed persons:

Garlick Environmental, dan@garlickenv.com; maryann@garlickenv.com
Tanya McHale, DEP, tanya.mchale@floridadep.gov
Diana Athnos, DEP, diana.athnos@floridadep.gov

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, F.S., with the designated Department Clerk, receipt of which is hereby acknowledged.



Clerk

January 16, 2019
Date

62-330.427 General Permit for Certain Piers and Associated Structures.

(1) A general permit is granted to any person to construct, extend, or remove piers and associated structures as described below:

(a) Single-family piers, along with boat lifts, boat houses, terminal platforms, and gazebos attached to the pier, where these structures:

1. Do not accommodate the mooring of more than two water craft;
2. Do not, together with existing structures, exceed a total area of 2,000 square feet; and
3. Have a minimum depth of two feet below the mean low water level for tidal waters and two feet below the mean annual low water level for non-tidal waters for all areas designed for boat mooring and navigational access; and

(b) Public fishing piers that do not exceed a total area of 2,000 square feet provided the structure is designed and built to discourage boat mooring by elevating the fishing pier to a minimum height of five feet above mean high water or ordinary high water, surrounding the pier with handrails, and installing and maintaining signs that state "No Boat Mooring Allowed."

(2) This general permit shall be subject to the following specific conditions:

(a) Construction or extension of the boat house, boat shelter, boat lift, gazebo, boat mooring locations, or terminal platforms, shall not occur over submerged grassbeds, coral communities or wetlands. However, the access walkway portion of the pier may traverse these resources provided it is elevated a minimum of five feet above mean high water or ordinary high water, contains handrails that are maintained in such a manner as to prevent use of the access walkways for boat mooring or access, and does not exceed a width of six feet, or a width of four feet in Aquatic Preserves;

(b) There shall be no living quarters, or other structures enclosed by walls or doors on all sides;

(c) There shall be no fish cleaning facilities, boat repair facilities or equipment, or fueling facilities on the structures authorized by this general permit. In addition, no overboard discharges of trash, human or animal waste, or fuel shall occur from any structures authorized by this general permit; and

(d) This general permit shall not authorize the construction of more than one pier per parcel of land or individual lot. For the purposes of this general permit, multi-family living complexes shall be treated as one parcel of property regardless of the legal division of ownership or control of the associated property.

Rulemaking Authority 373.026(7), 373.043, 373.118(1), 373.406(5), 373.4131, 373.414(9), 373.418, 403.805(1) FS. Law

Implemented 373.118(1), 373.406(5), 373.413, 373.4131, 373.414(9), 373.416, 373.418, 373.426, 403.814(1) FS. History—New 10-

3-95, Formerly 62-341.427, Amended 10-1-13.

62-330.405 General Conditions for All General Permits.

The following general permit conditions are binding upon the permittee and are enforceable under chapter 373, F.S. These conditions do not apply to the general permit for stormwater management systems under section 403.814(12), F.S.

- (1) The general permit is valid only for the specific activity indicated. Any deviation from the specified activity and the conditions for undertaking that activity shall constitute a violation of the permit and may subject the permittee to enforcement action and revocation of the permit under chapter 373, F.S.
- (2) The general permit does not eliminate the necessity to obtain any required federal, state, local and special district authorizations prior to the start of any construction, alteration, operation, maintenance, removal or abandonment authorized by this permit; and it does not authorize any violation of any other applicable federal, state, local, or special district laws (including, but not limited to, those governing the "take" of listed species).
- (3) The general permit does not convey to the permittee or create in the permittee any property right, or any interest in real property, nor does it authorize any entrance upon or activities on property which is not owned or controlled by the permittee, or convey any rights or privileges other than those specified in the general permit.
- (4) The general permit does not relieve the permittee from liability and penalties when the permitted activity causes harm or injury to: human health or welfare; animal, plant or aquatic life; or property. It does not allow the permittee to cause pollution that violates state water quality standards.
- (5) Section 253.77, F.S., provides that a person may not commence any excavation, construction, or other activity involving the use of state-owned or other lands of the state, the title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund without obtaining the required consent, lease, easement, or other form of authorization authorizing the proposed use. Therefore, the permittee is responsible for obtaining any necessary authorizations from the Board of Trustees prior to commencing activity on state-owned lands.
- (6) The authorization to conduct activities under a general permit may be modified, suspended or revoked in accordance with chapter 120, F.S., and section 373.429, F.S.
- (7) The general permit is not transferable to a new third party. To be used by a different permittee, a new notice to use a general permit must be submitted in accordance with rule 62-330.402, F.A.C. Activities constructed in accordance with the terms and conditions of a general permit are automatically authorized to be operated and maintained by the permittee and subsequent owners in accordance with subsection 62-330.340(1), F.A.C. Any person holding the general permit, persons working under the general permit, and owners of land while work is conducted under the general permit shall remain liable for any corrective actions that may be required as a result of any permit violations prior to sale, conveyance, or other transfer of ownership or control of the permitted project, activity, or the real property at which the permitted project or activity is located.
- (8) Upon reasonable notice to the permittee, Agency staff with proper identification shall have permission to enter, inspect, sample and test the permitted system to ensure conformity with the plans and specifications approved by the general permit.
- (9) The permittee shall maintain any permitted project or activity in accordance with the plans submitted to the Agency and authorized in the general permit.
- (10) A permittee's right to conduct a specific activity under the general permit is authorized for a duration of five years.

(11) Activities shall be conducted in a manner that does not cause or contribute to violations of state water quality standards. Performance-based erosion and sediment control best management practices shall be implemented and maintained immediately prior to, during, and after construction as needed to stabilize all disturbed areas, including other measures specified in the permit to prevent adverse impacts to the water resources and adjacent lands. Erosion and sediment control measures shall be installed and maintained in accordance with the *State of Florida Erosion and Sediment Control Designer and Reviewer Manual* (Florida Department of Environmental Protection and Florida Department of Transportation, June 2007), available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-04227>, and the *Florida Stormwater Erosion and Sedimentation Control Inspector's Manual* (Florida Department of Environmental Protection, Nonpoint Source Management Section, Tallahassee, Florida, July 2008), available at http://publicfiles.dep.state.fl.us/DEAR/Stormwater_Training_Docs/erosion-inspectors-manual.pdf.

(12) Unless otherwise specified in the general permit, temporary vehicular access within wetlands during construction shall be performed using vehicles generating minimum ground pressure to minimize rutting and other environmental impacts. Within forested wetlands, the permittee shall choose alignments that minimize the destruction of mature wetland trees to the greatest extent practicable. When needed to prevent rutting or soil compaction, access vehicles shall be operated on wooden, composite, metal, or other non-earthen construction mats. In all cases, access in wetlands shall comply with the following:

- (a) Access within forested wetlands shall not include the cutting or clearing of any native wetland tree having a diameter four inches or greater at breast height;
- (b) The maximum width of the construction access area shall be limited to 15 feet;
- (c) All mats shall be removed as soon as practicable after equipment has completed passage through, or work has been completed, at any location along the alignment of the project, but in no case longer than seven days after equipment has completed work or passage through that location; and
- (d) Areas disturbed for access shall be restored to natural grades immediately after the maintenance or repair is completed.

(13) Barges or other work vessels used to conduct in-water activities shall be operated in a manner that prevents unauthorized dredging, water quality violations, and damage to submerged aquatic communities.

(14) The construction, alteration, or use of the authorized project shall not adversely impede navigation or create a navigational hazard in the water body.

(15) Except where specifically authorized in the general permit, activities must not:

- (a) Impound or obstruct existing water flow, cause adverse impacts to existing surface water storage and conveyance capabilities, or otherwise cause adverse water quantity or flooding impacts to receiving water and adjacent lands; or
- (b) Cause an adverse impact to the maintenance of surface or ground water levels or surface water flows established pursuant to section 373.042, F.S., or a Works of the District established pursuant to section 373.086, F.S.

(16) If prehistoric or historic artifacts, such as pottery or ceramics, projectile points, stone tools, dugout canoes, metal implements, historic building materials, or any other physical remains that could be associated with Native American, early European, or American settlement are encountered at any time within the project site area, the permitted project shall cease all activities involving subsurface disturbance in the vicinity of the discovery. The permittee or other designee

shall contact the Florida Department of State, Division of Historical Resources, Compliance Review Section (DHR), at (850)245-6333, as well as the appropriate permitting agency office. Project activities shall not resume without verbal or written authorization from the Division of Historical Resources. If unmarked human remains are encountered, all work shall stop immediately and the proper authorities notified in accordance with section 872.05, F.S.

(17) The activity must be capable, based on generally accepted engineering and scientific principles, of being performed and of functioning as proposed, and must comply with any applicable District special basin and geographic area criteria.

(18) The permittee shall comply with the following when performing work within waters accessible to federally- or state-listed aquatic species, such as manatees, marine turtles, smalltooth sawfish, and Gulf sturgeon:

(a) All vessels associated with the project shall operate at "Idle Speed/No Wake" at all times while in the work area and where the draft of the vessels provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.

(b) All deployed siltation or turbidity barriers shall be properly secured, monitored, and maintained to prevent entanglement or entrapment of listed species.

(c) All in-water activities, including vessel operation, must be shut down if a listed species comes within 50 feet of the work area. Activities shall not resume until the animal(s) has moved beyond a 50-foot radius of the in-water work, or until 30 minutes elapses since the last sighting within 50 feet. Animals must not be herded away or harassed into leaving. All onsite project personnel are responsible for observing water-related activities for the presence of listed species.

(d) Any listed species that is killed or injured by work associated with activities performed shall be reported immediately to the Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1(888)404-3922 and ImperiledSpecies@myFWC.com.

(e) Whenever there is a spill or frac-out of drilling fluid into waters accessible to the above species during a directional drilling operation, the FWC shall be notified at ImperiledSpecies@myfwc.com with details of the event within 24 hours following detection of the spill or frac-out.

(19) The permittee shall hold and save the Agency harmless from any and all damages, claims, or liabilities which may arise by reason of the construction, alteration, operation, maintenance, removal, abandonment or use of any activity authorized by the general permit.

(20) The permittee shall immediately notify the Agency in writing of any submitted information that is discovered to be inaccurate.

Rulemaking Authority 373.026(7), 373.043, 373.118(1), 373.406(5), 373.4131, 373.414(9), 373.4145, 373.418, 403.805(1) FS. Law Implemented 373.044, 373.118(1), 373.129, 373.136, 373.406(5), 373.413, 373.4131, 373.414(9), 373.4145, 373.416, 373.422, 373.423, 373.429, 403.814(1) FS. History—New 10-3-95, Amended 10-1-07, Formerly 62-341.215, Amended 10-1-13, 6-1-18.

Special Consent Conditions

1. The applicant agrees to indemnify, defend and hold harmless the Board of Trustees and the State of Florida from all claims, actions, lawsuits and demands in any form arising out of the authorization to use sovereignty submerged lands or the applicant's use and construction of structures on sovereignty submerged lands. This duty to indemnify and hold harmless will include any and all liabilities that are associated with the structure or activity including special assessments or taxes that are now or in the future assessed against the structure or activity during the period of the authorization.
2. Failure by the Board of Trustees to enforce any violation of a provision of the authorization or waiver by the Board of Trustees of any provision of the authorization will not invalidate the provision not enforced or waived, nor will the failure to enforce or a waiver prevent the Board of Trustees from enforcing the unenforced or waived provision in the event of a violation of that provision.
3. Applicant binds itself and its successors and assigns to abide by the provisions and conditions set forth in the authorization. If the applicant or its successors or assigns fails or refuses to comply with the provisions and conditions of the authorization, the authorization may be terminated by the Board of Trustees after written notice to the applicant or its successors or assigns. Upon receipt of such notice, the applicant or its successors or assigns will have thirty (30) days in which to correct the violations. Failure to correct the violations within this period will result in the automatic revocation of this authorization.
4. All costs incurred by the Board of Trustees in enforcing the terms and conditions of the authorization will be paid by the applicant. Any notice required by law will be made by certified mail at the address shown on page one of the authorization. The applicant will notify the Board of Trustees in writing of any change of address at least ten days before the change becomes effective.
5. This authorization does not allow any activity prohibited in a conservation easement or restrictive covenant that prohibits the activity.

General Conditions for Authorizations for Activities on State-Owned Submerged Lands:

All authorizations granted by rule or in writing under Rule 18-21.005, F.A.C., except those for geophysical testing, shall be subject to the general conditions as set forth in paragraphs (a) through (i) below. The general conditions shall be part of all authorizations under this chapter, shall be binding upon the grantee, and shall be enforceable under Chapter 253 or 258, Part II, F.S.

- (a) Authorizations are valid only for the specified activity or use. Any unauthorized deviation from the specified activity or use and the conditions for undertaking that activity or use shall constitute a violation. Violation of the authorization shall result in suspension or revocation of the grantee's use of the sovereignty submerged land unless cured to the satisfaction of the Board.
- (b) Authorizations convey no title to sovereignty submerged land or water column, nor do they constitute recognition or acknowledgment of any other person's title to such land or water.
- (c) Authorizations may be modified, suspended or revoked in accordance with their terms or the remedies provided in Sections 253.04 and 258.46, F.S. or Chapter 18-14, F.A.C.
- (d) Structures or activities shall be constructed and used to avoid or minimize adverse impacts to sovereignty submerged lands and resources.
- (e) Construction, use, or operation of the structure or activity shall not adversely affect any species which is endangered, threatened or of special concern, as listed in Rules 68A-27.003, 68A-27.004 and 68A-27.005, F.A.C.
- (f) Structures or activities shall not unreasonably interfere with riparian rights. When a court of competent jurisdiction determines that riparian rights have been unlawfully affected, the structure or activity shall be modified in accordance with the court's decision.
- (g) Structures or activities shall not create a navigational hazard.
- (h) Structures shall be maintained in a functional condition and shall be repaired or removed if they become dilapidated to such an extent that they are no longer functional. This shall not be construed to prohibit the repair or replacement subject to the provisions of Rule 18-21.005, F.A.C., within one year, of a structure damaged in a discrete event such as a storm, flood, accident, or fire.
- (i) Structures or activities shall be constructed, operated, and maintained solely for water dependent purposes, or for non-water dependent activities authorized under paragraph 18-21.004(1)(g), F.A.C., or any other applicable law.

(8) Pursuant to Section 253.77(4), F.S., federal, state, or local agencies or political subdivisions, including ports and inland navigation districts, proposing to conduct an activity which qualifies for an exemption under Part IV of Chapter 373, F.S. or Section 403.813(1), F.S., shall be granted a letter of consent or public easement upon receipt of a request and a legal description of the affected land. However, such grant does not release the entity from compliance with other applicable provisions of Chapter 18-18, 18-20 or 18-21, F.A.C.

Rulemaking Authority 253.03(7), 253.73 FS. Law Implemented 253.001, 253.03, 253.141, 253.68, 253.72, 253.74, 253.75, 253.77 FS. History—New 3-27-82, Amended 8-1-83, Formerly 16Q-21.04, 16Q-21.004, Amended 12-25-86, 1-25-87, 3-15-90, 8-18-92, 10-15-98, 12-11-01, 10-29-03, 12-16-03, 3-8-04, 10-27-05, 4-14-08, 9-1-09.

Special Conditions for Federal Authorization for SPGP V-R1

Note: JAXBO (Jacksonville District's Programmatic Biological Opinion), referenced throughout, may be found online in the Jacksonville District Regulatory Division Sourcebook, or at <http://cdm16021.contentdm.oclc.org/utis/getfile/collection/pl6021coll3/id/577>.

The SPGP V-R1 instrument and all attachments may be found online through the Sourcebook, or at <https://www.saj.usace.army.mil/SPGP/>

In addition to the conditions specified above, the following Special Conditions apply to all projects reviewed and/or authorized under the SPGP V-R1.

Special Conditions for All Projects

1. Authorization, design and construction must adhere to the terms of the SPGP V-R1 instrument including the Procedure and Work Authorized sections.
2. Design and construction must adhere to the PDCs for In-Water Activities ([Attachment 6](#), from PDCs AP.7 through AP11, inclusive, of JAXBO) (Reference: JAXBO PDC AP.1.).
3. All activities performed during daylight hours (Reference: JAXBO PDC AP.6.).
4. For all projects involving the installation of piles or sheet piles, the maximum number of piles, sheet piles or concrete slab walls or boatlift I-beams installed by impact hammer per day is limited to no more than 5 per day. Any installation of metal pipe or metal sheet pile by impact hammer is not authorized (Reference: Categories D and E of JAXBO PDCs for In-Water Noise from Pile and Sheet Pile Installation, page 86.).
5. Projects within the boundary of the NOAA Florida Keys National Marine Sanctuary require prior approval from the Sanctuary (Reference: JAXBO PDCs AP.14 and A1.6).
6. Notifications to the Corps. For all authorizations under this SPGP V-R1, including Self-Certifications, the Permittee shall provide the following notifications to the Corps:
 - a. Commencement Notification. Within 10 days before the date of initiating the work authorized by this permit or for each phase of the authorized project, the Permittee shall provide a written notification of the date of commencement of authorized work to the Corps.
 - b. Corps Self-Certification Statement of Compliance form. Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the "Self-Certification Statement of Compliance" form ([Attachment 32](#)) and submit it to the Corps. In the event that the completed work deviates in any manner from the authorized work, the Permittee shall describe the deviations between the work authorized by this permit and the work as constructed on the "Self-Certification Statement of Compliance" form. The description of any deviations on the "Self-Certification Statement of Compliance" form does not constitute approval of any deviations by the Corps.
 - c. Permit Transfer. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit

will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form ([Attachment 2](#)).

- d. Reporting Address. The Permittee shall submit all reports, notifications, documentation, and correspondence required by the general and special conditions of this permit to the following address.

- (1) For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, P.O. Box 4970, Jacksonville, FL, 32232-0019.
- (2) For electronic mail: SAJ-RD-Enforcement@usace.army.mil (not to exceed 10 MB). The Permittee shall reference this permit number, SAJ- 2015-02575 on all submittals.

7. The District Engineer reserves the right to require that any request for authorization under this SPGP V-R1 be evaluated as an Individual Permit. Conformance with the terms and conditions of the SPGP V-R1 does not automatically guarantee Federal authorization.
8. On a case-by-case basis, the Corps may impose additional Special Conditions which are deemed necessary to minimize adverse environmental impacts.
9. Failure to comply with all conditions of the SPGP V-R1 constitutes a violation of the Federal authorization.
10. No structure or work shall adversely affect or disturb properties listed in the National Register of Historic Places or those eligible for inclusion in the National Register. Prior to the start of work, the Applicant/Permittee or other party on the Applicant's/Permittee's behalf, shall conduct a search of known historical properties by contracting a professional archaeologist, and contacting the Florida Master Site File at 850-245-6440 or SiteFile@dos.state.fl.us. The Applicant/Permittee can also research sites in the National Register Information System (NRIS). Information can be found at <http://www.cr.nps.gov/nr/research>.
 - a. If, during the initial ground disturbing activities and construction work, there are archaeological/cultural materials unearthed (which shall include, but not be limited to: pottery, modified shell, flora, fauna, human remains, ceramics, stone tools or metal implements, dugout canoes or any other physical remains that could be associated with Native American cultures or early colonial or American settlement), the Permittee shall immediately stop all work in the vicinity and notify the Compliance and Review staff of the State Historic Preservation Office at 850-245-6333 and the Corps Regulatory Project Manager to assess the significance of the discovery and devise appropriate actions, including salvage operations. Based on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend, or revoke the permit in accordance with 33 C.F.R. § 325.7.

- b. In the unlikely event that human remains are identified, the remains will be treated in accordance with Section 872.05, Florida Statutes; all work in the vicinity shall immediately cease and the local law authority, and the State Archaeologist (850-245-6444) and the Corps Regulatory Project Manager shall immediately be notified. Such activity shall not resume unless specifically authorized by the State Archaeologist and the Corps.
11. The Permittee is responsible for obtaining any “take” permits required under the U.S. Fish and Wildlife Service’s regulations governing compliance with these laws. The Permittee should contact the appropriate local office of the U.S. Fish and Wildlife Service to determine if such “take” permits are required for a particular activity.
12. For Projects authorized under this SPGP V-R1 in navigable waters of the U.S., the Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
13. The SPGP V-R1 will be valid through July 26, 2021 unless suspended or revoked by issuance of a public notice by the District Engineer. The Corps, in conjunction with the Federal resource agencies, will conduct periodic reviews to ensure that continuation of the permit during the period ending July 26, 2021, is not contrary to the public interest. The SPGP V-R1 will not be extended beyond July 26, 2021, but may be replaced by a new SPGP. If revocation occurs, all future applications for activities covered by the SPGP V-R1 will be evaluated by the Corps.
14. If the SPGP V-R1 expires, is revoked, or is terminated prior to completion of the authorized work, authorization of activities which have commenced or are under contract to commence in reliance upon the SPGP V-R1 will remain in effect provided the activity is completed within 12 months of the date the SPGP V-R1 expired or was revoked.

Special Conditions for Docks, Piers, Associated Facilities, and other Minor Piling-Supported Structures

1. For temporary structures associated with marine events. Upon completion of the event, these structures must be removed and, to the maximum extent practical, the site must be restored to pre-construction elevations. Water depths in the area of marine events must be deep enough to support at least 5 ft of water depth under the keel of a vessel and between the keel of a vessel and Endangered Species Act listed coral colonies, if present, when transiting to the mooring areas (Reference: JAXBO PDC A2.1.4.).

2. Educational Signs. For commercial, multi-family, or public facilities, and marine events, signs must be posted as described below (Reference: These replicate JAXBO PDCs A.2.2 and A.2.2.1 to A.2.2.3., inclusive, within the table PDCs Specific to Activity 2 - Pile Supported Structures and Anchored Buoys, starting on page 112.):
 - a. (A2.2.) For commercial, multi-family, or public facilities, and marine events, signs must be posted in a visible location(s), alerting users of listed species in the area susceptible to vessel strikes and hook-and-line captures. The most current version of the signs that must be downloaded and sign installation guidance are available at: (http://sero.nmfs.noaa.gov/protected_resources/section_7/protected_species_educational_signs/index.html). The signs required to be posted by area are stated below:
 - (1) (A2.2.1.) All projects in Florida shall use the Save Sea Turtle, Sawfish, and Dolphin sign. These signs shall include contact information to the sea turtle and marine mammal stranding networks and smalltooth sawfish encounter database.
 - (2) (A2.2.2.) Projects within the North Atlantic right whale educational sign zone shall post the Help Protect North Atlantic Right Whales sign.
 - (3) (A2.2.3.) On the east coast of Florida, projects located within the St. Johns River and those occurring north of the St. Johns River to the Florida-Georgia line shall post the Report Sturgeon sign. On the west coast of Florida, projects occurring from the Cedar Key, Florida north to the Florida-Alabama line.
3. Monofilament Recycling Bins. For commercial, multi-family, or public facilities, monofilament recycling bins must be provided as described below (Reference: The below replicates PDC A.2.3 within the table PDCs Specific to Activity 2 - Pile Supported Structures and Anchored Buoys, the PDC itself on page 113 of the JAXBO.):
 - a. (A2.3.) For commercial, multi-family, or public facilities, monofilament recycling bins must be provided at the docking facility to reduce the risk of turtle or sawfish entanglement in, or ingestion of, marine debris. Monofilament recycling bins must:
 - (1) (A2.3.1.) Be constructed and labeled according to the instructions provided at <http://mrrp.myfwc.com>.
 - (2) (A2.3.2.) Be maintained in working order and emptied frequently (according to <http://mrrp.myfwc.com> standards) so that they do not overflow.
4. North Atlantic Right Whale. The attached North Atlantic Right Whale Information Form ([Attachment 27](#)) describes the presence of North Atlantic right whales in the area and the Federal regulations governing the approach to North Atlantic right whales. (The FDEP or Designee will attach this document to their authorizations for a dock project (new construction, repair, or replacement) at a private residence located within 11 nautical miles of North Atlantic right whale critical habitat as measured in a radius from the center of the nearest inlet to open ocean described by [Attachment 29](#), the North Atlantic Right Whale Educational Sign Zones (from Section 2.1.1.4 of JAXBO, pages 31 and 32, inclusive) (Reference: JAXBO PDC A2.4.).

5. Aids to Navigation. Aids to navigation must be approved by and installed in accordance with the requirements of the U.S. Coast Guard (i.e., 33 C.F.R., chapter I, subchapter C, part 66, Section 10 of the Rivers and Harbors Act, and any other pertinent requirements) (Reference: JAXBO PDC A2.5.).
6. Lighting for docks installed within visible distance of ocean beaches. If lighting is necessary, then turtle-friendly lighting shall be installed. Turtle-friendly lighting is explained and examples are provided on the Florida Fish and Wildlife Conservation Commission website: <http://myfwc.com/wildlifehabitats/managed/sea-turtles/lighting/> (Reference: JAXBO PDC A2.8.).
7. Construction Location. Project construction shall take place from uplands or from floating equipment (e.g., barge); prop or wheel-washing is prohibited (Reference: JAXBO PDC A2.9.).
8. Regarding submerged and emergent aquatic vegetation, the design and construction of a Project must comply with the following:
 - a. A pile supported structure (i) that is located on a natural waterbody (i.e., outside an artificial waterway that was excavated for boating access and is bordered by residential properties) and (ii) that is within the range of seagrass (estuarine waters within all coastal counties except for Nassau, Duval, St Johns, Flagler and Volusia north of Ponce Inlet), will be constructed to the following standards:
 - (1) Must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers'/National Marine Fisheries Service's "Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat" updated November 2017 ([Attachment 5](#)).
 - (2) In addition to (1), above, IF the project is within range of Johnson's seagrass (the range of Johnson's seagrass is defined as Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida), THEN the design and construction shall comply with, in some cases, the more restrictive requirements within paragraph 8.c., below (Reference: JAXBO PDC A2.17).
 - b. For all other Projects,
 - (1) Within the range of Johnson's seagrass (the range of Johnson's seagrass is defined as Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida), the presence of submerged aquatic vegetation will be determined utilizing the "Submerged Aquatic Vegetation Survey Guidelines" ([Attachment 7](#)). If no survey performed, aquatic vegetation, including Johnson's seagrass, will be presumed to be present for purposes of this Special Condition.
 - (2) Outside the range of Johnson's seagrass but within the range of seagrass (estuarine waters within all coastal counties except for Nassau, Duval, St Johns, Flagler and Volusia County north of Ponce Inlet) and within tidal waters, the presence of seagrass and tidal freshwater submerged aquatic vegetation will be determined using the

- “Submerged Aquatic Vegetation Survey Guidelines” ([Attachment 7](#)) unless a site visit or aerial photography observes absence during the growing season (if water depth and clarity allows) or aquatic vegetation has not been found in the vicinity in the past.
- (3) Pile-supported structures, IF aquatic vegetation is present (including seagrass, tidal freshwater submerged aquatic vegetation and emergent vegetation), THEN must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers’/National Marine Fisheries Service’s “Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat” updated November 2017 ([Attachment 5](#)).
 - (4) In addition to (1) to (3) above, IF the proposed dock or proposed structure is within range of Johnson’s seagrass (the range of Johnson’s seagrass is defined as Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida), and IF the proposed dock or proposed structure falls within the following scenarios, THEN the design and construction shall comply with, in some cases, the more restrictive requirements within paragraph 8.c., below. (Reference: The following replicates “Scenario B” as defined within A2.17., PDCs for Docks or Other Minor Structures of JAXBO.):
 - (i) Dock replacement in the exact footprint (i.e., same location/configuration/size) as the previous dock and:
 - (a) within Johnson’s seagrass critical habitat with No current seagrass survey (completed no earlier than 1 year before submitting the application); or, Johnson’s seagrass under the dock; or, Native seagrass, other than Johnson’s seagrass, under the dock; or,
 - (b) within the Range of Johnson’s seagrass (outside of critical habitat) with No current seagrass survey or, Johnson’s seagrass under the dock,
 - (ii) New docks or dock expansions and:
 - (a) within Johnson’s seagrass critical habitat; or,
 - (b) within the Range of Johnson’s seagrass (outside of critical habitat) with: No current seagrass survey (completed no earlier than 1 year before submitting the application) or, Johnson’s seagrass within property limit.
 - c. The following additional restrictions apply when required by paragraphs 8.a.(2) or 8.b.(4), above (Reference: The following replicates the “Dock PDCs for Scenario B” within A2.17. PDCs for Docks or Other Minor Structures of JAXBO.):
 - (1) To avoid and minimize impacts to Johnson’s seagrass and native, non-listed seagrasses to the maximum extent practicable:
 - (i) The dock must be positioned to avoid and minimize effects to Johnson’s seagrass.
 - (ii) Over any area that contains Johnson’s seagrass or native, non- listed seagrasses, the dock shall be oriented in a north-south orientation to the maximum extent that is practicable to allow maximum sunlight under the structure.
 - (iii) If practicable, terminal platforms shall be placed in deep water, waterward of Johnson’s seagrass beds or native, non-listed seagrasses beds or in an area devoid of Johnson’s seagrass or native, non-listed seagrasses.

- (iv) Piles must be spaced a minimum of 10 ft apart in any area that contains Johnson's seagrass to minimize direct impacts.
- (v) Piles shall be installed in a manner that will not result in the formation of sedimentary deposits (e.g., donuts or halos) around the newly installed pilings.
- (vi) No covered boat lifts are allowed over any Johnson's seagrass.
- (2) Decking options: Deck surfaces (parallel with the water) that are located waterward of the MHWL must be constructed of grated materials or plank construction or a combination of the both methods (e.g. plank decking on the walkway and grated decking on the terminal platform). These decking options are described below:
 - (i) For grated decking:
 - (a) Height requirement: The surface of the structure, including the dock walkway (the over- water narrow portion connecting the terminal platform to the shore and any over-water ramp required for access) and the dock, must be a minimum of 3 ft above MHW when constructed with grated decking.
 - (b) Size limitations: The dock walkway is limited to a width of 4 ft. The terminal platform is limited to a total area of 160 ft². Marginal docks are limited to a width of 5 ft. The 5 ft width restriction is measured from wet side of the seawall. For example, if a seawall cap is 3 feet overwater then the dock would be limited to 2 feet.
 - (c) Material description: Decking materials shaped in the form of grids, grates, lattices, etc., to allow the passage of light through the open spaces. These materials must provide a minimum of 43% open space.
 - (ii) For plank decking:
 - (a) Height requirement: The surface of the structure, including the dock walkway (the over- water narrow portion connecting the terminal platform to the shore and any over-water ramp required for access) and the dock, must be a minimum of 5 ft above MHW when constructed of plank decking.
 - (b) Size limitations: The dock walkway is limited to a width of 4 ft. The terminal platform is limited to a total area of 120 ft². Marginal docks are limited to a width of 5 ft.
 - (c) Material description: Deck boards may be constructed of any material. Deck Boards must be installed to provide a minimum of a 0.5-in gap between individual deck boards.
- d. Aids to Navigation in Acropora critical habitat. The distance from Aids to Navigation (ATONs) to ESA-listed corals and Acropora critical habitat shall ensure there are no impacts to the corals or the essential feature of Acropora critical habitat from the movement of buoys and tackle. The appropriate distance shall be based on the size of the anchor chain or other tackle to be installed to secure the buoy to its anchor, particularly when the design of the ATON does not prohibit the contact of tackle with the marine bottom. In all cases, buoy tackle will include flotation to ensure there is no contact between the anchor chain or line and the marine bottom (Reference: JAXBO PDC A2.10.).

General Conditions for Federal Authorization for SPGP V-R1

1. The time limit for completing the work authorized ends on July 26, 2021.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner on the enclosed form and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Further Information:

1. Limits of this authorization.
 - a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
 - d. This permit does not authorize interference with any existing or proposed Federal projects.
2. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:
 - a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
 - b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
 - c. Damages to persons, property, or to other permitted or unpermitted activities or

structures caused by the activity authorized by this permit.

- d. Design or Construction deficiencies associated with the permitted work.
 - e. Damage claims associated with any future modification, suspension, or revocation of this permit.
3. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
 4. Reevaluation of Permit Decision: This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:
 - a. You fail to comply with the terms and conditions of this permit.
 - b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 3 above).
 - c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.
 5. Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CER 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.
 6. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form.
 7. The Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the U.S. Army Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal, relocation or alteration.



Overview



Legend

-  Parcels
-  Roads
-  City Labels

Parcel ID	29-095-06W-7336-0000-0100	Alternate ID	06W09529733600000100	Owner Address	SEADER DONALD J & MELINDA J
Sec/Twp/Rng	29-9S-6W	Class	VACANT		1488 WEST EAGLEVIEW DRIVE
Property Address	1839 BAYVIEW DRIVE	Acreage	100		BLOOMINGTON, IN 47403
	ST GEORGE ISLAND				
District	1				
Brief Tax Description	LOT 10 BAYVIEW VILL				
	(Note: Not to be used on legal documents)				

Date created: 12/11/2018

Last Data Uploaded: 12/11/2018 6:57:09 AM

Developed by  **Schneider**
GEOSPATIAL

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385 (850) 653-8899 FAX (850) 653-9656 garlick@garlickenvy.com

(850) 653-8899

FAX (850) 653-9656 garlick@garlickenv.com

JOB: 18-028

DEP:

COE:

OTHER:

DATE: December 11, 2018

SHEET: 2/4

PROPOSED SITE PLAN: HOME 32' x 32'

PROPOSED SITE PLAN: HOME 32 x 32



PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

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LB No. 7415

APPLICANT/CLIENT: Melinda Seader

WATERBODY/CLASS: Apalachicola Bay / Class II / OFW / A.P.P

PURPOSE: Environmental Permitting

PROJECT LOCATION / USGS: SGI* - Franklin County

LATITUDE: 29° 37' 51.12"

LONGITUDE: 84° 56' 2.29"

SECTION: 29 TOWNSHIP: 9 South

RNG: 6 West

JOB: 18-028

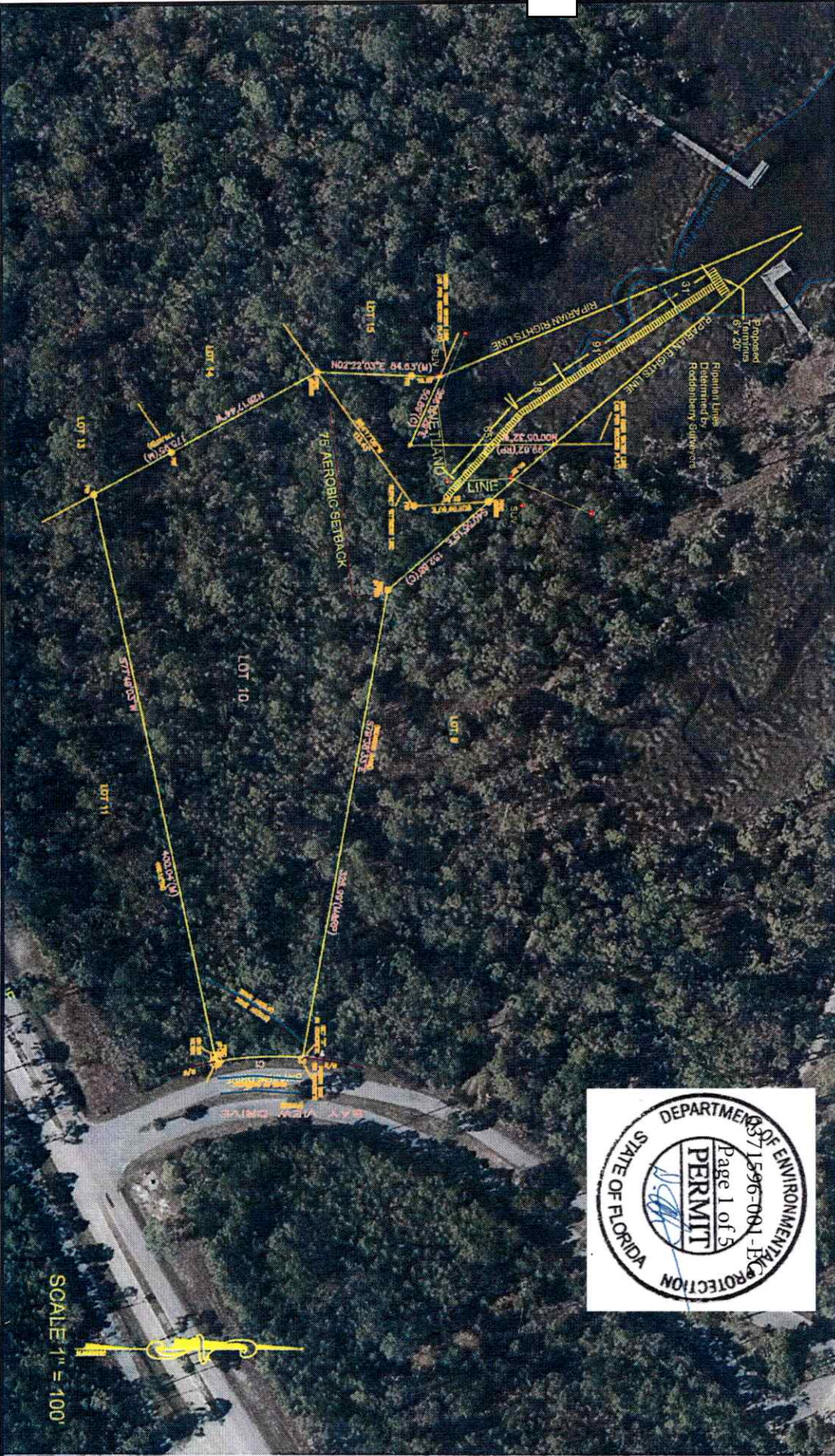
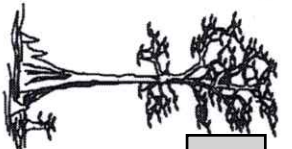
DEP:

COE:

OTHER:

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DEP:

COE:

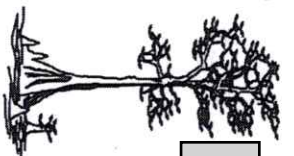
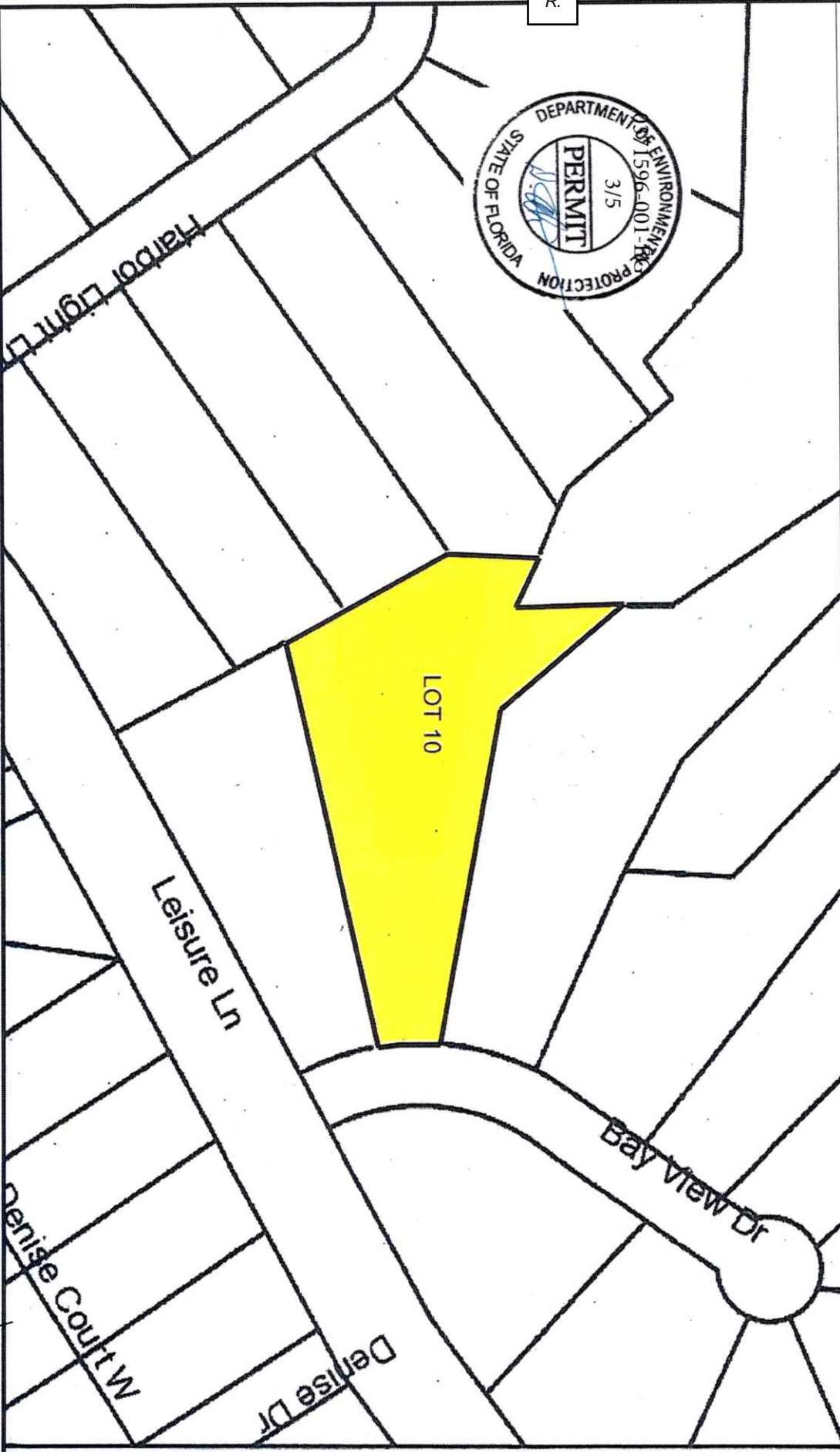
OTHER:

DATE: December 11, 2018

SHEET: 1/4



R.



PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385 (850) 653-8899 FAX (850) 653-9656 garlick@garlickenv.com

LB No. 7415

APPLICANT/CLIENT: Melinda Seader

WATERBODY/CLASS: Apalachicola Bay / Class II / OFW / A.P>

PURPOSE: Environmental Permitting

PROJECT LOCATION / USGS: SGI - Franklin County

LATITUDE: 29° 37' 51.12"

LONGITUDE: 84° 56' 2.29"

SECTION: 29 TOWNSHIP: 9 South

RNG: 6 West

JOB: 18-028

DEP:

COE:

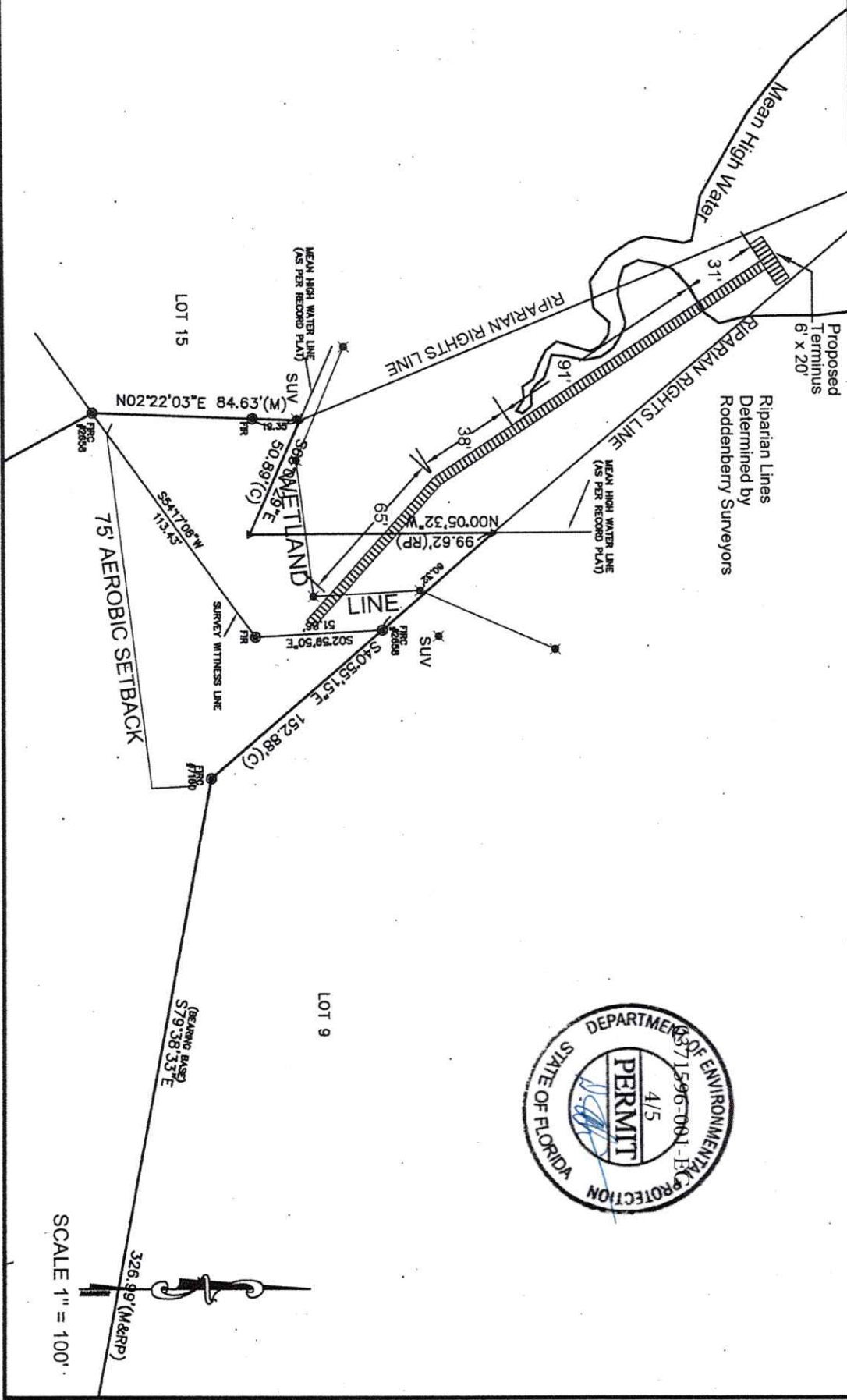
OTHER:

DATE: December 11, 2018

SHEET: 3/4



R.



SCALE 1" = 100'

PREPARED BY: GARLICK ENVIRONMENTAL ASSOCIATES, INC.

P. O. BOX 385, APALACHICOLA FLORIDA 32329-0385

(850) 653-8899

FAX (850) 653-9656

garlick@garlickenv.com

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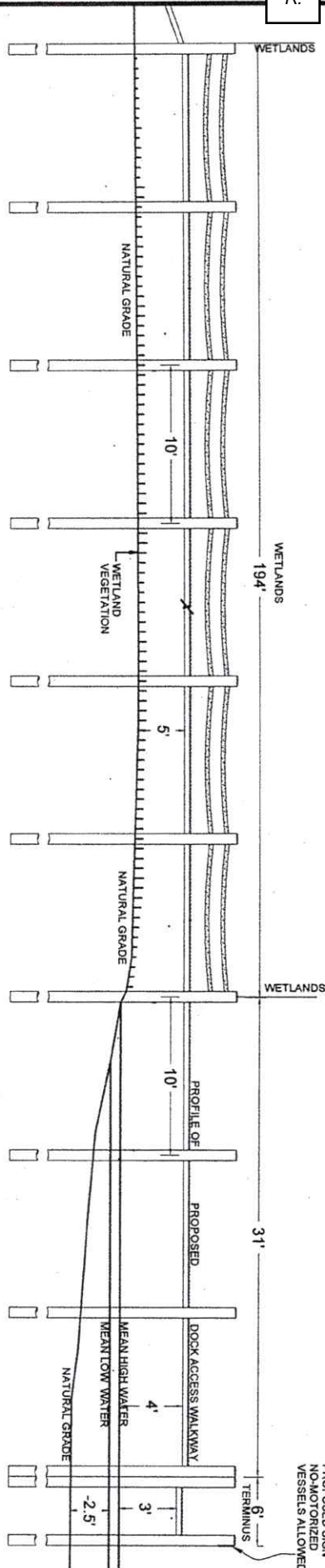
COE:

OTHER:

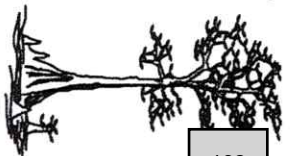
DATE: December 11, 2018

SHEET: 4/4

CROSS SECTION
OF PROPOSED DOCK
Not To Scale



R.





BUILDERS BY THE SEA, INC.

Gary D. Bartlett, License No.: RR0067644

Mailing: 700 W. Pine Ave.

St. George Island, FL 32328

Phone: (850) 927-3628

buildersbythesea@fairpoint.net

www.buildersbythesea.com

Inst: 202019003595 Date: 08/10/2020 Time: 3:50PM
Page 1 of 2 B: 1272 P: 597, Marcia Johnson,
Clerk of Court Franklin County. By: SM
Deputy Clerk

NOTICE OF COMMENCEMENT

STATE OF Florida
COUNTY OF Franklin

THE UNDERSIGNED hereby gives notice that improvement will be made to certain real property, and in accordance with Chapter 713, Florida Statutes, the following information is provided in this Notice of Commencement.

1. Description of property: LOT 10, BAYVIEW VILLAGE
PARCEL ID: 29-09S-06W-7336-0000-0100
2. General description of improvement: DOCK INSTALLATION
3. Owner Information:
 - a. Name and Address:
Donald J & Melinda J Seader
1488 West Eagleview Drive
Bloomington, IN 47403
 - b. Interest in Property:
Fee Simple
 - c. Name and address of fee simple titleholder (if other than owner)
4. Contractor:
 - a. Name, Address and Phone number:
Builders by the Sea, Inc.
700 West Pine Avenue
St. George Island, FL 32328
(850) 927-3628

5. Surety
 - a. Name, Address and Phone number:
 - b. Amount of Bond:
6. Lender:
 - a. Name, Address and Phone number:
Not Applicable
7. Persons within the State of Florida designed by Owner upon whom notices or other documents may be served as provided by Section 713.13(1)(a)7, Florida Statutes:
 - a. Name, Address and Phone number:
Not Applicable
8. In addition to himself, Owner designates the following person(s) to receive a copy of the Lienor's Notice as provided in Section 713.13(1)(b), Florida Statutes:
 - a. Name, Address and Phone number:
Not Applicable
9. Expiration date of notice of commencement (the expiration date is 1 year from the date of recording unless a different date is specified.)

WARNING TO OWNER: ANY PAYMENTS MADE BY THE OWNER AFTER THE EXPIRATION OF THE NOTICE OF COMMENCEMENT ARE CONSIDERED IMPROPER PAYMENTS UNDER CHAPTER 713, PART I, SECTION 713.13, FLORIDA STATUTES, AND CAN RESULT IN YOUR PAYING TWICE FOR IMPROVEMENTS TO YOUR PROPERTY. A NOTICE OF COMMENCEMENT MUST BE RECORDED AND POSTED ON THE JOB SITE BEFORE THE FIRST INSPECTION. IF YOU INTEND TO OBTAIN FINANCING, CONSULT WITH YOUR LENDER OR AN ATTORNEY BEFORE COMMENCING WORK OR RECORDING YOUR NOTICE OF COMMENCEMENT.



Ashley Bartlett, as agent for Owner

Date

The foregoing instrument was acknowledged before me on 8/10/20, by Ashley Bartlett, as agent for owner, who is personally known to me or who has provided a FLORIDA state driver's license as identification.

(SEAL)




Notary

REVIEW OF SEPTEMBER 2020 R. PLANNING & ZONING COMMISSION
APPLICATIONS

1. Consideration of a request to construct a Single Family Private Dock located at Lot 10 Bayview Village, 1839 Bayview Drive, St. George Island, Franklin County, Florida. The dock walkway over wetlands will be 194' x 4' with a 31' x 4' dock and a 6' x 20' terminal platform. Request submitted by Builders by the Sea, agent for Donald and Melinda Seader, applicant. (Proposed House)

This dock will extend into an unnamed inlet off of Apalachicola Bay.

I recommend approving this Critical Shoreline Application.

Mark C. Curenton

Mark C. Curenton
County Planner
September 4, 2020



APPLICATION FOR RE-ZONING & LAND USE CHANGE

FRANKLIN COUNTY BUILDING DEPARTMENT

34 Forbes Street, Suite 1, Apalachicola, Florida 32320

Phone: 850-653-9783 Fax: 850-653-9799

http://www.franklincountyflorida.com/planning_building.aspx

PROPERTY OWNER'S NAME: Ralph Richards City/State/Zip: Apalachicola FL
 MAILING ADDRESS: 415 Bay City Rd
 PHONE #: 850-653-7601 CELL #: 850-653-7601 EMAIL: cierra.richards@gmail.com

AGENT'S NAME: _____ City/State/Zip: _____
 MAILING ADDRESS: _____
 PHONE #: _____ CELL #: _____ EMAIL: _____

PROPERTY DESCRIPTION: 911 Address: 410 Bay City Rd Apalachicola FL
 Lot/s: _____ Block: _____ Subdivision: _____ Unit: _____
 Parcel Identification #: 34-085-08W-0000-0020-0000

JURISDICTION: ☒ Franklin County
☒ Apalachicola ☐ Eastpoint ☐ St. George Island ☐ Carrabelle ☐ Dog Island ☐ Lanark/ St. James ☐ St. Teresa ☐ Alligator Point

ACREAGE: 1.860

CURRENT ZONING: R-2 Single CURRENT LAND USE: Residential
 REQUESTED ZONING: R-4 Single REQUESTED LAND USE: Residential

LEGAL DESCRIPTION OF THE PROPERTY: (Must Attach Legal Description)

PLANNING & ZONING DATE: _____
 RECOMMENDED APPROVAL: _____ RECOMMENDED DENIAL: _____ RECOMMENDED TO TABLE: _____
 CONDITIONS: _____

BOARD OF COUNTY DATE: _____
 RECOMMENDED APPROVAL: _____ RECOMMENDED DENIAL: _____ RECOMMENDED TO TABLE: _____
 CONDITIONS: _____

PUBLIC HEARING DATE: _____
☐ APPROVED ☐ DENIED ☐ TABLED
 CONDITIONS: _____

Instructions: Complete application, including proof of ownership in the form of deed, detailed description of request including any necessary information supporting request (site plan/survey) and application fee of \$250.00 for Re-Zoning and \$250.00 for Land Use Change. Return to the following address:

Franklin County
 34 Forbes Street, Suite 1
 Apalachicola, FL 32320

RECEIVED
 AUG 18 2020
 BY: AK

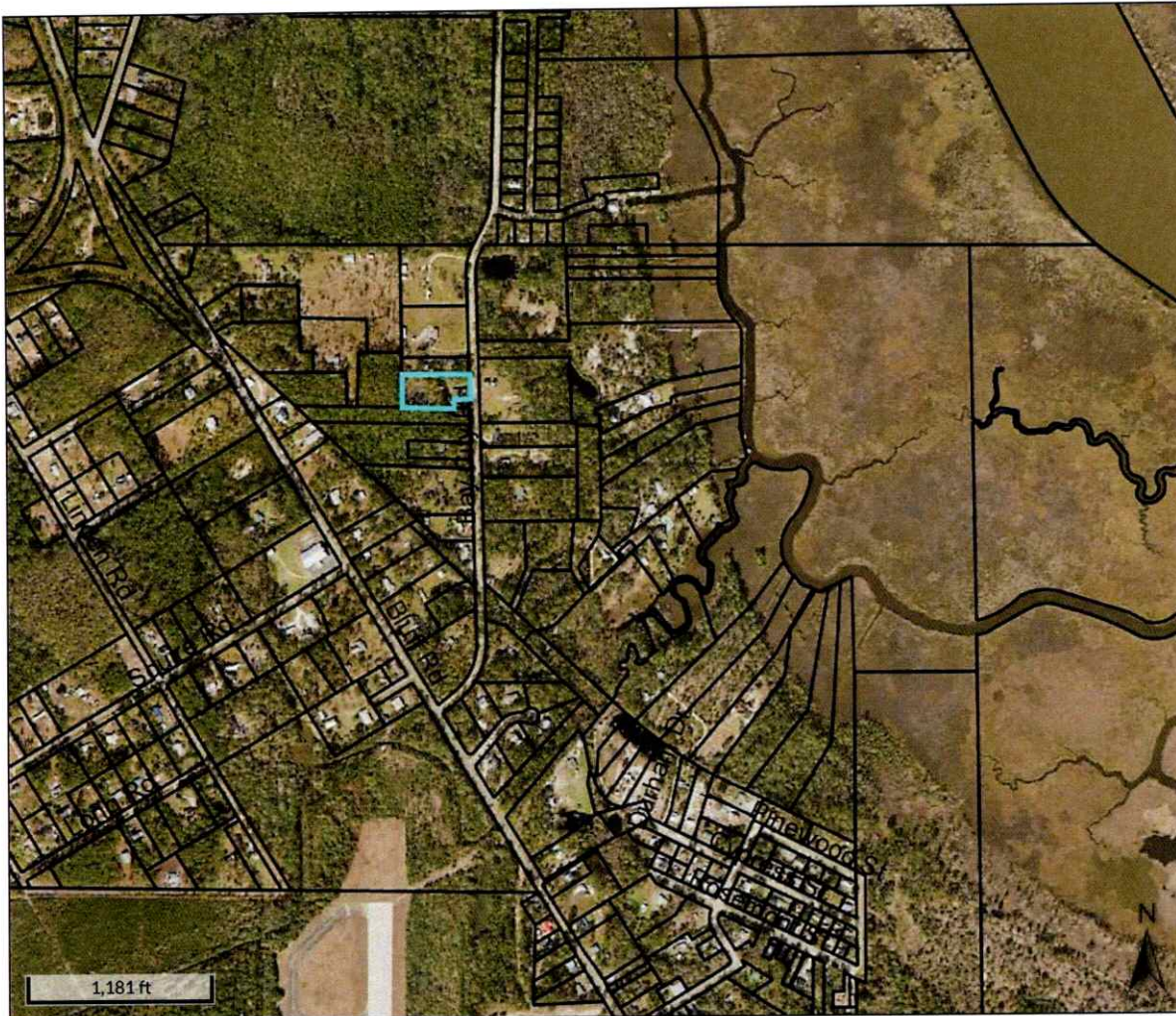
**FRANKLIN COUNTY, FLORIDA
REQUIRED ANALYSIS FOR LAND USE OR ZONING CHANGE**

- **Eastpoint Urban Service Area** – Is the property located in the Eastpoint Urban Service Area? **NO**
- **Coastal High Hazard Area** – Is the property located in the Coastal High Hazard Area? **NO Shaded X Flood Zone**
- **Critical Shoreline Zone** – Is the property located in the Critical Shoreline Zone? **NO**
- **Soil Conditions** – Copies of the 1994 Soil Survey of Franklin County are available from the Franklin County Planning Office. **?**
- **Topography** – What is the topography of the property? **11 ft above sea level**
- **Drainage** – Are there any natural drainage features located on the property? **NONE**
- **Wetlands** – The only way to definitively know if there are wetlands on the property is to have a qualified individual survey the site for wetlands, but the U. S. Fish and Wildlife Service's National Wetlands Inventory can give a general overview of what potential wetlands might be located on the property. The website can be accessed at: <https://www.fws.gov/wetlands/data/mapper.html>
NONE
- **Floodplains** – What flood zone is this property located in? The flood maps for Franklin County can be found at portal.nwfwmdfloodmaps.com.
Shaded X Flood Zone
- **Potential Wildfire Areas** – Is the property susceptible to wildfires? **NO**
- **Historic or Cultural Sites** – Are there any historic or cultural sites located on the property? The Florida Master Site File keeps a list of recorded historic and cultural sites in Florida. They can be reached at 850-245-6440 or sitefile@dos.myflorida.com. **NO**
- **Endangered Species** – Are there any endangered species located on this property? The Florida Fish and Wildlife Conservation Commission's website showing the location of Bald Eagle nests in the state can be found at: <http://myfwc.maps.arcgis.com/apps/webappviewer/index.html?id=253604118279431984e8bc3ebf1cc8e9> **NONE**
- **Traffic Circulation** – How will this development affect traffic on the roads that serve the development? The Florida Department of Transportation traffic counts can be found at <https://tdaappsprod.dot.state.fl.us/flo/>
I am hoping to have a cottage industry salon. I will only be serving clients at the most.
- **Affordable Housing** – Will this change increase the supply of affordable housing in Franklin County? **NA**

FRANKLIN COUNTY, FLORIDA
REQUIRED ANALYSIS FOR LAND USE OR ZONING CHANGE

- **Economic Development** – How will this change promote economic development in Franklin County? I just passed my Cosmetology State board and I am hoping to have a cottage industry salon
- **Water and Sewer** – Will the development be served by central water and sewer or will it be on individual water wells and septic tanks?

this will be well and septic


Overview

Legend

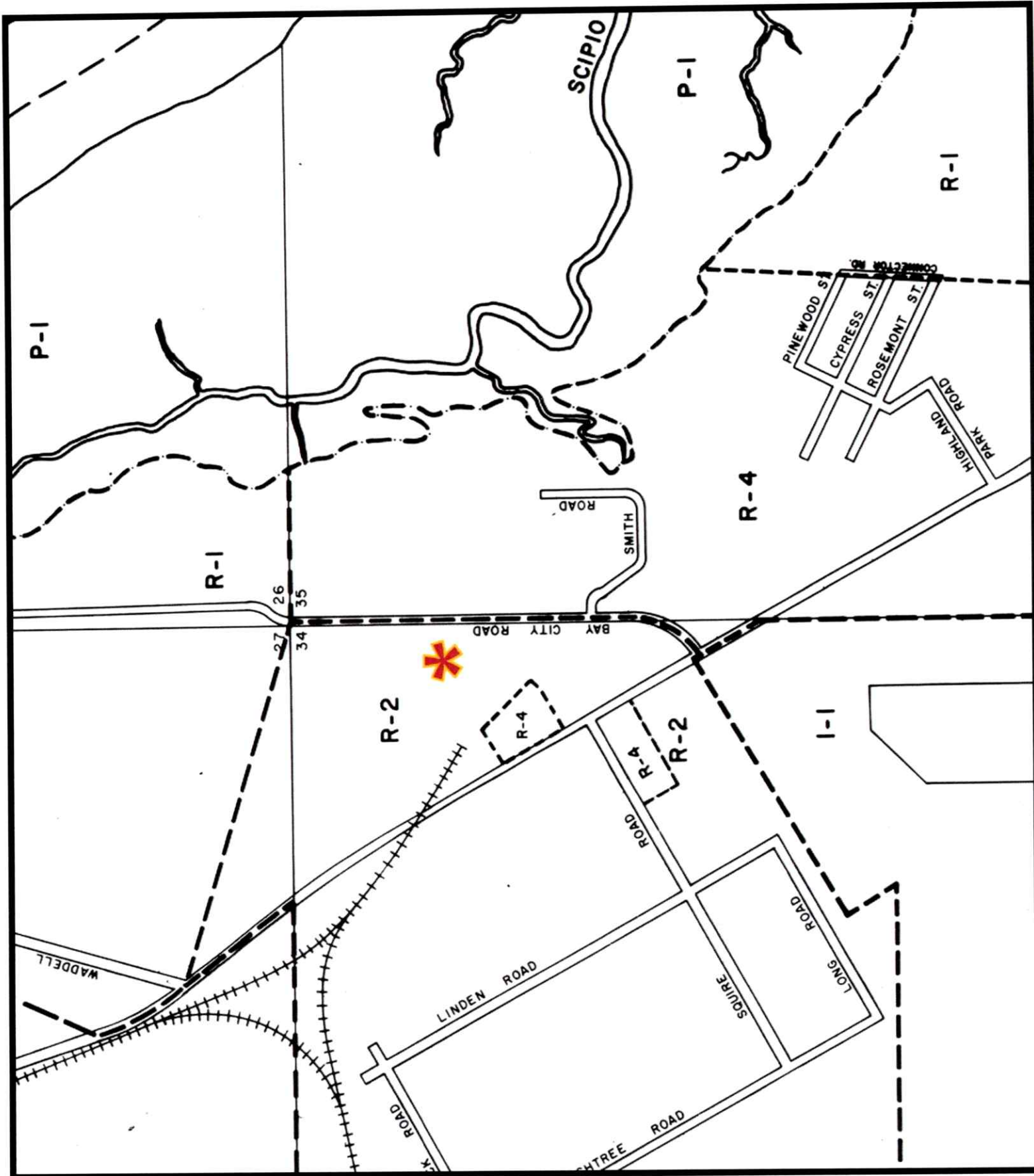
-  Parcels
-  Roads
-  City Labels

Parcel ID	34-08S-08W-0000-0020-0000	Alternate ID	08W08S34000000200000	Owner Address	RICHARDS MAY V & RALPH
Sec/Twp/Rng	34-8S-8W	Class	MOBILE HOM		410 BAY CITY ROAD
Property Address	415 BAY CITY ROAD	Acreage	1.86		APALACHICOLA, FL 32320
District	1				
Brief Tax Description	1.86 AC IN NE 1/4 OR/62/5				
	(Note: Not to be used on legal documents)				

Date created: 8/25/2020

Last Data Uploaded: 8/25/2020 7:51:04 AM

Developed by  **Schneider**
GEOSPATIAL



NWFWMD Flood Report

Effective BFE:	9.0 ft	Prelim BFE:	9.0 ft
Effective Fld Zone:	0.2 PCT ANNUAL CHANCE FLOOD AE 21%	Prelim Fld Zone:	0.2 PCT ANNUAL CHANCE FLOOD HAZARD 79%, AE 21%
Effective Fld Zone at Clicked Location :	0.2 PCT ANNUAL CHANCE FLOOD HAZARD	Prelim Fld Zone at Clicked Location :	0.2 PCT ANNUAL CHANCE FLOOD HAZARD
Effective FIRM Panel :	12037C0507F	Prelim FIRM Panel :	12037C0507G
Clicked Location (approximate):	29.74543, -85.02204	Parcel ID :	34-08S-08W-0000-0020-0000
Address (approximate):	410 Bay City Rd, Apalachicola, FL 32320, USA		

Print:

Add custom title

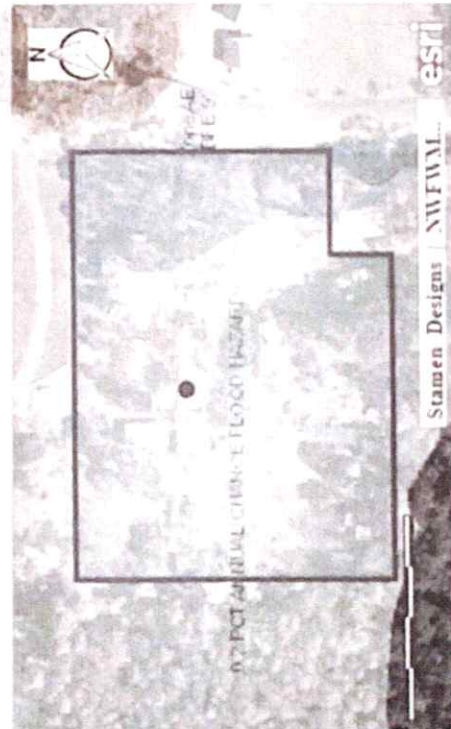
Select a layout

Print

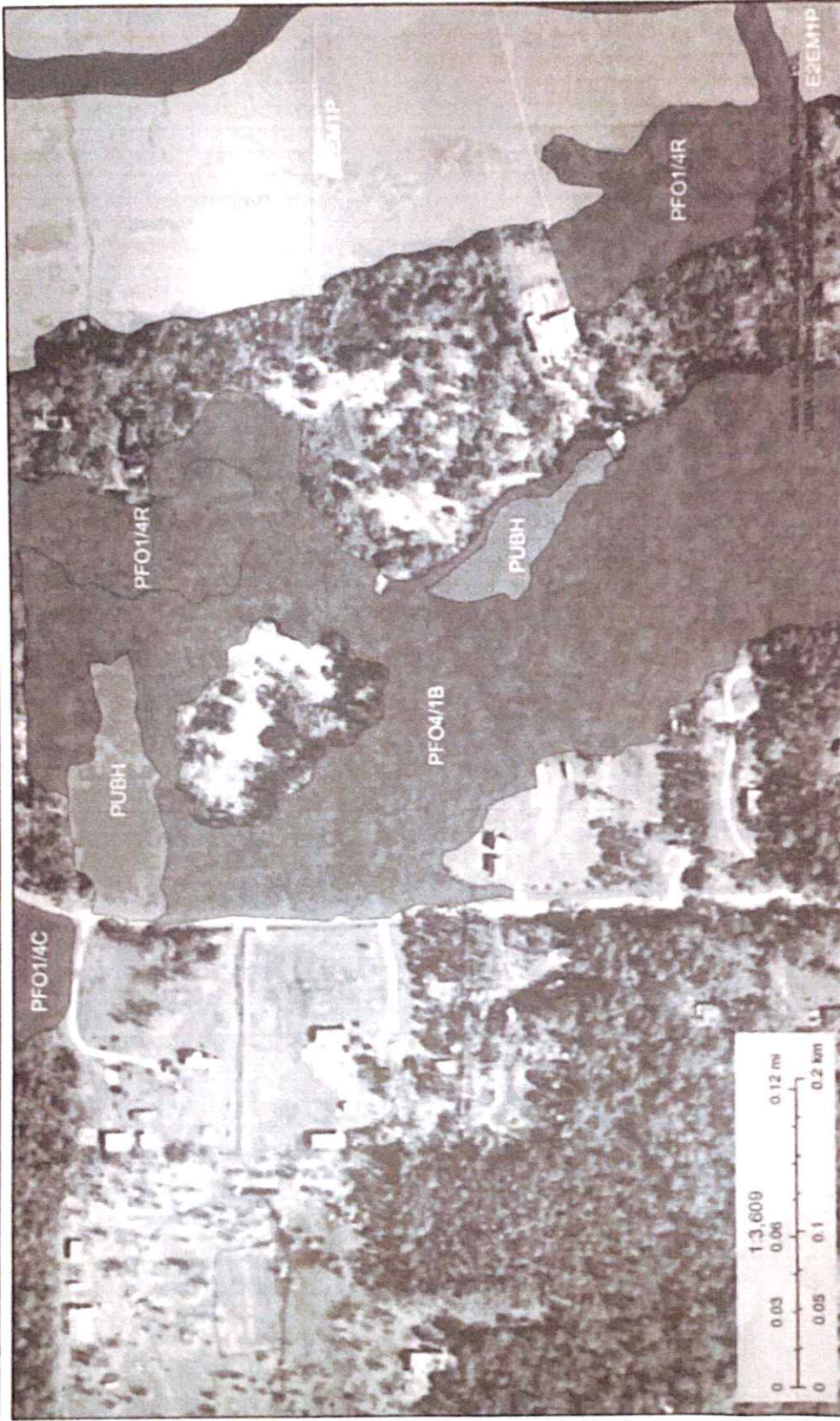
****This printed report opens in a new browser. You may need to enable popups on your browser.**

Effective Flood Map: 2/5/2014

Preliminary Flood Map: 6/13/2019



410 Bay City Road Wetland Mapper



This map is for general reference only. The U.S. Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

- | | | |
|--------------------------------|-----------------------------------|----------|
| Estuarine and Marine Deepwater | Freshwater Emergent Wetland | Lake |
| Estuarine and Marine Wetland | Freshwater Forested/Shrub Wetland | Other |
| | Freshwater Pond | Riverine |

August 7, 2020

Wetlands

National Wetlands Inventory (NWI)
This layer was produced by the NWI mapper.

STOP This record search is for informational purposes only and does **NOT** constitute a project review. This search only identifies resources recorded at the Florida Master Site File and does **NOT** provide project approval from the Division of Historical Resources. Contact the Compliance and Review Section of the Division of Historical Resources at CompliancePermits@dos.MyFlorida.com for project review information.

August 7, 2020

To Whom it May Concern,



In response to your inquiry of August 7, 2020, the Florida Master Site File lists no cultural resources recorded at 410 Bay City Rd, Apalachicola, FL 32320

When interpreting the results of this search, please consider the following information:

- This search area may contain *unrecorded* archaeological sites, historical structures or other resources even if previously surveyed for cultural resources.
- Because vandalism and looting are common at Florida sites, we ask that you limit the distribution of location information on archaeological sites.
- While many of our records document historically significant resources, the documentation of a resource at the Florida Master Site File does not necessarily mean the resource is historically significant.
- Federal, state and local laws require formal environmental review for most projects. This search DOES NOT constitute such a review. If your project falls under these laws, you should contact the Compliance and Review Section of the Division of Historical Resources at 850-245-6333.

Please do not hesitate to contact us if you have any questions regarding the results of this search

Kind Regards,

Eman M. Vovsi, Ph.D.
Sr. Data Base Analyst
Florida Master Site File
Eman.Vovsi@DOS.MyFlorida.com

500 South Bronough Street • Tallahassee, FL 32399-0250 • www.flheritage.com/preservation/sitefile
850.245.6440 ph | 850.245.6439 fax | SiteFile@dos.state.fl.us

CORRECTIVE

Warranty Deed

(STATUTORY FORM — SECTION 689.02 F.S.)

This instrument was prepared by
ALFRED O. SHULER
 of
SHULER AND SHULER
 Attorneys at Law
 P. O. Box 850
 APALACHICOLA, FLORIDA 32320

This Indenture, Made this _____ day of May 19 69, Between
MAY V. RICHARDS, a widow, _____
 of the County of Franklin, State of Florida, _____, grantor*, and
RALPH E. RICHARDS,
 whose post office address is P.O. Box 763, Apalachicola, Florida, 32320
 of the County of Franklin, State of Florida, _____, grantee*.

Witnesseth, That said grantor, for and in consideration of the sum of
 ---TEN and no/100----- Dollars,
 and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby
 acknowledged, has granted, bargained and sold to the said grantee, and grantee's heirs and assigns forever, the fol-
 lowing described land, situate, lying and being in Franklin County, Florida, to-wit:

A parcel of land in the NE 1/4 of Section 34, Township 8 South,
 Range 8 West, in Franklin County, Florida, described as
 follows:

Commence at the Northeast corner of Section 34, Township 8
 South, Range 8 West, and run thence West 15 feet, thence run
 South 900 feet to a point which is the point of beginning of the
 lands to be described; from said point of beginning run thence
 West 102 feet, thence run South 60 feet, thence run East 102
 feet, thence run North 60 feet to the point of beginning; less
 and except that part on the East side of said tract, which is
 now the right of way of State Road S-384.

and said grantor does hereby fully warrant the title to said land, and will defend the same against the lawful claims
 of all persons whomsoever.

*"Grantor" and "grantee" are used for singular or plural, as context requires.

In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written.
 Signed, sealed and delivered in our presence:

Alfred O. Shuler
Jay L. Shuler

May V. Richards



STATE OF FLORIDA
 COUNTY OF FRANKLIN

I HEREBY CERTIFY that on this day before me, an officer duly qualified to take acknowledgments, personally
 appeared **MAY V. RICHARDS**, a widow,

to me known to be the person described in and who executed the foregoing instrument and acknowledged before
 me that she executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this 20th day of May
 1969.

My commission expires:
 Sept. 25, 1972.

Alfred O. Shuler
 Notary Public



FILE NO. 30424

Recorded O.B. 1983
Franklin County, Florida

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE, Executed this 18th day of April, 1983, between
MAY V. RICHARDS, as Personal Representative of the Estate of CHARLES WESLEY
RICHARDS, deceased, Party of the First Part, and
MAY V. RICHARDS, Party of the Second Part,
whose post office address is Post Office Box 693, Apalachicola, Florida 32320.

WITNESSETH:

The Party of the First Part, pursuant to the Order of the Circuit Court
in and for Franklin County, Florida, dated March 31, 1983, which Order
authorized the sale of this particular property to MAY V. RICHARDS (Estate of
Charles Wesley Richards, deceased, Probate No. 82-34) and in consideration
of the premises and the sum of ONE THOUSAND EIGHT HUNDRED EIGHTY (\$1,880.00)
DOLLARS in hand paid, grants, bargains, sells, conveys and confirms to the
Party of Second Part, her heirs and assigns forever, the real property
located in Franklin County, Florida, described as:

Beginning at a point Fifteen (15) feet West of the East line
of Section Thirty-Four (34), Township Eight (8) South, Range
Eight (8) West, and Six Hundred Forty-Five (645) feet South
of the North line of said Section Thirty-Four (34), thence
South parallel with the East line of said Section a distance
of Two Hundred Seven (207) feet, thence West Four Hundred
Twenty (420) feet, thence North Two Hundred Seven (207) feet,
thence East Four Hundred Twenty (420) feet to the Point of
Beginning. Being a parcel 207 by 420 feet, containing the
Northern most portion of a tract in deed from B. I. Solomon,
et ux. to May V. Richards, dated August 5, 1960 and recorded
in Volume 48 of the Official Records of Franklin County,
Florida at pages 35-37.

TO HAVE AND TO HOLD the same to the Party of the Second Part, her heirs
and assigns, in fee simple, forever, and the Party of the First Part does
covenant that in all things preliminary to and in and about the sale and
conveyance the Orders of the Circuit Court of Franklin County and the laws
of Florida have been followed and complied with in all respects.

IN WITNESS WHEREOF, the Party of the First Part, as Personal Representative
of the Estate of Charles Wesley Richards, deceased, has set her hand and seal
on the day and year first above written.

Signed, Sealed and Delivered
in the Presence of:

Martha B. Bascara
George P. Slade

STATE OF FLORIDA
COUNTY OF BAY



May V. Richards
MAY V. RICHARDS, as Personal
Representative of the Estate of
CHARLES WESLEY RICHARDS, deceased



FILE NO. 65654

I HEREBY CERTIFY that on this day, before me, an officer duly authorized
in the State aforesaid and in this County aforesaid to take acknowledgments,
personally appeared MAY V. RICHARDS, as Personal Representative of the Estate
of CHARLES WESLEY RICHARDS, deceased, to me known to be the person described
in and who executed the foregoing instrument and she acknowledged before me
that she executed the same.

WITNESS my hand and official seal in the County and State last aforesaid
this 18 day of April, 1983.

Prepared By: Van P. Russell, Esq.
WATKINS & RUSSELL
41 Commerce Street
Apalachicola, FL 32320

George P. Slade
Notary Public, State of Florida
My Commission Expires Nov. 1, 1986

May V. Richards
 P.O. Box 693
 Apalachicola, FL 32320
 May V. Richards
 P.O. Box 693
 Apalachicola, FL 32320

This Warranty Deed, Made the 17th day of Feb., 192000 by
 MAY V RICHARDS
 hereinafter called the Grantor, to MAY V RICHARDS & RALPH E RICHARDS *
 whose post office address is PO BOX 693, APALACHICOLA, FLORIDA 32320
 hereinafter called the Grantee

Witnesseth, That the Grantor, for and in consideration of the sum of \$ 10.00 and other
 valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, assigns, remises,
 releases, conveys and confirms unto the Grantee all that certain land, situate in FRANKLIN
 County, State of FLORIDA

SEE ATTACHMENT EXHIBIT "A"

* AS JOINT TENANTS WITH RIGHTS OF SURVIVORSHIP

Together, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise
 appertaining, To Have and to Hold, the same in fee simple forever

And the Grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee
 simple; that the grantor has good right and lawful authority to sell and convey said land, and hereby warrants
 the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said
 land is free of all encumbrances, except taxes accruing subsequent to December 31, 19

In Witness Whereof, the said Grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of

Witness Signature (to be in Co-Grantor, if any)
 Brenda Benjamin
 Printed Name

Witness Signature (to be in Co-Grantor, if any)
 Printed Name

Witness Signature (to be in Co-Grantor, if any)
 Printed Name

STATE OF Florida
 COUNTY OF Franklin

I hereby Certify that on this day, before me, an officer duly authorized
 to administer oaths and take acknowledgments, personally appeared
 known to me to be the person, described in and who executed the foregoing instrument, who acknowledged before me that
 executed the same, and an oath was not taken. (Check one) ☒ Said person(s) were personally known to me. ☐ Said person(s) provided the
 following type of identification:



Witness my hand and official seal in the County and State last aforesaid
 the 18th day of February, A.D. 2000
 Rhonda M. Skipper
 Printed Name

EXHIBIT "A"

A parcel of land in the County of Franklin and State of Florida more particularly described as follows:

Beginning at a point fifteen (15) feet west of the east line of Section Thirty-Four (34), Township Eight (8) South, Range Eight (8) West, and Six Hundred forty five (645) feet south of the north line of said Section Thirty Four (34), thence south, parallel with the east line of said section, a distance of three hundred fifteen (315) feet, thence west four hundred twenty (420) feet, thence north three hundred fifteen (315) feet, thence east four hundred twenty (420) feet to the point of beginning. The said described tract containing Three (3) acres more or less, and being the same tract of land conveyed by Edward Edwards and wife to Fullington and Hodges August 20th 1927, recorded in deed book "AA", pages 202-3 and from C.P. Fullington and wife to J.H. Hodges August 1, 1928 and recorded in Deed Book "BB" pages 24-25 in the records of Franklin County, Florida.

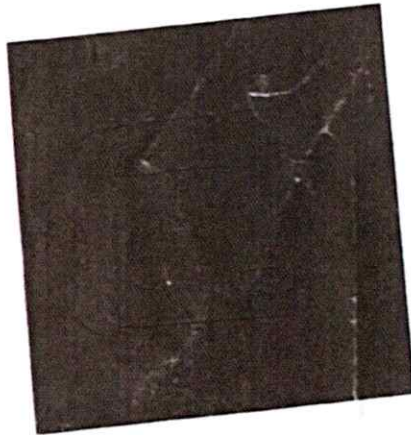
LESS and EXCEPT the following parcels,

Parcel 1 being recorded in Official Record Book 90 at Page 605 1949

Parcel 2 being recorded in Official Record Book 224 at Page 463 1950

Being record in the County of Franklin State of Florida

* AS JOINT TENANTS WITH RIGHTS OF SURVIVORSHIP



I Ralph Richards, gives Cierra Richards permission to re-zone and have an Salon on my property 415 Bay City Rd, Apalachicola FL 32320.

Thank you,
Ralph Richards
8/13/2020

REVIEW OF SEPTEMBER 2020

S.

 NNING & ZONING COMMISSION
APPLICATIONS

1. Consideration of a request for a public hearing to re-zone a 1.86 acre parcel lying in Section 34, Township 8 South, Range 8 West, 410 Bay City Road, Apalachicola, Franklin County, Florida from R-2 Single Family Mobile Home to R-4 Single Family Home Industry. Request submitted by Ralph Richards, applicant.

This request is to allow Cierra Richards, who lives on this property, to operate a beauty salon at her house.

I recommend approving this Rezoning Request.

Mark C. Curenton

Mark C. Curenton
County Planner
September 4, 2020



APPLICATION FOR COMMERCIAL SITE PLAN REVIEW

FRANKLIN COUNTY BUILDING DEPARTMENT

34 Forbes Street, Suite 1, Apalachicola, Florida 32320

Phone: 850-653-9783 Fax: 850-653-9799

http://www.franklincountyflorida.com/planning_building.aspx

APPLICATION MUST BE COMPLETE:

Property Owner/s: Christopher B Varnes
 Contact Information: Home #: 850-653-4355 Cell #: 850-653-6700
 Mailing Address: 12 Marks St City/State/Zip: Apalachicola, FL 32320
 EMAIL Address: CV Maintenance LLC @ Hotmail . Com

Agent Name: _____ Business Name: Recreational Storage
 Contact Information: Office #: _____ Cell #: _____
 Mailing Address: _____ City/State/Zip: _____
 EMAIL Address: _____

PROPERTY DESCRIPTION: 911 Address: 142 Hwy 98
 Lot/s: _____ Block: _____ Subdivision: _____ Unit: _____

Parcel Identification #: 36-08W-07W-0000-0220-0000

JURISDICTION: ☒ Franklin County

☐ Apalachicola ☒ Eastpoint ☐ St. George Island ☐ Carrabelle ☐ Dog Island ☐ Lanark/ St. James ☐ St. Teresa ☐ Alligator Point

Applicant Signature: Christopher B Varnes Date: June 22 2020
 Agent Signature: _____ Date: _____

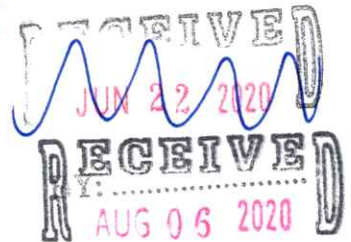
TYPE OF ESTABLISHMENT: Recreational Storage

ITEMS REQUIRED:

- ☒ Signed Application
- ☒ Site Plan
- ☒ Parking Plan
- ☐ Elevations of Building
- ☒ Water & Sewer Letter
- ☐ Stormwater

~~Flood Zone = AE Elev. 13'~~

X (532F)
Flood Zone



BY:

RECOMMENDATION FROM COUNTY PLANNER: _____

PLANNER SIGNATURE: _____ DATE: _____

BOARD APPROVAL DATE: _____



qPublic.net™

Franklin County, FL

T.



Overview



Legend

-  Parcels
-  Roads
-  City Labels

Parcel ID	36-08S-07W-0000-0220-0000	Alternate ID	07W08S36000002200000	Owner Address	SEA-CURED STORAGE LLC
Sec/Twp/Rng	36-8S-7W	Class	VACANT		736 DRIFTWOOD DR
Property Address		Acreage	n/a		LYNN HAVEN, FL 32444
District	5				
Brief Tax Description	9.47 AC M/L IN SEC 36-08S-07W				

(Note: Not to be used on legal documents)

Date created: 8/25/2020

Last Data Uploaded: 8/25/2020 7:51:04 AM

Developed by 

**Edwin G. Brown
& Associates, Inc.**
SURVEYORS * MAPPERS

August 7, 2020
(REVISED: August 7, 2020)

CHRISTOPHER VARNES

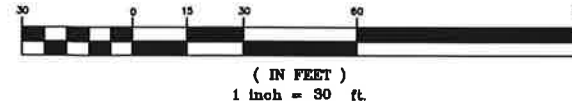
1.00 ACRES

Commence at a found 4x4 concrete monument marking the Northeast corner of the Southwest quarter of Section 36, Township 8 South, Range 7 West, Franklin County, Florida; thence run South 89 degrees 50 minutes 58 seconds East 88.25 feet to a re-bar, said point being the POINT OF BEGINNING; thence leaving said POINT OF BEGINNING run along the Easterly boundary line of Parcel 1, as described in Official Records Book 1203, Page 399, in the public records of Franklin County, Florida., North 00 degrees 04 minutes 03 seconds East 169.02 feet to a concrete monument point marking the intersection of said Easterly boundary line with the Southerly right of way line of a 100.00 foot wide right of way known as U.S Highway #98(State Road #30); thence leaving said Easterly boundary line run along said Southerly right of way line North 87 degrees 02 minutes 40 seconds East 208.72 feet to a re-bar; thence leaving said Southerly right of way line run South 00 degrees 03 minutes 15 seconds West 208.72 feet to a re-bar; thence South 87 degrees 02 minutes 43 seconds West 208.72 feet to a re-bar lying on the Easterly boundary line of Parcel 2 as described in Official Records Book 1203, Page 399 in the Public Records of Franklin County, Florida; thence run North 00 degrees 00 minutes 10 seconds West along said Easterly boundary line for 39.70 feet to the POINT OF BEGINNING. Containing 1.00acre more or less

NOTES:

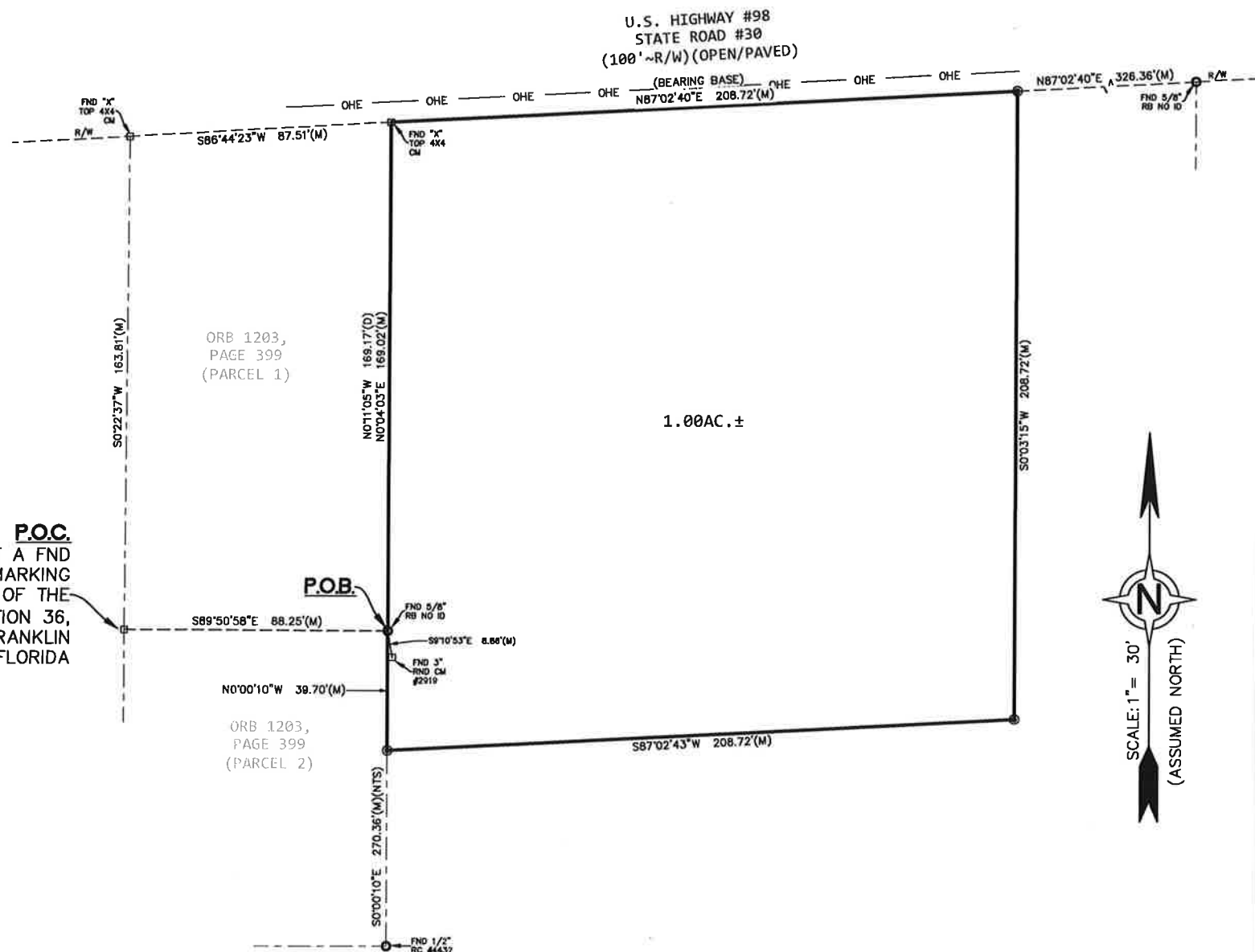
1. No improvements were located in this survey other than those shown hereon.
2. No underground encroachments, utilities or foundations were located in this survey.
3. All measurements shown hereon are Standard U.S. Survey Feet, and decimals thereof.
4. As scaled from Flood Insurance Rate Map for Franklin County, Florida, Community-Panel Number 12037C 0532 F; Date of Firm Index: February 5, 2014. This Property is located in Zone "X".
5. The use of this survey is limited to the specific transaction shown hereon.
6. Subject to zoning setbacks, easements and restrictions of record.
7. Adjoining deeds of record were not provided to this firm.
8. No wetland were located on this survey.
9. Bearings shown hereon are based on the center line bearing of State Road #30 as shown on the Florida Department of Transportation Maintenance Map, Section 49D10, dated March 15, 2001.
10. The parcel shown hereon is a division from a larger parent parcel created under the direction of the client. It is possible that there are local zoning and or subdivision requirements that could pertain to said division.

GRAPHIC SCALE



Commence at a found 4x4 concrete monument marking the Northeast corner of the Southwest quarter of Section 36, Township 8 South, Range 7 West, Franklin County, Florida; thence run South 89 degrees 50 minutes 58 seconds East 88.25 feet to a re-bar, said point being the POINT OF BEGINNING; thence leaving said POINT OF BEGINNING run along the Easterly boundary line of Parcel 1, as described in Official Records Book 1203, Page 399, in the public records of Franklin County, Florida., North 00 degrees 04 minutes 03 seconds East 169.02 feet to a concrete monument point marking the intersection of said Easterly boundary line with the Southerly right of way line of a 100.00 foot wide right of way known as U.S. Highway #98(State Road #30); thence leaving said Easterly boundary line run along said Southerly right of way line North 87 degrees 02 minutes 40 seconds East 208.72 feet to a re-bar; thence leaving said Southerly right of way line run South 00 degrees 03 minutes 15 seconds West 208.72 feet to a re-bar; thence South 87 degrees 02 minutes 43 seconds West 208.72 feet to a re-bar lying on the Easterly boundary line of Parcel 2 as described in Official Records Book 1203, Page 399 in the Public Records of Franklin County, Florida; thence run North 00 degrees 00 minutes 10 seconds West along said Easterly boundary line for 39.70 feet to the POINT OF BEGINNING. Containing 1.00acre more or less

P.O.C.
COMMENCE AT A FND
4X4 CM NO ID MARKING
THE NE CORNER OF THE
SW 1/4 OF SECTION 36,
T-8-S, R-7-W, FRANKLIN
COUNTY, FLORIDA



EDWIN BROWN & ASSOCIATES

SURVEYORS * MAPPERS

(850) 928-3018 888-433-4436 FAX (850) 928-8180
P.O. Box 625 2813 Crawfordville Hwy. Crawfordville, FL 32326

The undersigned surveyor has not been provided a current title opinion or abstract of matters affecting title or boundary to the subject property. It is possible there are deeds of records, unrecorded deeds, easements or other instruments which could affect the boundaries.

Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.

WADE G. BROWN
Surveyor & Mapper
Florida Certificate No. 5959
(LB# 6475)

LEGEND

PP - POWER POLE	SO - STUB OUT
N/C - NAIL AND CAP	ELB - ELECTRIC BOX
RB - RE-BAR	CB - FND CONCRETE MONUMENT
BND - BOUNDARY	SP - SERVICE POLE
FND - FOUND	EP - FND MONUMENTATION
INV - INVERT ELEVATION	EP - EDGE OF PAVEMENT
TV - CABLE TELEVISION BOX	LT - LIGHT POLE
SJC - ST. JOE PAPER COMPANY	CT - CURVE TAG (SEE CURVE TABLE)
OHE - OVERHEAD ELECTRIC LINE	L1 - LINE TAG (SEE LINE TABLE)
SCM - SET 4X4 CONCRETE MONUMENT (#6475)	ID - IDENTIFICATION
T - TOWNSHIP	XX - FIRE HYDRANT
R - RANGE	WV - WATER VALVE
N - NORTH	PH - PHONE BOX
S - SOUTH	WM - WATER METER
E - EAST	SHWL - SEASONAL HIGH WATER LINE
W - WEST	GPL - GENERAL PERMIT LINE
CP - CALCULATED POINT	NTS - NOT TO SCALE
ER - EDGE OF ROAD	MHWL - MEAN HIGH WATER LINE
RND - ROUND	FDOT - FLORIDA DEPARTMENT OF TRANSPORTATION
PT - POINT OF TANGENT	FDEP - FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
POT - POINT OF TERMINUS	
CP - POWER POLE	
CL - CENTER LINE	
C - CALCULATED	
(TYP) - TYPICAL	

CERTIFIED TO:
CHRISTOPHER B. VARNES;
SANDERS & DUNCAN, P.A.;
CHICAGO TITLE INSURANCE COMPANY

REVISION	BY	DATE
REVISED BOUNDARY & LEGAL	AA	8/7/2020

PLAT OF BOUNDARY SURVEY PREPARED FOR
CHRISTOPHER VARNES

PREPARED BY:

EDWIN G. BROWN AND ASSOCIATES, INC.

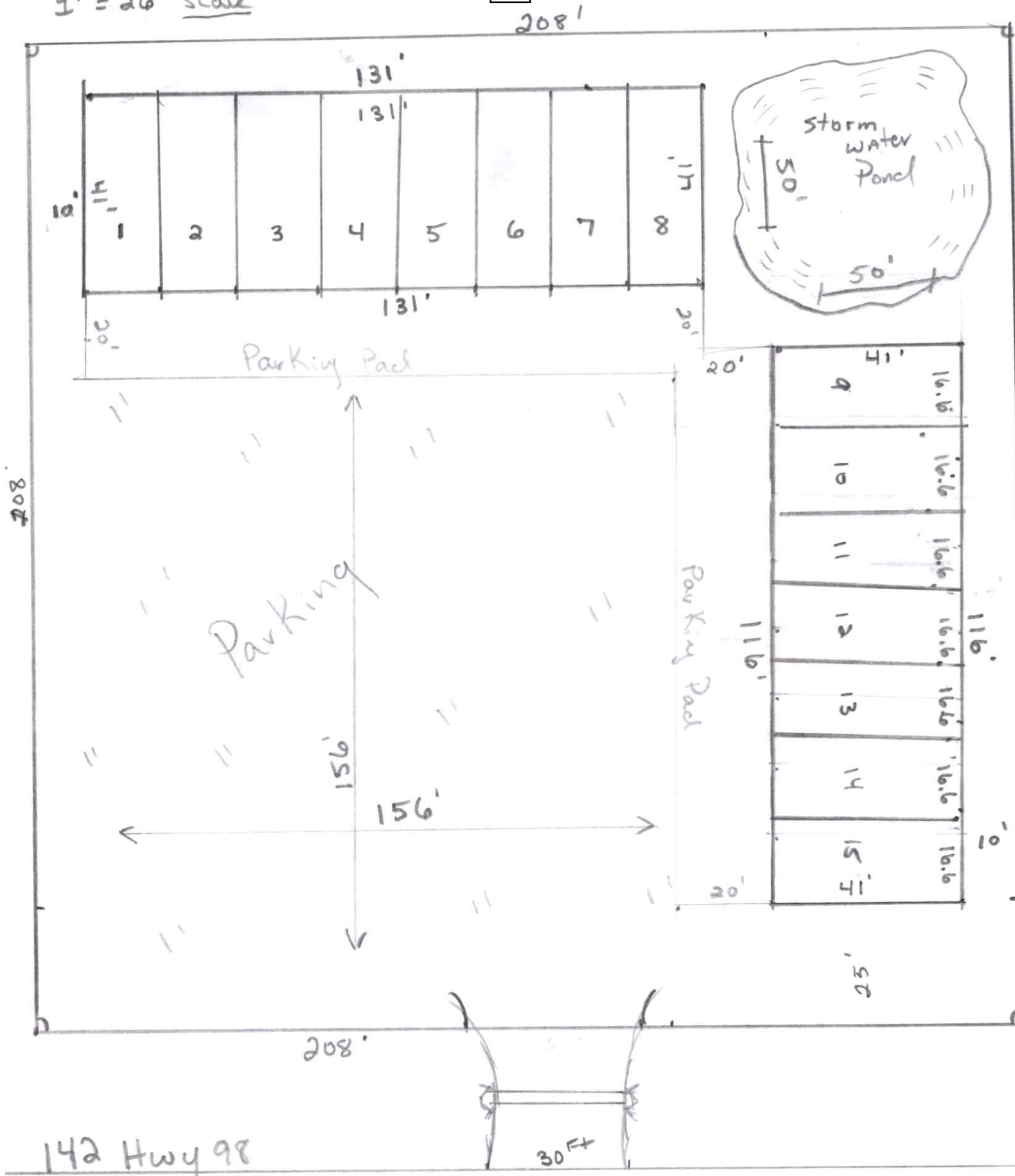
2813 CRAWFORDVILLE HWY. P.O. BOX 625 CRAWFORDVILLE, FL. 32326 (850)928-3018

NOTEBOOK/PAGE	COUNTY: FRANKLIN	DRAWN BY: AA	REVIEWED BY: WGB
NOTEBOOK/PAGE	SECTION: 36	SCALE: 1" = 30'	CHECKED BY: WGB
NOTEBOOK/PAGE	TOWNSHIP: 8-SOUTH	SURVEY DATE: AUGUST 7, 2020	
SHEET: 1 OF 1	RANGE: 7-WEST	JOB NUMBER	PSC#
		19-277	42049

Recreational Storage
 1" = 26' scale

24,336 sq ft Parking gravel
 2500' Tension Pond

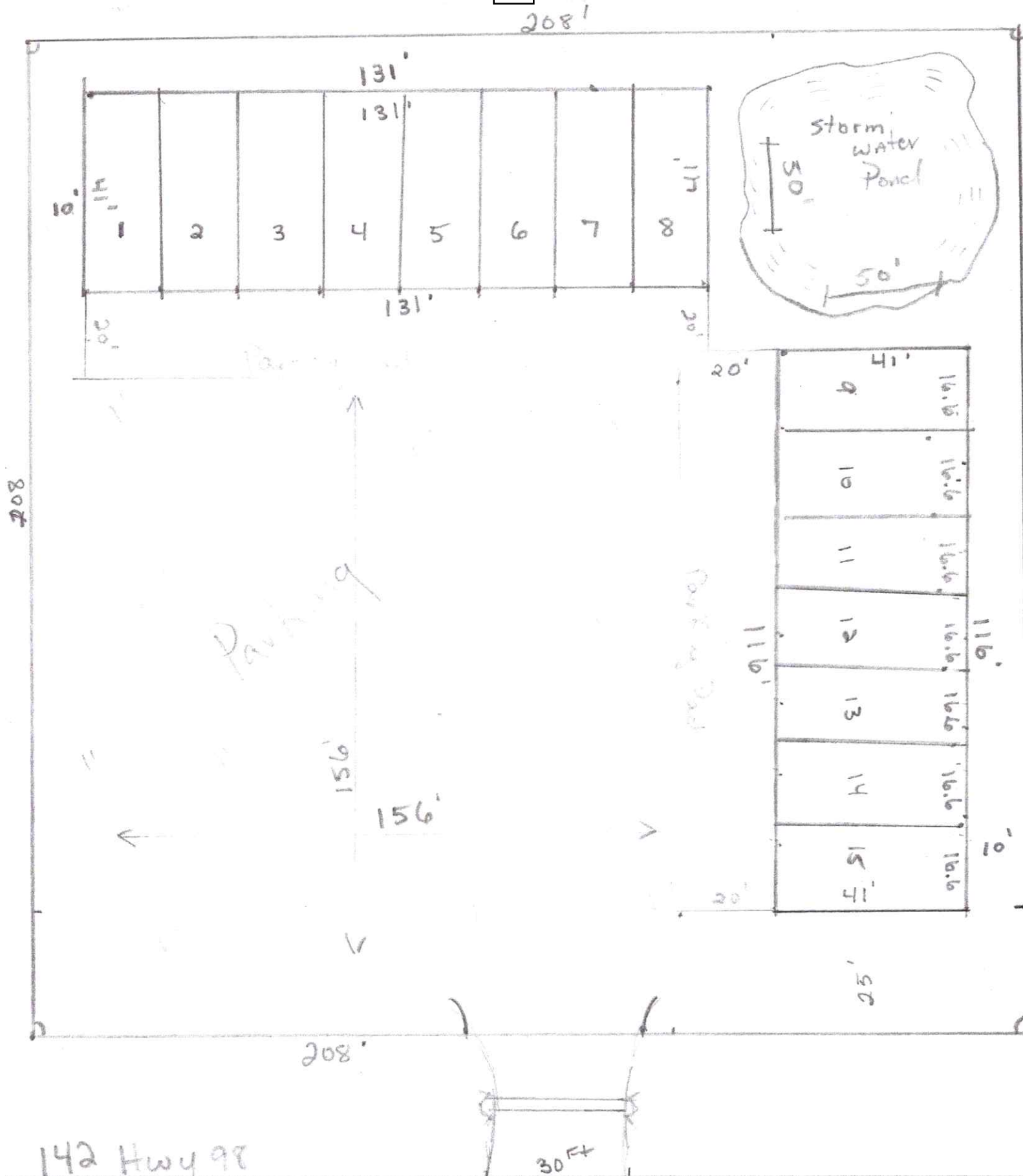
Chris Varnes
 850-653-6700



Recreational Storage

24,550 sq ft parking gravel
250' x 208' Tension Pond

Chris Varnes
850-653-6700



Vacant Land Contract

1 * 1. **Sale and Purchase: Sea-Cured Storage LLC** ("Seller")
 2 * and **Christopher B Varnes** ("Buyer")
 3 (the "parties") agree to sell and buy on the terms and conditions specified below the property ("Property")
 4 described as:

5 * Address: **142 Hwy 98, Eastpoint, FL 32328**
 6 * Legal Description: **9.47 AC M/L IN SEC 36-08S-07W**

11 * SEC ____ /TWP ____ /RNG ____ of **Franklin** County, Florida. Real Property ID No.: **36-08S-07W-0000-0220-0**
 12 * including all improvements existing on the Property and the following additional property:

14 * 2. **Purchase Price:** (U.S. currency) \$ **135,000.00**

15 All deposits will be made payable to "Escrow Agent" named below and held in escrow by:

16 * Escrow Agent's Name: **Sanders & Duncan P.A.**

17 * Escrow Agent's Contact Person: **Ronnie Wallace**

18 * Escrow Agent's Address: **80 Market St., Apalachicola, FL 32320**

19 * Escrow Agent's Phone: **(850)653-8976**

20 * Escrow Agent's Email: **rwallace@fairpoint.net**

21 (a) Initial deposit (\$0 if left blank) (Check if applicable)

22 * ☐ accompanies offer

23 * ☐ will be delivered to Escrow Agent within **3** days (3 days if left blank)

24 * after Effective Date \$ **1,000.00**

25 (b) Additional deposit to be delivered to Escrow Agent (Check if applicable)

26 * ☐ within ____ days (10 days if left blank) after Effective Date

27 * ☐ within ____ days (3 days if left blank) after expiration of Feasibility Study Period \$

28 * (c) Total Financing (see Paragraph 5) (express as a dollar amount or percentage)..... \$

29 * (d) Other: \$

30 (e) Balance to close (not including Buyer's closing costs, prepaid items, and prorations)

31 * to be paid at closing by wire transfer or other Collected funds \$ **134,000.00**

32 * (f) ☐ (Complete only if purchase price will be determined based on a per unit cost instead of a fixed price.) The
 33 * unit used to determine the purchase price is ☐ lot ☐ acre ☐ square foot ☐ other (specify):
 34 * prorating areas of less than a full unit. The purchase price will be \$ _____ per unit based on a
 35 * calculation of total area of the Property as certified to Seller and Buyer by a Florida licensed surveyor in
 36 * accordance with Paragraph 7(c). The following rights of way and other areas will be excluded from the
 37 * calculation: _____

38 3. **Time for Acceptance; Effective Date:** Unless this offer is signed by Seller and Buyer and an executed copy
 39 * delivered to all parties on or before **August 3, 2020**, this offer will be withdrawn and Buyer's deposit, if
 40 any, will be returned. The time for acceptance of any counter offer will be 3 days after the date the counter offer is
 41 delivered. **The "Effective Date" of this contract is the date on which the last one of the Seller and Buyer has**
 42 **signed or initialed and delivered this offer or the final counter offer.**

43 * 4. **Closing Date:** This transaction will close on **August 21, 2020** ("Closing Date"), unless specifically
 44 extended by other provisions of this contract. The Closing Date will prevail over all other time periods including, but
 45 not limited to, Financing and Feasibility Study periods. However, if the Closing Date occurs on a Saturday,
 46 Sunday, or national legal holiday, it will extend to 5:00 p.m. (where the Property is located) of the next business
 47 day. In the event insurance underwriting is suspended on Closing Date and Buyer is unable to obtain property
 48 insurance, Buyer may postpone closing for up to 5 days after the insurance underwriting suspension is lifted. If
 49 this transaction does not close for any reason, Buyer will immediately return all Seller provided documents and
 50 other items.

51 5. **Extension of Closing Date:** If Paragraph 6(b) is checked and Closing Funds from Buyer's lender(s) are not
 52 available on Closing Date due to Consumer Financial Protection Bureau Closing Disclosure delivery requirements

Buyer (CV) () and Seller (CV) () acknowledge receipt of a copy of this page, which is 1 of 3 pages.

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Seymour Realty of St. George, 35 Island Dr. #3 Eastpoint FL 32328
 Mary Seymour

Phone: (850)728-8578 Fax
 Produced with zipForm® by zipLogix 18070 Fifteen Mile Road, Fraser, Michigan 48026 www.zipLogix.com

Varnes 142 Hwy 98

("CFPB Requirements), if applicable, then Closing Date shall be extended for such period necessary to satisfy CFPB Requirements, provided such period shall not exceed 10 days.

6. Financing: (Check as applicable)

(a) ☒ **Buyer** will pay cash for the Property with no financing contingency.

(b) ☐ This contract is contingent on **Buyer** qualifying for and obtaining the commitment(s) or approval(s) specified below ("Financing") within _____ days after Effective Date (Closing Date or 30 days after Effective Date, whichever occurs first, if left blank) ("Financing Period"). **Buyer** will apply for Financing within _____ days after Effective Date (5 days if left blank) and will timely provide any and all credit, employment, financial, and other information required by the lender. If **Buyer**, after using diligence and good faith, cannot obtain the Financing within the Financing Period, either party may terminate this contract and **Buyer's** deposit(s) will be returned.

(1) ☐ **New Financing:** **Buyer** will secure a commitment for new third party financing for \$ _____ or _____ % of the purchase price at (Check one) ☐ a fixed rate not exceeding _____ % ☐ an adjustable interest rate not exceeding _____ % at origination (a fixed rate at the prevailing interest rate based on **Buyer's** creditworthiness if neither choice is selected). **Buyer** will keep **Seller** and Broker fully informed of the loan application status and progress and authorizes the lender or mortgage broker to disclose all such information to **Seller** and Broker.

(2) ☐ **Seller Financing:** **Buyer** will execute a ☐ first ☐ second purchase money note and mortgage to **Seller** in the amount of \$ _____, bearing annual interest at _____ % and payable as follows:

The mortgage, note, and any security agreement will be in a form acceptable to **Seller** and will follow forms generally accepted in the county where the Property is located; will provide for a late payment fee and acceleration at the mortgagee's option if **Buyer** defaults; will give **Buyer** the right to prepay without penalty all or part of the principal at any time(s) with interest only to date of payment; will be due on conveyance or sale; will provide for release of contiguous parcels, if applicable; and will require **Buyer** to keep liability insurance on the Property, with **Seller** as additional named insured. **Buyer** authorizes **Seller** to obtain credit, employment, and other necessary information to determine creditworthiness for the financing. **Seller** will, within 10 days after Effective Date, give **Buyer** written notice of whether or not **Seller** will make the loan.

(3) ☐ **Mortgage Assumption:** **Buyer** will take title subject to and assume and pay existing first mortgage to

LN# _____ in the approximate amount of \$ _____ currently payable at \$ _____ per month, including principal, interest, ☐ taxes and insurance, and having a ☐ fixed ☐ other (describe) _____ interest rate of _____ % which ☐ will ☐ will not escalate upon assumption. Any variance in the mortgage will be adjusted in the balance due at closing with no adjustment to purchase price. **Buyer** will purchase **Seller's** escrow account dollar for dollar. If the interest rate upon transfer exceeds _____ % or the assumption/transfer fee exceeds \$ _____, either party may elect to pay the excess, failing which this contract will terminate; and **Buyer's** deposit(s) will be returned. If the lender disapproves **Buyer**, this contract will terminate; and **Buyer's** deposit(s) will be returned.

7. Assignability: (Check one) **Buyer** ☐ may assign and thereby be released from any further liability under this contract, ☒ may assign but not be released from liability under this contract, or ☐ may not assign this contract.

8. Title: **Seller** has the legal capacity to and will convey marketable title to the Property by ☒ statutory warranty deed ☐ special warranty deed ☐ other (specify) _____, free of liens, easements, and encumbrances of record or known to **Seller**, but subject to property taxes for the year of closing; covenants, restrictions, and public utility easements of record; existing zoning and governmental regulations; and (list any other matters to which title will be subject) _____, provided there exists at closing no violation of the foregoing.

(a) **Title Evidence:** The party who pays for the owner's title insurance policy will select the closing agent and pay for the title search, including tax and lien search (including municipal lien search) if performed, and all other fees charged by closing agent. **Seller** will deliver to **Buyer**, at

(Check one) ☐ **Seller's** ☒ **Buyer's** expense and

(Check one) ☐ within _____ days after Effective Date ☒ at least 5 days before Closing Date,

(Check one)

(1) ☒ a title insurance commitment by a Florida licensed title insurer setting forth those matters to be discharged by **Seller** at or before closing and, upon **Buyer** recording the deed, an owner's policy in the

Buyer (*EB*) () and Seller (*JZF*) acknowledge receipt of a copy of this page, which is 2 of 8 pages.
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amount of the purchase price for fee simple title subject only to the exceptions stated above. If **Buyer** is paying for the owner's title insurance policy and **Seller** has an owner's policy, **Seller** will deliver a copy to **Buyer** within 15 days after Effective Date.

- (2) ☐ an abstract of title, prepared or brought current by an existing abstract firm or certified as correct by an existing firm. However, if such an abstract is not available to **Seller**, then a prior owner's title policy acceptable to the proposed insurer as a base for reissuance of coverage may be used. The prior policy will include copies of all policy exceptions and an update in a format acceptable to **Buyer** from the policy effective date and certified to **Buyer** or **Buyer's** closing agent together with copies of all documents recited in the prior policy and in the update. If such an abstract or prior policy is not available to **Seller**, then (1) above will be the title evidence.

- (b) **Title Examination:** After receipt of the title evidence, **Buyer** will, within 5 days (10 days if left blank) but no later than Closing Date, deliver written notice to **Seller** of title defects. Title will be deemed acceptable to **Buyer** if (i) **Buyer** fails to deliver proper notice of defects or (ii) **Buyer** delivers proper written notice and **Seller** cures the defects within _____ days (30 days if left blank) ("Cure Period") after receipt of the notice. If the defects are cured within the Cure Period, closing will occur within 10 days after receipt by **Buyer** of notice of such cure. **Seller** may elect not to cure defects if **Seller** reasonably believes any defect cannot be cured within the Cure Period. If the defects are not cured within the Cure Period, **Buyer** will have 10 days after receipt of notice of **Seller's** inability to cure the defects to elect whether to terminate this contract or accept title subject to existing defects and close the transaction without reduction in purchase price.

- (c) **Survey:** **Buyer** may, at **Buyer's** expense, have the Property surveyed and must deliver written notice to **Seller**, within 5 days after receiving survey but not later than 5 days before Closing Date, of any encroachments on the Property, encroachments by the Property's improvements on other lands, or deed restriction or zoning violations. Any such encroachment or violation will be treated in the same manner as a title defect and **Seller's** and **Buyer's** obligations will be determined in accordance with Paragraph 8(b).

- (d) **Ingress and Egress:** **Seller** warrants that the Property presently has ingress and egress.

9. **Property Condition:** **Seller** will deliver the Property to **Buyer** at closing in its present "as is" condition, with conditions resulting from **Buyer's** inspections and casualty damage, if any, excepted. **Seller** will not engage in or permit any activity that would materially alter the Property's condition without the **Buyer's** prior written consent.

- (a) **Inspections: (Check (1) or (2))**

- (1) ☒ **Feasibility Study:** **Buyer** will, at **Buyer's** expense and within 15 days (30 days if left blank) ("Feasibility Study Period") after Effective Date and in **Buyer's** sole and absolute discretion, determine whether the Property is suitable for **Buyer's** intended use. During the Feasibility Study Period, **Buyer** may conduct a Phase 1 environmental assessment and any other tests, analyses, surveys, and investigations ("Inspections") that **Buyer** deems necessary to determine to **Buyer's** satisfaction the Property's engineering, architectural, and environmental properties; zoning and zoning restrictions; subdivision statutes; soil and grade; availability of access to public roads, water, and other utilities; consistency with local, state, and regional growth management plans; availability of permits, government approvals, and licenses; and other inspections that **Buyer** deems appropriate. If the Property must be rezoned, **Buyer** will obtain the rezoning from the appropriate government agencies. **Seller** will sign all documents **Buyer** is required to file in connection with development or rezoning approvals. **Seller** gives **Buyer**, its agents, contractors, and assigns, the right to enter the Property at any time during the Feasibility Study Period for the purpose of conducting Inspections, provided, however, that **Buyer**, its agents, contractors, and assigns enter the Property and conduct Inspections at their own risk. **Buyer** will indemnify and hold **Seller** harmless from losses, damages, costs, claims, and expenses of any nature, including attorneys' fees, expenses, and liability incurred in application for rezoning or related proceedings, and from liability to any person, arising from the conduct of any and all Inspections or any work authorized by **Buyer**. **Buyer** will not engage in any activity that could result in a construction lien being filed against the Property without **Seller's** prior written consent. If this transaction does not close, **Buyer** will, at **Buyer's** expense, (i) repair all damages to the Property resulting from the Inspections and return the Property to the condition it was in before conducting the Inspections and (ii) release to **Seller** all reports and other work generated as a result of the Inspections.

Before expiration of the Feasibility Study Period, **Buyer** must deliver written notice to **Seller** of **Buyer's** determination of whether or not the Property is acceptable. **Buyer's** failure to comply with this notice requirement will constitute acceptance of the Property as suitable for **Buyer's** intended use in its "as is" condition. If the Property is unacceptable to **Buyer** and written notice of this fact is timely delivered to **Seller**, this contract will be deemed terminated, and **Buyer's** deposit(s) will be returned.

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(2) ☐ **No Feasibility Study:** Buyer is satisfied that the Property is suitable for Buyer's purposes, including being satisfied that either public sewerage and water are available to the Property or the Property will be approved for the installation of a well and/or private sewerage disposal system and that existing zoning and other pertinent regulations and restrictions, such as subdivision or deed restrictions, concurrency, growth management, and environmental conditions, are acceptable to Buyer. This contract is not contingent on Buyer conducting any further investigations.

(b) **Government Regulations:** Changes in government regulations and levels of service which affect Buyer's intended use of the Property will not be grounds for terminating this contract if the Feasibility Study Period has expired or if Paragraph 9(a)(2) is selected.

(c) **Flood Zone:** Buyer is advised to verify by survey, with the lender, and with appropriate government agencies which flood zone the Property is in, whether flood insurance is required, and what restrictions apply to improving the Property and rebuilding in the event of casualty.

(d) **Coastal Construction Control Line ("CCCL"):** If any part of the Property lies seaward of the CCCL as defined in Section 161.053, Florida Statutes, Seller will provide Buyer with an affidavit or survey as required by law delineating the line's location on the Property, unless Buyer waives this requirement in writing. The Property being purchased may be subject to coastal erosion and to federal, state, or local regulations that govern coastal property, including delineation of the CCCL, rigid coastal protection structures, beach nourishment, and the protection of marine turtles. Additional information can be obtained from the Florida Department of Environmental Protection, including whether there are significant erosion conditions associated with the shore line of the Property being purchased.

☐ Buyer waives the right to receive a CCCL affidavit or survey.

10. Closing Procedure; Costs: Closing will take place in the county where the Property is located and may be conducted by mail or electronic means. If title insurance insures Buyer for title defects arising between the title binder effective date and recording of Buyer's deed, closing agent will disburse at closing the net sale proceeds to Seller (in local cashier's check if Seller requests in writing at least 5 days before closing) and brokerage fees to Broker as per Paragraph 21. In addition to other expenses provided in this contract, Seller and Buyer will pay the costs indicated below.

(a) **Seller Costs:**

Taxes on the deed
Recording fees for documents needed to cure title
Title evidence (if applicable under Paragraph 8)
Estoppel Fee(s)
Other: _____

(b) **Buyer Costs:**

Taxes and recording fees on notes and mortgages
Recording fees on the deed and financing statements
Loan expenses
Title evidence (if applicable under Paragraph 8)
Lender's title policy at the simultaneous issue rate
Inspections
Survey
Insurance
Other: _____

(c) **Prorations:** The following items will be made current and prorated as of the day before Closing Date: real estate taxes (including special benefit tax liens imposed by a CDD), interest, bonds, assessments, leases, and other Property expenses and revenues. If taxes and assessments for the current year cannot be determined, the previous year's rates will be used with adjustment for any exemptions.

(d) **Special Assessment by Public Body:** Regarding special assessments imposed by a public body, Seller will pay (i) the full amount of liens that are certified, confirmed, and ratified before closing and (ii) the amount of the last estimate of the assessment if an improvement is substantially completed as of Effective Date but has not resulted in a lien before closing; and Buyer will pay all other amounts. If special assessments may be paid in paid in installments, ☐ Seller ☒ Buyer (Buyer if left blank) will pay installments due after closing. If Seller is checked, Seller will pay the assessment in full before or at the time of closing. Public body does not include a Homeowners' or Condominium Association.

(e) **PROPERTY TAX DISCLOSURE SUMMARY:** BUYER SHOULD NOT RELY ON THE SELLER'S CURRENT PROPERTY TAXES AS THE AMOUNT OF PROPERTY TAXES THAT BUYER MAY BE OBLIGATED TO PAY IN THE YEAR SUBSEQUENT TO PURCHASE. A CHANGE OF OWNERSHIP OR PROPERTY

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IMPROVEMENTS TRIGGERS REASSESSMENTS OF THE PROPERTY THAT COULD RESULT IN HIGHER PROPERTY TAXES. IF YOU HAVE ANY QUESTIONS CONCERNING VALUATION, CONTACT THE COUNTY PROPERTY APPRAISER'S OFFICE FOR FURTHER INFORMATION.

- (f) **Foreign Investment in Real Property Tax Act ("FIRPTA"):** If **Seller** is a "foreign person" as defined by FIRPTA, **Seller** and **Buyer** will comply with FIRPTA, which may require **Seller** to provide additional cash at closing.
- (g) **1031 Exchange:** If either **Seller** or **Buyer** wish to enter into a like-kind exchange (either simultaneously with closing or after) under Section 1031 of the Internal Revenue Code ("Exchange"), the other party will cooperate in all reasonable respects to effectuate the Exchange including executing documents, provided, however, that the cooperating party will incur no liability or cost related to the Exchange and that the closing will not be contingent upon, extended, or delayed by the Exchange.

11. Computation of Time: Calendar days will be used when computing time periods, except time periods of 5 days or less. Time periods of 5 days or less will be computed without including Saturday, Sunday, or national legal holidays specified in 5 U.S.C. 6103(a). Other than time for acceptance and Effective Date as set forth in Paragraph 3, any time periods provided for or dates specified in this Contract, whether preprinted, handwritten, typewritten or inserted herein, which shall end or occur on a Saturday, Sunday, or national legal holiday (see 5 U.S.C. 6103) shall extend until 5:00 p.m. (where the Property is located) of the next business day. **Time is of the essence in this contract.**

12. Risk of Loss; Eminent Domain: If any portion of the Property is materially damaged by casualty before closing or **Seller** negotiates with a governmental authority to transfer all or part of the Property in lieu of eminent domain proceedings or an eminent domain proceeding is initiated, **Seller** will promptly inform **Buyer**. Either party may terminate this contract by written notice to the other within 10 days after **Buyer's** receipt of **Seller's** notification, and **Buyer's** deposit(s) will be returned, failing which **Buyer** will close in accordance with this contract and receive all payments made by the governmental authority or insurance company, if any.

13. Force Majeure: **Seller** or **Buyer** will not be required to perform any obligation under this contract or be liable to each other for damages so long as the performance or non-performance of the obligation is delayed, caused, or prevented by an act of God or force majeure. An "act of God or force majeure" is defined as hurricanes, earthquakes, floods, fire, unusual transportation delays, wars, insurrections, and any other cause not reasonably within the control of **Seller** or **Buyer** and which by the exercise of due diligence the non-performing party is unable in whole or in part to prevent or overcome. All time periods, including Closing Date, will be extended for the period that the act of God or force majeure is in place. However, in the event that such act of God or force majeure event continues beyond 30 days, either party may terminate this contract by delivering written notice to the other; and **Buyer's** deposit(s) will be returned.

14. Notices: All notices will be in writing and delivered to the parties and Broker by mail, personal delivery, or electronic means. **Buyer's failure to timely deliver written notice to Seller, when such notice is required by this contract, regarding any contingency will render that contingency null and void, and this contract will be construed as if the contingency did not exist. Any notice, document, or item delivered to or received by an attorney or licensee (including a transactions broker) representing a party will be as effective as if delivered to or received by that party.**

15. Complete Agreement; Persons Bound: This contract is the entire agreement between **Seller** and **Buyer**. Except for brokerage agreements, no prior or present agreements will bind **Seller**, **Buyer**, or **Broker** unless incorporated into this contract. Modifications of this contract will not be binding unless in writing, signed or initialed, and delivered by the party to be bound. Electronic signatures will be acceptable and binding. This contract, signatures, initials, documents referenced in this contract, counterparts, and written modifications communicated electronically or on paper will be acceptable for all purposes, including delivery, and will be binding. Handwritten or typewritten terms inserted in or attached to this contract prevail over preprinted terms. If any provision of this contract is or becomes invalid or unenforceable, all remaining provisions will continue to be fully effective. **Seller** and **Buyer** will use diligence and good faith in performing all obligations under this contract. This contract will not be recorded in any public record. The terms "**Seller**," "**Buyer**," and "**Broker**" may be singular or plural. This contract is binding on the heirs, administrators, executors, personal representatives, and assigns, if permitted, of **Seller**, **Buyer**, and **Broker**.

16. Default and Dispute Resolution: This contract will be construed under Florida law. This Paragraph will survive closing or termination of this contract.

- (a) **Seller Default:** If **Seller** fails, neglects, or refuses to perform **Seller's** obligations under this contract, **Buyer** may elect to receive a return of **Buyer's** deposit(s) without thereby waiving any action for damages resulting

Buyer (*W*) () and Seller (*877*) () acknowledge receipt of a copy of this page, which is 5 of 8 pages.
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from **Seller's** breach and may seek to recover such damages or seek specific performance. **Seller** will also be liable for the full amount of the brokerage fee.

- (b) **Buyer Default:** If **Buyer** fails, neglects, or refuses to perform **Buyer's** obligations under this contract, including payment of deposit(s), within the time(s) specified, **Seller** may elect to recover and retain the deposit(s), paid and agreed to be paid, for the account of **Seller** as agreed upon liquidated damages, consideration for execution of this contract, and in full settlement of any claims, whereupon **Seller** and **Buyer** will be relieved from all further obligations under this contract; or **Seller**, at **Seller's** option, may proceed in equity to enforce **Seller's** rights under this contract.

- 17. Attorney's Fees; Costs:** In any litigation permitted by this Contract, the prevailing party shall be entitled to recover from the non-prevailing party costs and fees, including reasonable attorney's fees, incurred in conducting the litigation. This Paragraph 16 shall survive Closing or termination of this Contract.

- 18. Escrow Agent; Closing Agent:** **Seller** and **Buyer** authorize Escrow Agent and closing agent (collectively "Agent") to receive, deposit, and hold funds and other items in escrow and, subject to Collection, disburse them upon proper authorization and in accordance with Florida law and the terms of this contract, including disbursing brokerage fees. "Collection" or "Collected" means any checks tendered or received have become actually and finally collected and deposited in the account of Agent. The parties agree that Agent will not be liable to any person for misdelivery of escrowed items to **Seller** or **Buyer**, unless the misdelivery is due to Agent's willful breach of this contract or gross negligence. If Agent interpleads the subject matter of the escrow, Agent will pay the filing fees and costs from the deposit and will recover reasonable attorneys' fees and costs to be paid from the escrowed funds or equivalent and charged and awarded as court costs in favor of the prevailing party.

- 19. Professional Advice; Broker Liability:** Broker advises **Seller** and **Buyer** to verify all facts and representations that are important to them and to consult an appropriate professional for legal advice (for example, interpreting this contract, determining the effect of laws on the Property and this transaction, status of title, foreign investor reporting requirements, the effect of property lying partially or totally seaward of the CCCL, etc.) and for tax, property condition, environmental, and other specialized advice. **Buyer** acknowledges that Broker does not reside in the Property and that all representations (oral, written, or otherwise) by Broker are based on **Seller** representations or public records. **Buyer** agrees to rely solely on **Seller**, professional inspectors, and government agencies for verification of the Property condition and facts that materially affect Property value. **Seller** and **Buyer** respectively will pay all costs and expenses, including reasonable attorneys' fees at all levels, incurred by Broker and Broker's officers, directors, agents, and employees in connection with or arising from **Seller's** or **Buyer's** misstatement or failure to perform contractual obligations. **Seller** and **Buyer** hold harmless and release Broker and Broker's officers, directors, agents, and employees from all liability for loss or damage based on (i) **Seller's** or **Buyer's** misstatement or failure to perform contractual obligations; (ii) the use or display of listing data by third parties, including, but not limited to, photographs, images, graphics, video recordings, virtual tours, drawings, written descriptions, and remarks related to the Property; (iii) Broker's performance, at **Seller's** or **Buyer's** request, of any task beyond the scope of services regulated by Chapter 475, Florida Statutes, as amended, including Broker's referral, recommendation, or retention of any vendor; (iv) products or services provided by any vendor; and (v) expenses incurred by any vendor. **Seller** and **Buyer** each assume full responsibility for selecting and compensating their respective vendors. This Paragraph will not relieve Broker of statutory obligations. For purposes of this Paragraph, Broker will be treated as a party to this contract. This Paragraph will survive closing.

- 20. Commercial Real Estate Sales Commission Lien Act:** If the Property is commercial real estate as defined by Section 475.701, Florida Statutes, the following disclosure will apply: The Florida Commercial Real Estate Sales Commission Lien Act provides that when a broker has earned a commission by performing licensed services under a brokerage agreement with you, the broker may claim a lien against your net sales proceeds for the broker's commission. The broker's lien rights under the act cannot be waived before the commission is earned.

- 21. Brokers:** The licensee(s) and brokerage(s) named below are collectively referred to as "Broker." **Instruction to closing agent:** **Seller** and **Buyer** direct Closing Agent to disburse at Closing the full amount of the brokerage fees as specified in separate brokerage agreements with the parties and cooperative agreements between the Brokers, except to the extent Broker has retained such fees from the escrowed funds. This Paragraph will not be used to modify any MLS or other offer of compensation made by **Seller** or listing broker to cooperating brokers.

Zach Ferrell
Seller's Sales Associate/License No.

Mary Seymour/ BK 3038733
Buyer's Sales Associate/License No.

Buyer (*W*) () and Seller (*ZF*) () acknowledge receipt of a copy of this page, which is 6 of 6 pages.
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zachferrell98@gmail.com
Seller's Sales Associate Email Address

(850)527-2330
Seller's Sales Associate Phone Number

NAI Talcor - WindMark
Listing Brokerage
101 Good Morning St
Port Saint Joe, FL 32456-4765
Listing Brokerage Address

mary@seymourrealtysgi.com
Buyer's Sales Associate Email Address

(850)728-8578
Buyer's Sales Associate Phone Number

Seymour Realty of St. George Island
Buyer's Brokerage
35 Island Dr. # 9
Eastpoint, FL 32328
Buyer's Brokerage Address

22. Addenda: The following additional terms are included in the attached addenda and incorporated into this Contract (Check if applicable):

- ☐ A. Back-up Contract
☐ B. Other

* 23. Additional Terms:

Buyer is paying all closing costs including a 2% commission to seller broker only.
Developer is required to subdivide parcel and provide survey which will reflect dimensions of 208.5 x 208.5 with 208.5 frontage on the west corner of Hwy 98

COUNTER-OFFER/REJECTION

- * ☐ Seller counters Buyer's offer (to accept the counter-offer, Buyer must sign or initial the counter-offered terms and deliver a copy of the acceptance to Seller).
* ☐ Seller rejects Buyer's offer

This is intended to be a legally binding contract. If not fully understood, seek the advice of an attorney before signing.

* Buyer: Christopher B Varnes Date: Aug 3 2020

* Print name: Christopher B Varnes

* Buyer: _____ Date: _____

* Print name: _____

Buyer's address for purpose of notice:

* Address: 12 Mark St. Apalachicola, FL 32328

* Phone: (850)653-6700 Fax: _____ Email: cvmaintenancelc@hotmail.com

* Seller: John Zachery Ferrell Date: 8/3/2020

* Print name: Sea-Cured Storage LLC

* Seller: _____ Date: _____

* Print name: _____

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383 **Seller's** address for purpose of notice:

384 * Address: _____

385 * Phone: _____ Fax: _____ Email: _____

386 * **Effective Date:** _____ (The date on which the last party signed or initialed and delivered the
387 **final offer or counter offer.**)

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Varnes 142 Hwy



RHINO STEEL BUILDING SYSTEMS

4305 I-35 North - Denton, TX 76207 www.rhinobldg.com

Phone: 940.220.5196 Fax: 888.687.3602 Toll Free: 888.320.7466

Quoted by:	Zach Freis
Quote:	080420-02

CUSTOMER INFORMATION

Name:	Chris Varnes B1	County:	Franklin	Date:	8/4/2020
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BUILDING SPECIFICATIONS

Width:	41	Bldg Code:	FBC-2017	Live Load:	20	Wall Color:	Choice of Colors
Length:	var	Collateral Load:	1	Bay Spacing:	16.33	Roof Color:	Galvalume
Eave Ht:	15	Wind Load:	128/EXP C	# Bays:	9	Trim Color:	Choice of Colors
Roof Pitch */12:	0.5	Ground Snow:	0	Girt Condition:	Bypass	Column:	Tapered

ACCESSORIES

Walk Doors:	by others	
Framed Openings:	17 - 12x14 with Full Cover Trim	Included
Windows:	By others	
Gutters & Downs:	Gutters and Downspouts on Back Sidewalls	Included
Insulation:	All Bldg - 4" R-13, WMP-50 Backing(Polypropylene Facing/Metallized Polyester Backing)	Option
Overhead Doors:	15-12x14 (3100 Series Wind Rated Roll Up Doors)	Included
Notes:	Clear Span, Base Angle and Trim	Included
	Building 2 -41x132 SS	Included

RHINO STEEL BUILDINGS - STANDARD FEATURES and BENEFITS

25 years on all silicon polyester roof and wall panels from

chalking or fading. **40 years** on all Kynar roof and wall panels from chalking or fading.

26 Gauge PBR Panels – Rhino Standard PBR for roof and wall panels feature extra overlap for increased strength and water resistance.

Base Trim – A colored steel edge that the wall panel rests on resulting in two major benefits: eliminates the need for concrete sheet notch and prevents panels from resting on concrete which may later cause rusting.

Full Cover Trim – added to all framed openings to enhance looks and resulting in more finished look.

Weather Proofing – At base, eave and rake. Another standard feature that includes closures strips, mastic, and flashing to ensure a weather tight building.

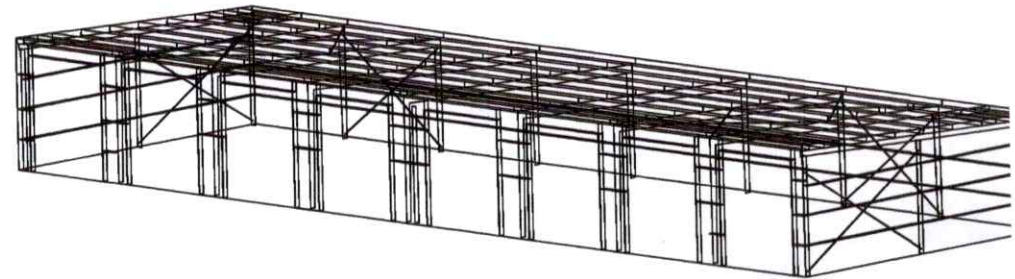
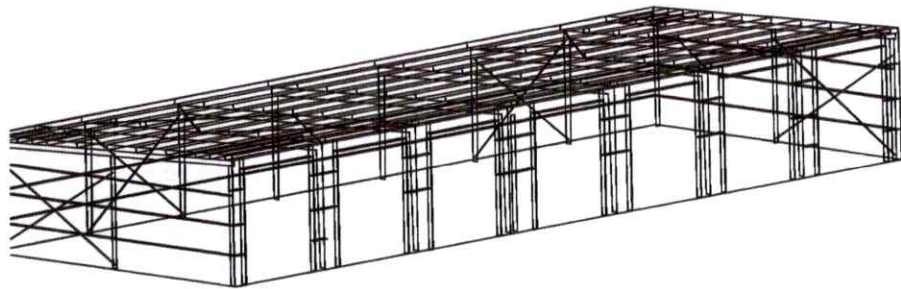
Price includes - 3 sets of engineer stamped drawings and anchor bolt plans.

Freight	Included
Sales Tax (If Applicable):	Not Included
Total Building Price	\$ 98,725.33

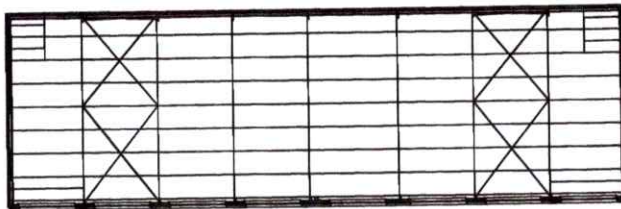
* 25% Deposit Required w/ Order
 * Remaining Balance Due C.O.D.
 * Anchor bolts are not included.
 * Price is Valid for 15 days

Customer is responsible for confirming loads with local authority.

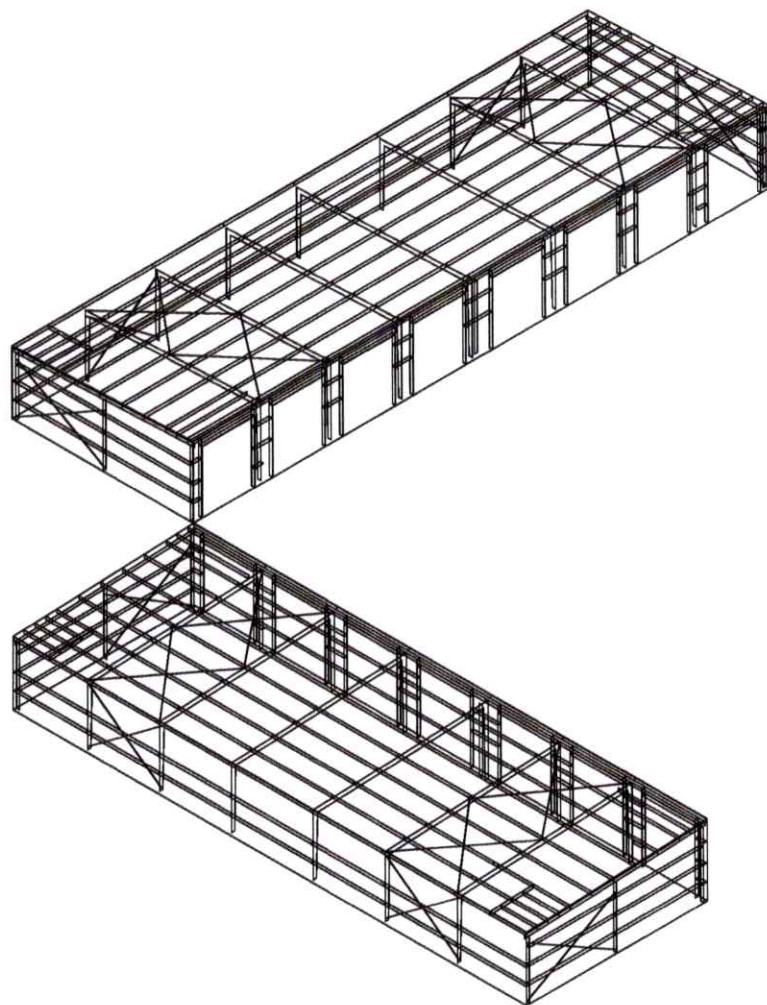
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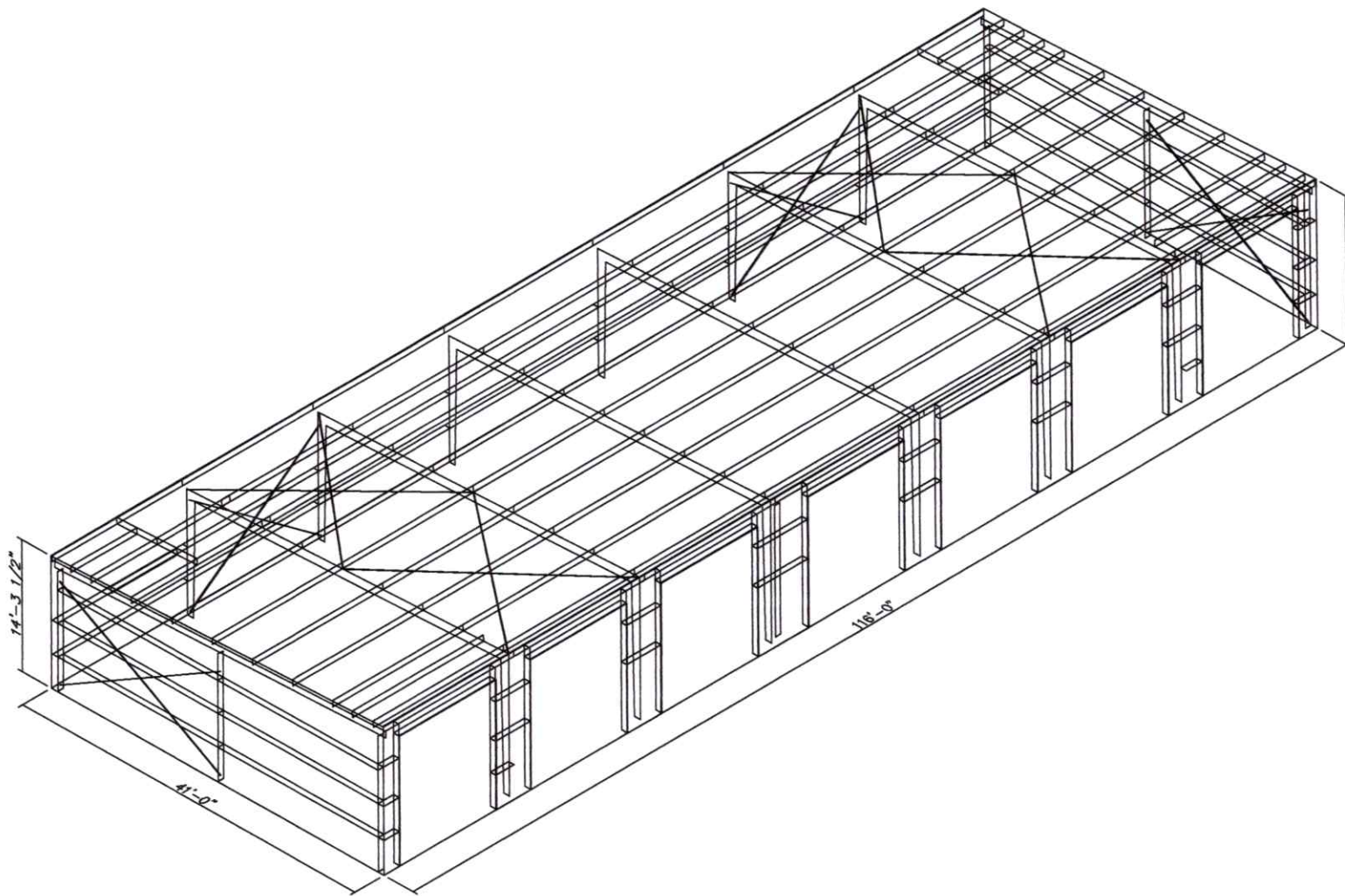


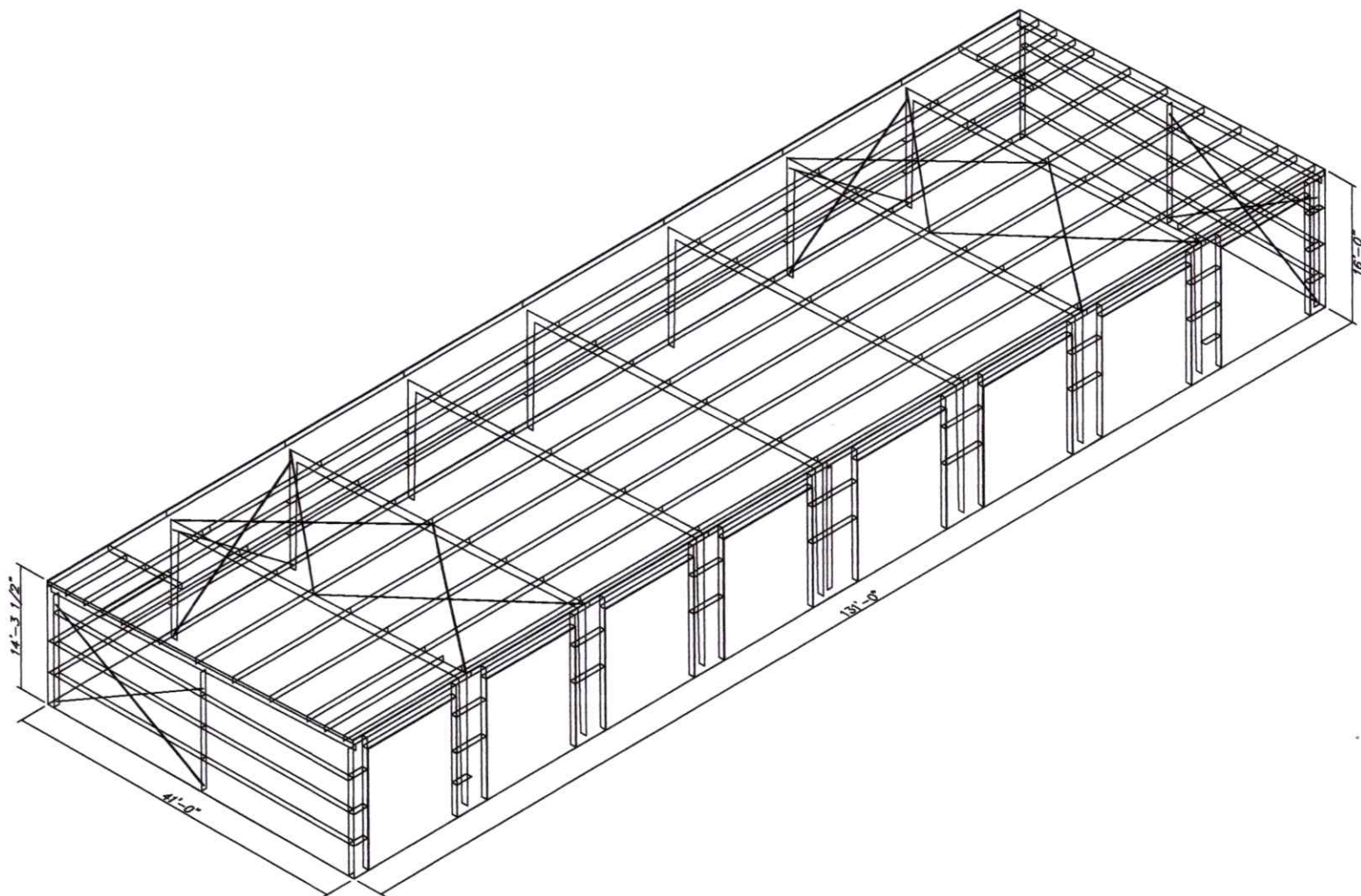
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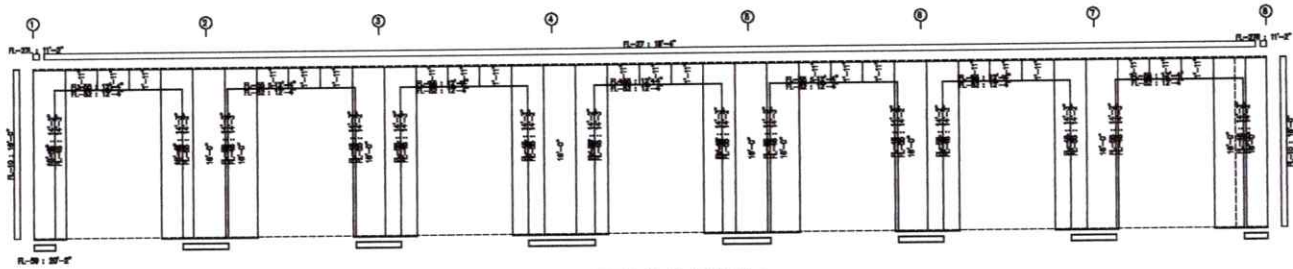
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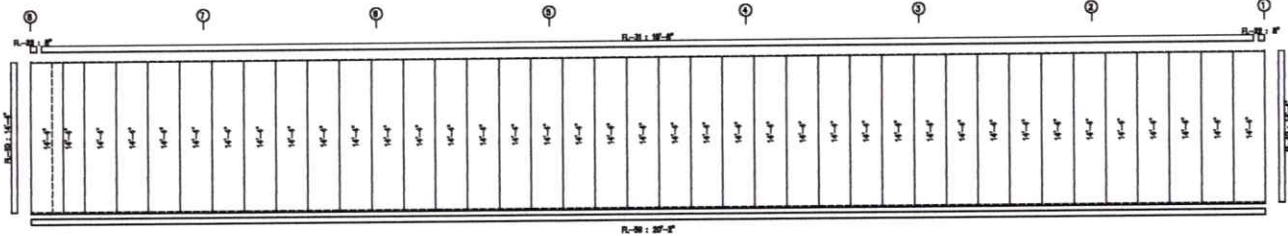




PRELIMINARY DRAWING USE ONLY FOR REFERENCE.



SIDEWALL SHEETING & TRIM: FRAME LINE A
FINISH: 20 No. FPM - Steel Stud Color



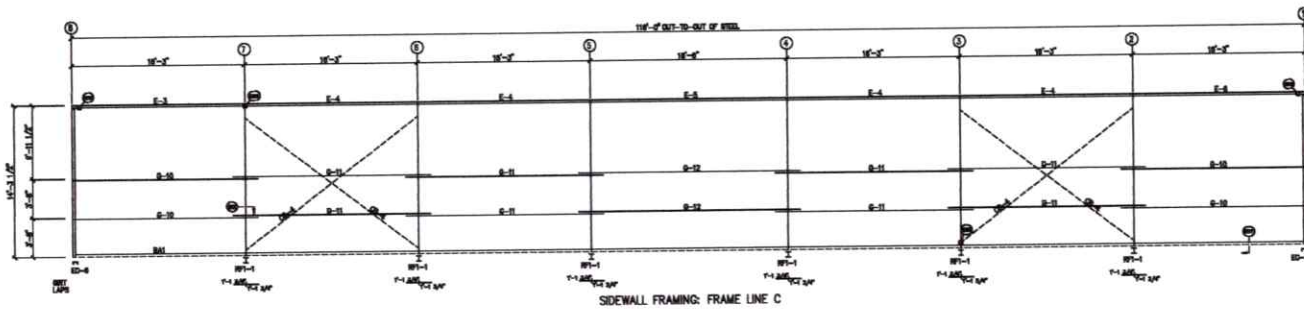
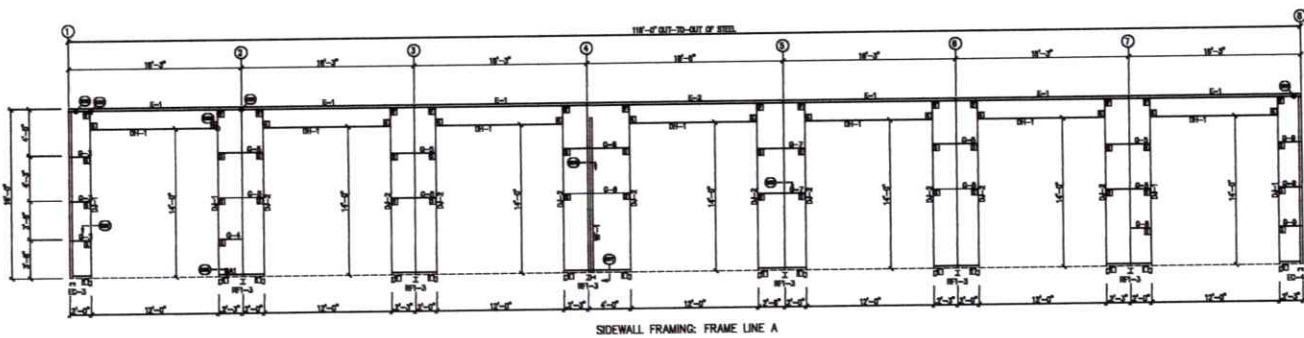
SIDEWALL SHEETING & TRIM: FRAME LINE C
FINISH: 20 No. FPM - Steel Stud Color

GENERAL NOTES:
1. THIS DRAWING IS FOR INFORMATION ONLY AND IS NOT TO BE USED FOR CONSTRUCTION.
2. ALL DIMENSIONS ARE IN FEET AND INCHES.
3. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.
4. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.

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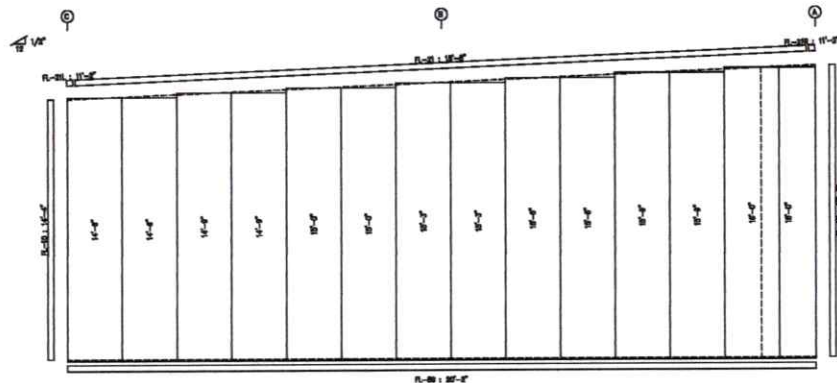
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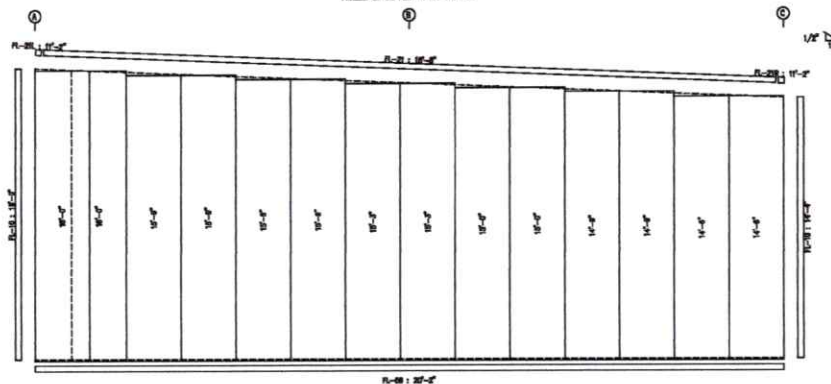
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ENDWALL SHEETING & TRIM: FRAME LINE 1
PANELS: 25 Gs. PER - Need Std. Color

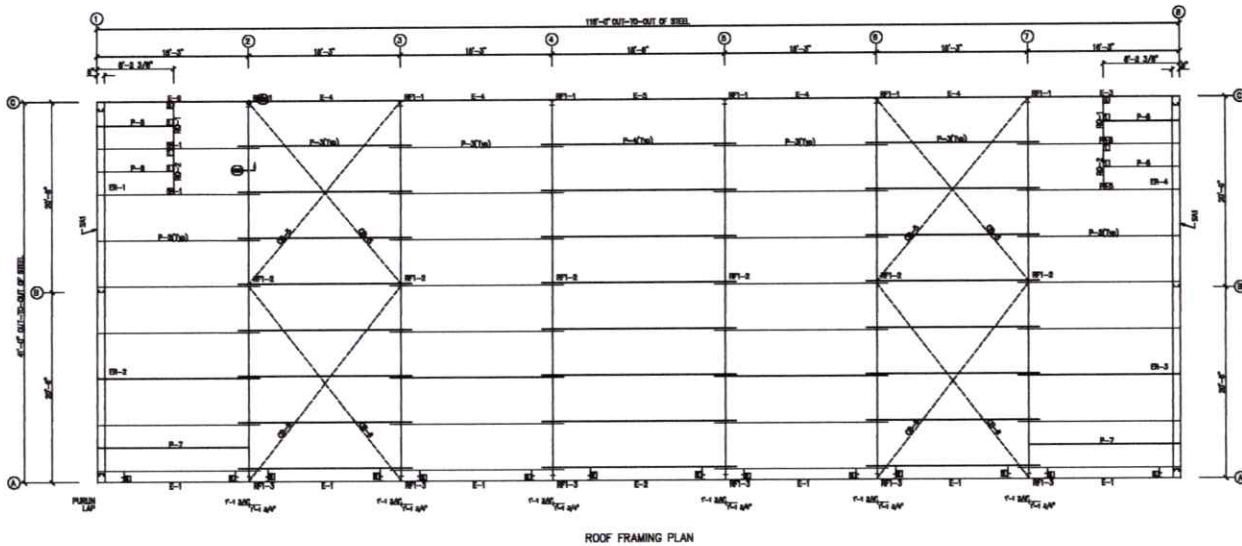


ENDWALL SHEETING & TRIM: FRAME LINE 8
PANELS: 28 Gd. PBR - Need Std. Color

GENERAL NOTES:
TRIM IS FIGURED WITH 2" TRIM LAP UNLESS NOTED ON A DETAIL.
FIELD CUT PANELS AT FRAME OPENINGS, WALKDOORS, AND WINDOWS.
FIELD SLOT DRYS AS REQUIRED FOR CABLE TRACE CLEARANCE.

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PRELIMINARY DRAWING USE ONLY FOR REFERENCE.



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PROJECT INFORMATION

PROJECT: **ROOF FRAMING PLAN**

CLIENT: **Chile Ventes 2013/2014 BT 55**

DESIGNER: **FL 32328**

CHECKER: **8/ 4/20 (A.1.3)**

APPROVER: **080430-03**

DATE: **8/ 4/20**

SCALE: **1/8" = 1'-0"**

BY: **FL 32328**

DATE: **8/ 4/20**

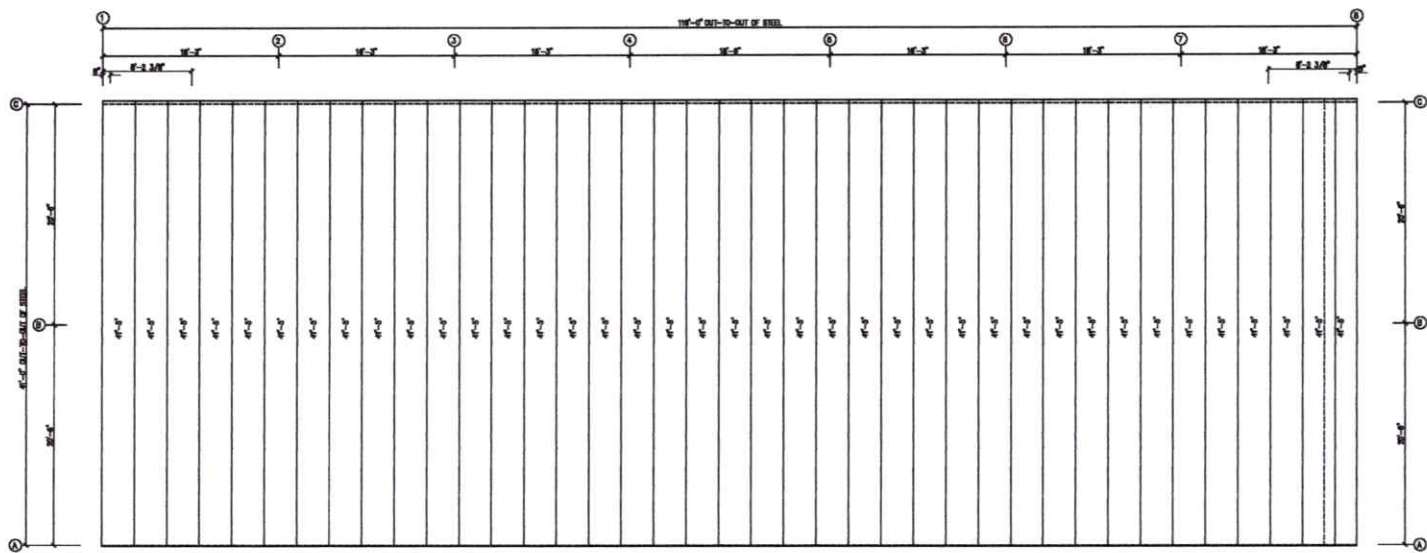
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BY: **FL 32328**

DATE: **8/ 4/20**

SCALE: **1/8" = 1'-0"**

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ROOF SHEETING PLAN
PANELS: 26 Ga. PBR - Galvalume Steel

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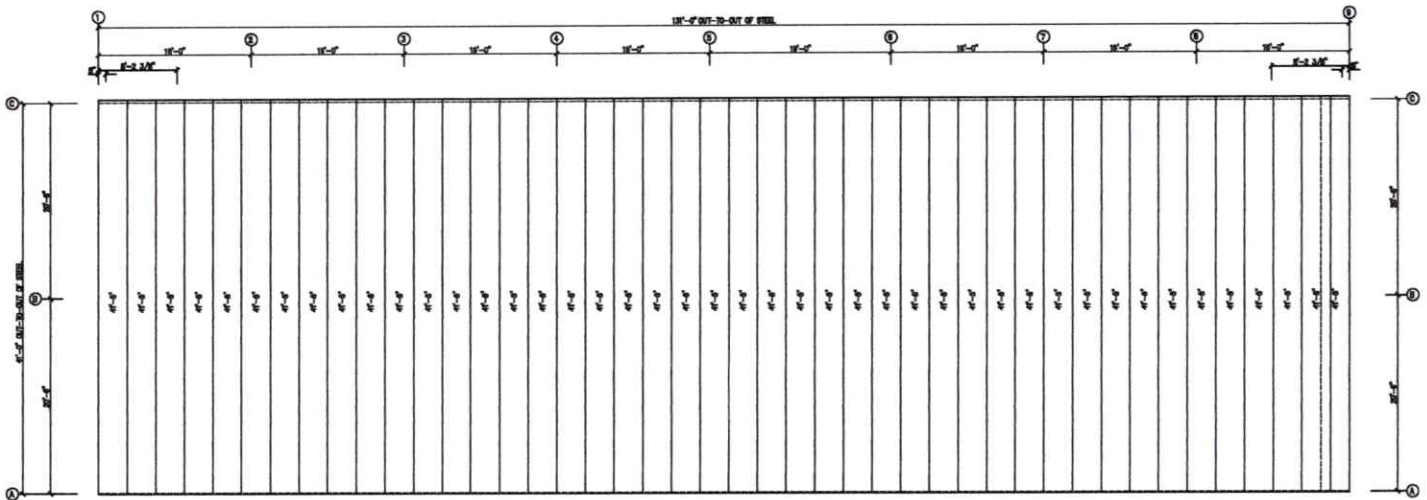
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PRELIMINARY DRAWING USE ONLY FOR REFERENCE.



ROOF SHEETING PLAN
PANELS 36 IN. PER - Substrate Slips

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PROJECT INFORMATION

PROJECT: **ROOF SHEETING PLAN**

CLIENT: **CHS, Inc.**

PROJECT NO: **0145928**

DATE: **8/ 4/20**

BY: **CHS**

PROJECT NO: **0145928**

DATE: **8/ 4/20**

BY: **CHS**

PROJECT NO: **0145928**

DATE: **8/ 4/20**

BY: **CHS**

T.
**REVIEW OF SEPTEMBER 2020 PLANNING & ZONING COMMISSION
APPLICATIONS**

1. Consideration of a request for Commercial Site Plan Review to install (1-containing 8 units) 131' x 41' and (1-containing 7 units) 116' x 41' commercial recreational storage buildings on a 1 acre parcel located in Section 36, Township 8 South, Range 7 West, 136 US Highway 98, Eastpoint, Franklin County, Florida. Request submitted by Christopher Varnes, applicant.

The property is currently zoned C-2 Commercial Business. The proposed meets the required setbacks and shows sufficient parking and areas proposed for stormwater retention. This proposal meets the requirements for commercial development.

I recommend approving this Commercial Site Plan.

Mark C. Curenton

Mark C. Curenton
County Planner
September 4, 2020

EXHIBIT A

Inst:0200509922 Date:11/17/2005 Time:15:07

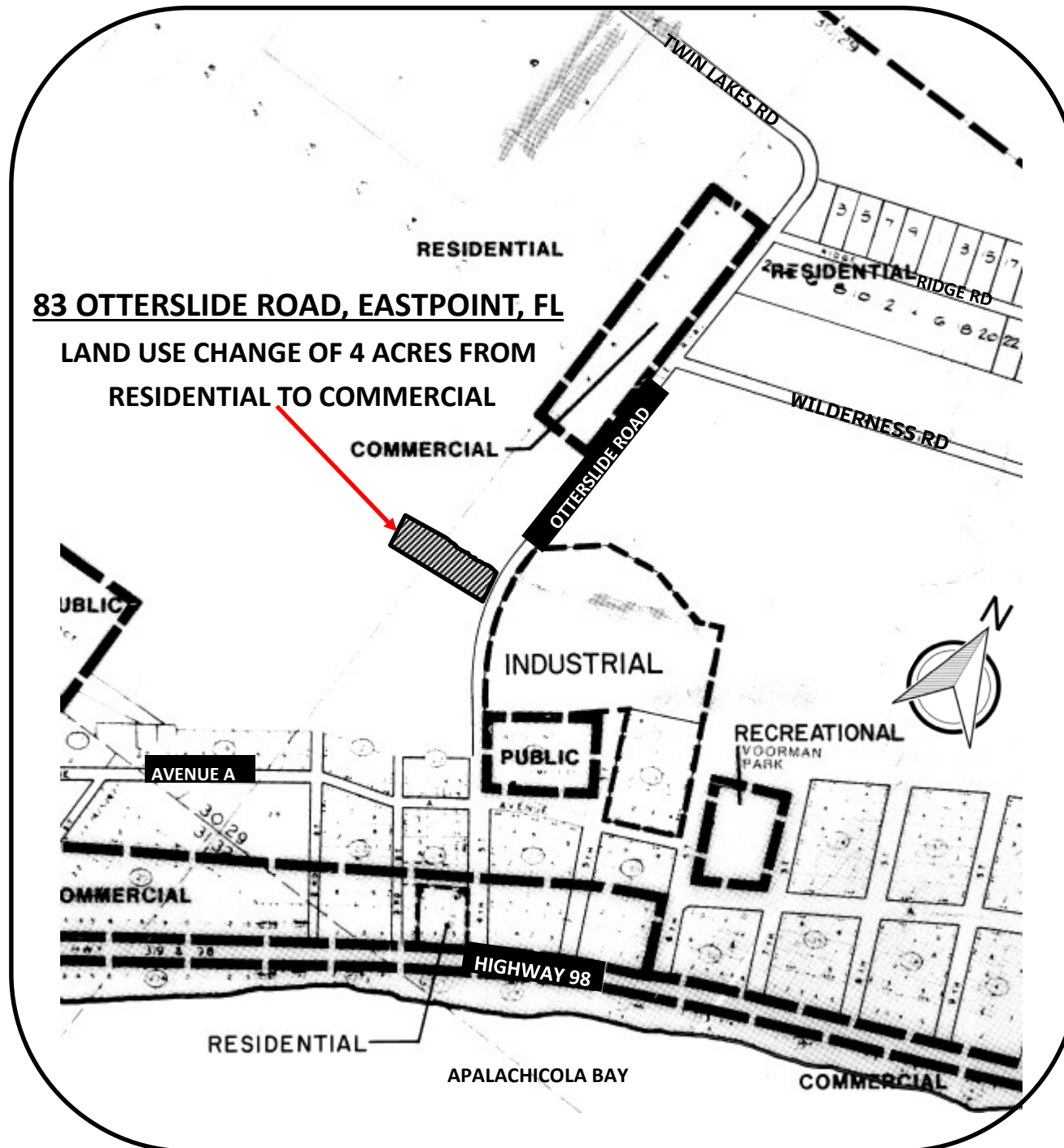
Doc Stamp-Deed : 0.00

DC, Marcia Johnson, FRANKLIN County B:879 P:342

Commence at a concrete monument marking the Northeast corner of Section 30, Township 8 South, Range 6 West, Franklin County, Florida and run South 00 degrees 45 minutes 08 seconds West 659.56 feet to a re-rod (marked #5826) lying on the Southerly right-of-way boundary of Twin Lakes Road said point also marking a point of curve to the right, thence run Easterly and Southeasterly along said right-of-way boundary and said curve having a radius of 251.23 through a central angle of 87 degrees 15 minutes 38 seconds for an arc distance of 382.62 feet (chord being South 45 degrees 52 minutes 09 seconds East 346.70 feet) to a re-rod (marked #5826) lying on the Westerly right-of-way boundary of Otter Slide Road, thence run Southerly along said right-of-way boundary the following 3 courses: South 02 degrees 12 minutes 53 seconds East 187.49 feet to a re-rod (marked #5826), South 02 degrees 12 minutes 41 minutes East 523.03 feet to a re-rod (marked #4440), South 02 degrees 14 minutes 46 seconds East 1408.69 feet to a re-rod (marked #4261) marking the POINT OF BEGINNING. From said POINT OF BEGINNING continue South 02 degrees 14 minutes 46 seconds East along said right-of-way boundary a distance of 8.06 feet to a re-rod (marked #5826), marking a point of curve to the left, thence run Southerly along said right-of-way boundary and said curve having a radius of 2351.32 feet through a central angle of 04 degrees 39 minutes 24 seconds for an arc distance of 191.11 feet (chord being South 04 degrees 33 minutes 45 seconds East 191.05 feet) to a re-rod (marked #4261), thence leaving said right-of-way boundary run West 886.79 feet to a re-rod (marked #4261), thence run North 198.50 feet to a re-rod (marked #4261), thence run East 871.23 feet to the POINT OF BEGINNING containing 4.00 acres, more or less.

EXHIBIT "A"

EXHIBIT U. B



AN ORDINANCE AMENDING THE FRANKLIN COUNTY COMPREHENSIVE PLAN TO CHANGE THE PERMITTED LAND USE OF A 4 +/- ACRE PARCEL LYING IN SECTION 30, TOWNSHIP 8 SOUTH, RANGE 6 WEST, EASTPOINT, FRANKLIN COUNTY, FLORIDA FROM RESIDENTIAL TO COMMERCIAL.

**ORDINANCE 2020- _____
FRANKLIN COUNTY, FLORIDA**

WHEREAS, the Board of County Commissioners of Franklin County, Florida has received a recommendation from Mark C. Curenton, County Planner for Franklin County pursuant to Ordinance No. 2020-15 for changing the land use of private real property, and

WHEREAS, the Board of County Commissioners of Franklin County, Florida has conducted a public hearing with due notice.

NOW, THEREFORE, BE IT RESOLVED BY THE FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS that:

The permitted land use of a 4 +/- acre parcel lying in Section 30, Township 8 South, Range 6 West, Eastpoint, Franklin County, Florida as shown on the attached Legal Description labeled Exhibit A and the Map labeled Exhibit B, is changed from Residential to Commercial.

This Ordinance adopted this _____ day of _____, 2020, in regular meeting of the Franklin County Board of County Commissioners after notice was duly given, and pursuant to Chapter 163, Florida Statutes.

**THE FRANKLIN COUNTY BOARD OF
COUNTY COMMISSIONERS**

BY: _____
Noah Lockley, Jr. Chairman

ATTEST:

Marcia M. Johnson, Clerk of Court

EXHIBIT A

Inst:0200509922 Date:11/17/2005 Time:15:07

Doc Stamp-Deed : 0.00

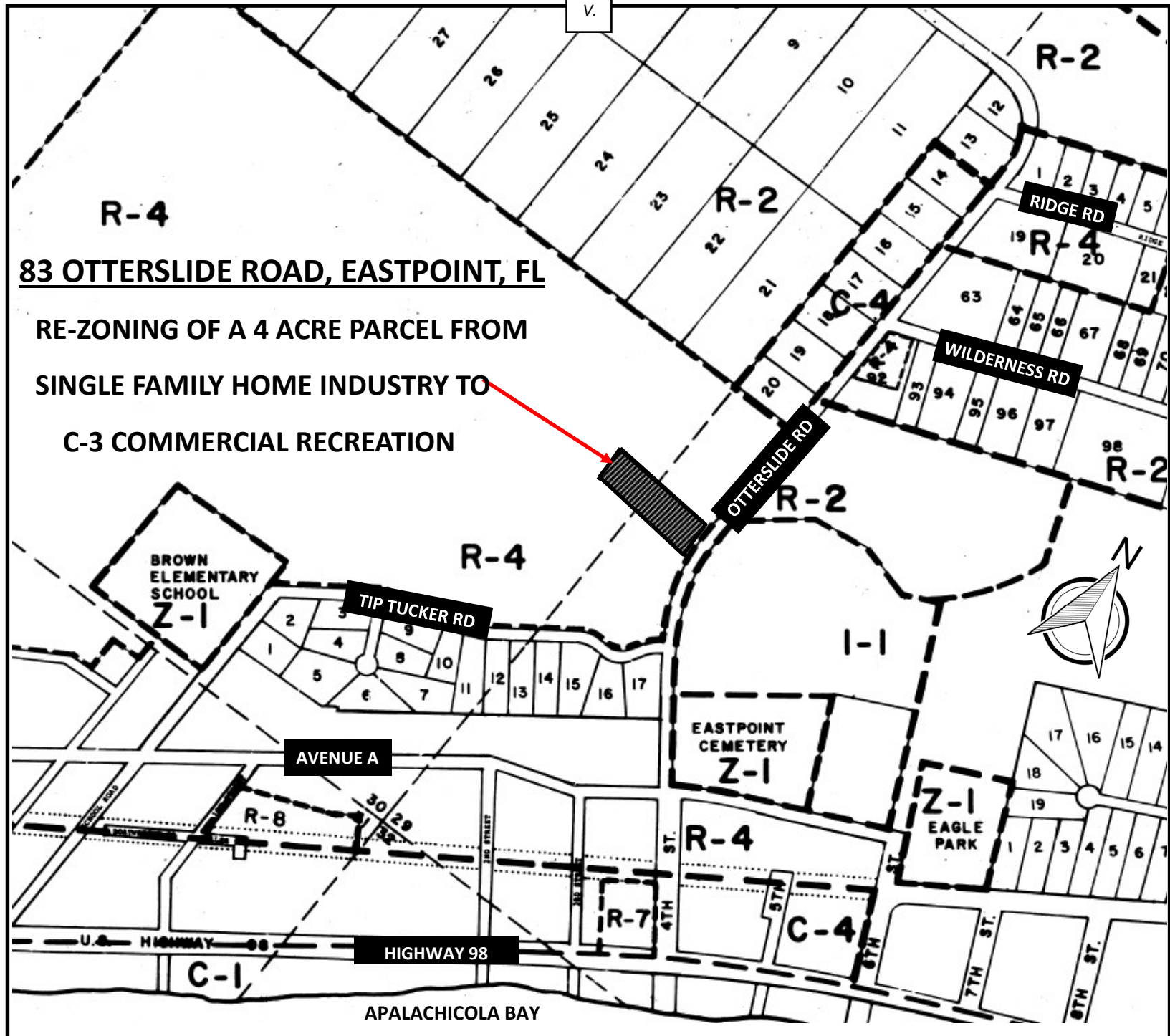
DC, Marcia Johnson, FRANKLIN County B:879 P:342

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EXHIBIT "A"

EXHIBIT B

V.



AN ORDINANCE RE-ZONING A 4 +/- ACRE PARCEL LYING IN SECTION 30, TOWNSHIP 8 SOUTH, RANGE 6 WEST, EASTPOINT, FRANKLIN COUNTY, FLORIDA FROM R-4 SINGLE FAMILY HOME INDUSTRY TO C-3 COMMERCIAL RECREATION.

**ORDINANCE 2020- _____
FRANKLIN COUNTY, FLORIDA**

WHEREAS, the Board of County Commissioners of Franklin County, Florida has received a recommendation from Mark C. Curenton, County Planner for Franklin County pursuant to Ordinance No. 2020-15 for changing the zoning of private real property, and

WHEREAS, the Board of County Commissioners of Franklin County, Florida has conducted a public hearing with due notice.

NOW, THEREFORE, BE IT RESOLVED BY THE FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS that:

The permitted zoning of a 4 +/- acre parcel lying in Section 30, Township 8 South, Range 6 West, Eastpoint, Franklin County, Florida as shown on the attached Legal Description labeled Exhibit A and the Map labeled Exhibit B, is changed from R-4 Single Family Home Industry to C-3 Commercial Recreation.

This Ordinance adopted this _____ day of _____, 2020, in regular meeting of the Franklin County Board of County Commissioners after notice of intent to adopt it as a rezoning of less than 5% of the County. This ordinance shall take effect when notice of receipt of a certified copy of same is returned from the Florida Secretary of State.

**THE FRANKLIN COUNTY BOARD OF
COUNTY COMMISSIONERS**

BY: _____
Noah Lockley, Jr. Chairman

ATTEST:

Marcia M. Johnson, Clerk of Court

EXHIBIT A

Thurman Roddenberry and Associates, Inc.
*Professional Surveyors and Mappers*PO Box 100
125 Sheldon Street
Seacherry, Florida 32118
USAPhone: 850-962-2538
Fax: 850-962-1103

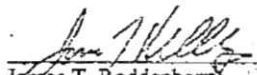
February 23, 2004

Legal Description of a 1.42 Acre Tract
Certified To: Bruce Millender,
Apalachicola State Bank,
Dodd Title Company, Inc.,
Stewart Title Guaranty Company

I hereby certify that this is a true and correct representation of the following described property and that this description meets the minimum technical standards for land surveying (Chapter 61G17-6, Florida Administrative Code).

Begin at a concrete monument marking the Southeast corner of Section 30, Township 8 South, Range 6 West, Franklin County, Florida. From said POINT OF BEGINNING run West 290.37 feet to angle iron, thence run North 36 degrees 02 minutes 41 seconds West 101.46 feet to an iron pipe lying on the Southeasterly right-of-way boundary of Avenue "A", thence run North 54 degrees 09 minutes 48 seconds East along said right-of-way boundary 320.15 feet to an iron rod and cap (marked #4261), thence leaving said right-of-way boundary run South 35 degrees 53 minutes 02 seconds East 154.52 feet to an iron rod and cap (marked #4261), thence run South 00 degrees 00 minutes 53 seconds West 144.29 feet to the POINT OF BEGINNING containing 1.42 acres more or less.

The undersigned surveyor has not been provided a current title opinion or abstract of matters affecting title or boundary to the subject property. It is possible there are deeds of records, unrecorded deeds, easements or other instruments which could affect the boundaries.


James T. Roddenberry
Surveyor and Mapper
Florida Certificate No: 4261

04-070

EXHIBIT "A"

Inst:0200409837 Date:10/21/2004 Time:14:20

Doc Stamp-Deed : 1330.00

DC,Kendall Wade,FRANKLIN County B:817 P:712

AN ORDINANCE AMENDING THE FRANKLIN COUNTY COMPREHENSIVE PLAN TO CHANGE THE PERMITTED LAND USE OF A 1.39 +/- ACRE PARCEL LYING IN SECTION 30, TOWNSHIP 8 SOUTH, RANGE 6 WEST, EASTPOINT, FRANKLIN COUNTY, FLORIDA FROM RESIDENTIAL TO COMMERCIAL.

**ORDINANCE 2020- _____
FRANKLIN COUNTY, FLORIDA**

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This Ordinance adopted this _____ day of _____, 2020, in regular meeting of the Franklin County Board of County Commissioners after notice was duly given, and pursuant to Chapter 163, Florida Statutes.

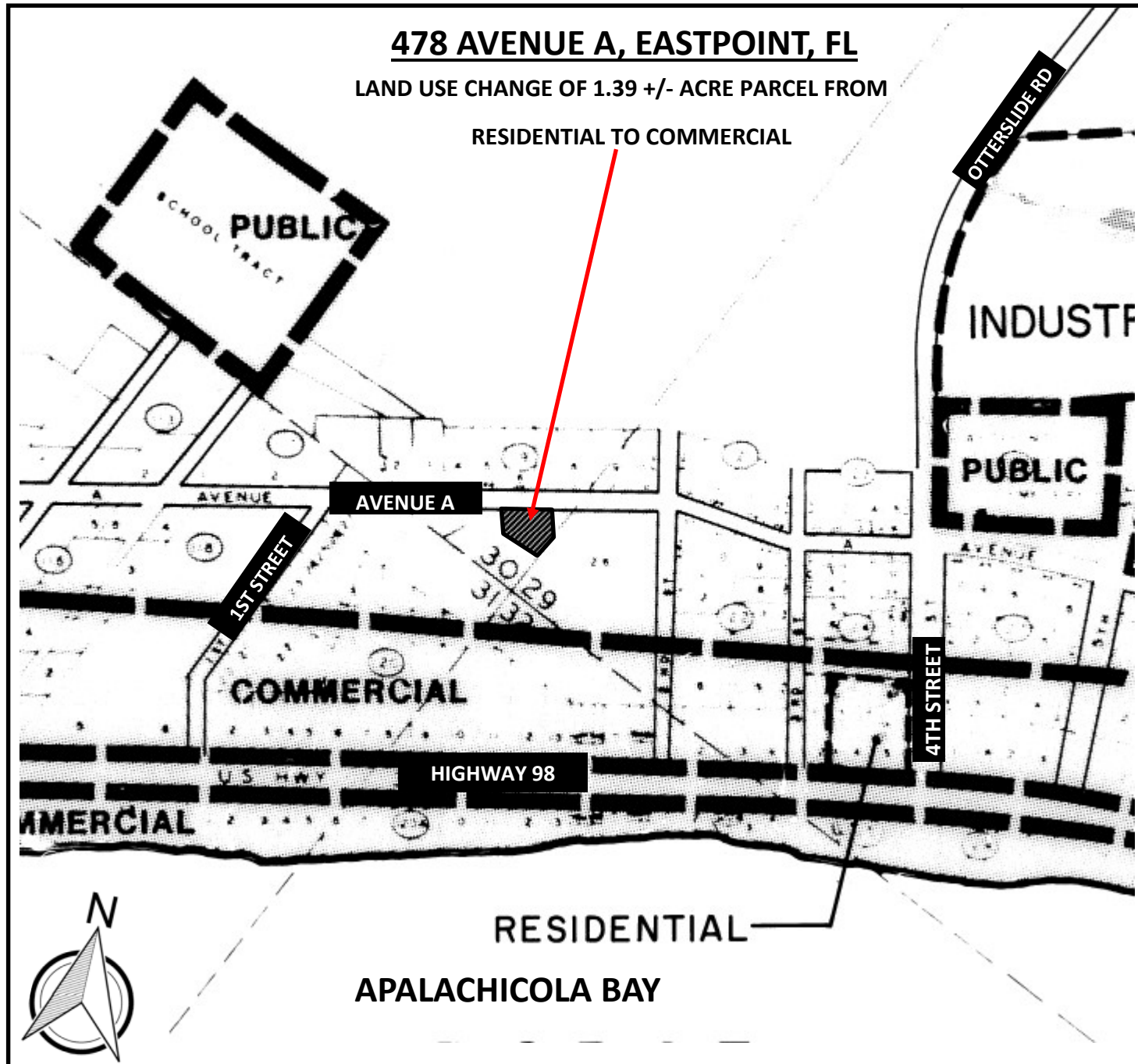
**THE FRANKLIN COUNTY BOARD OF
COUNTY COMMISSIONERS**

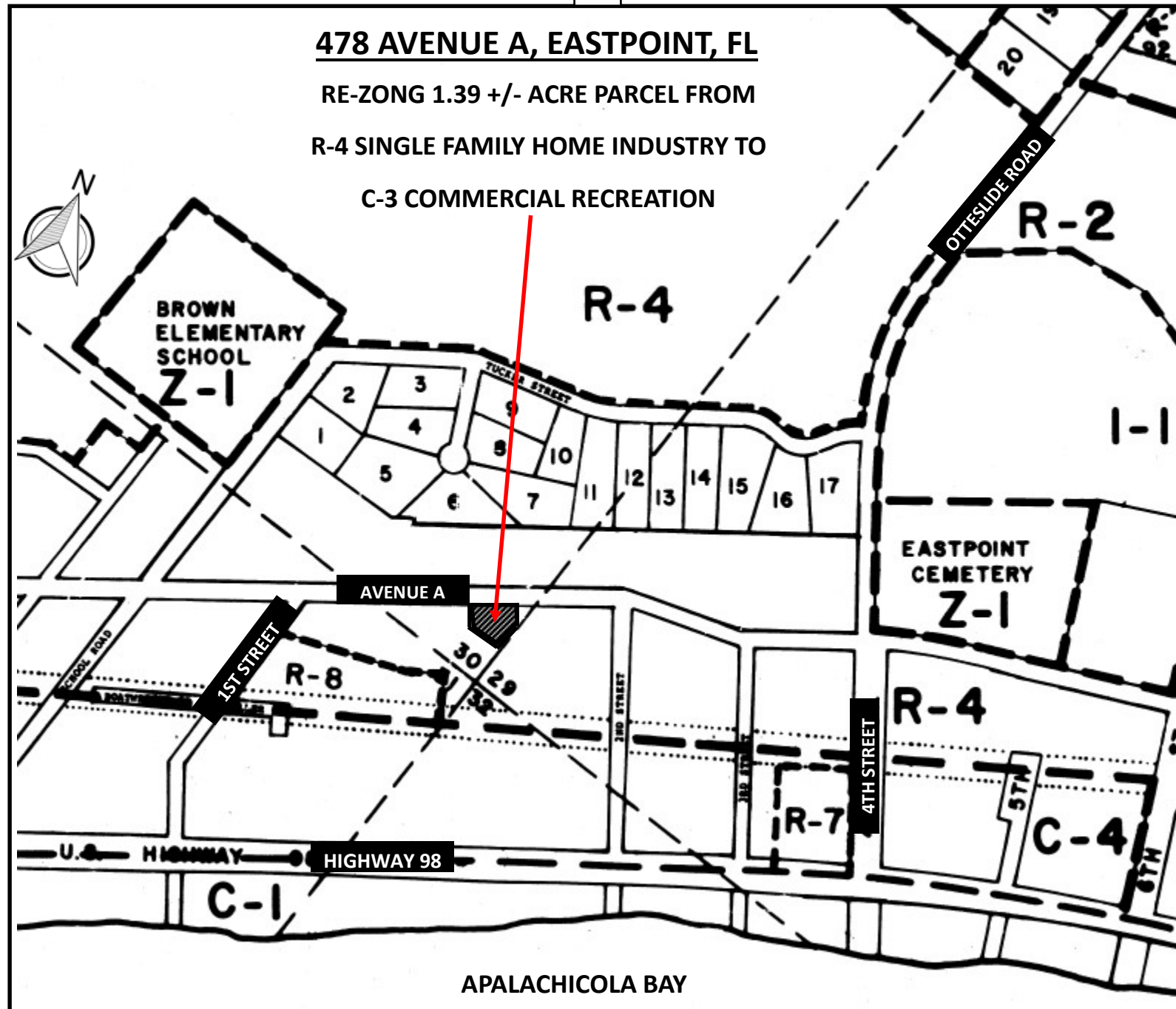
BY: _____
Noah Lockley, Jr. Chairman

ATTEST:

Marcia M. Johnson, Clerk of Court

EXHIBIT B





X.
EXHIBIT A

Thurman Roddenberry and Associates, Inc.
Professional Surveyors and Mappers

PO Box 100
125 Sheldon Street
Seacherry, Florida 32118
USA

Phone: 850-962-2538
Fax: 850-962-1103

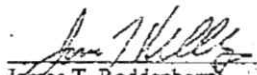
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Legal Description of a 1.42 Acre Tract
Certified To: Bruce Millender,
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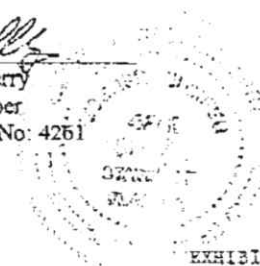
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**THE FRANKLIN COUNTY BOARD OF
COUNTY COMMISSIONERS**

BY: _____
Noah Lockley, Jr. Chairman

ATTEST:

Marcia M. Johnson, Clerk of Court

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
NOTICE TO RECEIVE SEALED BIDS
FPID #429854-4-58-01**

The Franklin County Board of County Commissioners will receive sealed bids from any qualified person, company or corporation interested in constructing:

C.R. 370 ALLIGATOR POINT MULTI-USE TRAIL AND BIKE PATH

Project is located in Franklin County, Florida and consists of approximately 1 mile of 5' bike lanes and 1 mile of 10' multi-use path construction on CR 370/Alligator Drive at Alligator Point, Florida.

Plans and specifications can be obtained by contacting Cortni Bankston, Administrative Assistant, at cortnib@franklincountyflorida.com or 850-653-9783 x-180. The bid must conform to Section 287.133(3) Florida Statutes, on public entity crimes.

This project is federally funded with assistance from the Florida Department of Transportation (FDOT) and the Federal Highway Administration (FHWA). By submitting a bid, the company certifies that no principal (which includes officers, directors, or executives) is presently suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation on this transaction by any Federal Department or Agency.

All bidders shall be FDOT qualified per Section 2-1 of the FDOT Standard Specifications for Road and Bridge Construction, latest edition in the following work classes: Grading, Flexible Paving, and Hot Plant Mix-Bituminous Course.

Completion date for this project will be 150 days from the date of the Notice to Proceed presented to the successful bidder.

A 5% bid bond will be required from any firm submitting a proposal in excess of \$150,000. For contracts of \$250,000 or more, a performance and payment bond for 100% of the contract amount will be required to be maintained and in effect throughout the life of the contract.

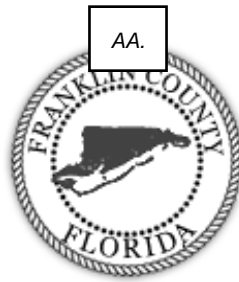
Liquidated damages for failure to complete the project on the specified date will be set at \$1,690.00 per day.

Bids will be received until 4:30 p.m. (EDT), on Monday, September 14, 2020, at the Franklin County Clerk's Office, Franklin County Courthouse, 33 Market Street, Suite 203, Apalachicola, Florida 32320, and will be opened and read aloud on Tuesday, September 15, 2020, at the County Commission meeting beginning at 9:00 a.m. (EDT) at 34 Forbes Street, Apalachicola, Florida. The outside of the envelope should be marked "**Sealed Bid – C.R. 370 ALLIGATOR POINT MULTI-USE TRAIL AND BIKE PATH**".

The Board of County Commissioners reserves the right to waive informalities in any bid, to accept and/or reject any and all bids. If the contract is to be awarded, it will be awarded to the lowest responsive bidder. All bids shall remain firm for a period of sixty days after the opening.

All bidders shall comply with all applicable State and local laws concerning licensing, registration and regulation of contractors doing business in the State of Florida.

All technical questions must be addressed in writing and emailed to Cortni Bankston at cortnib@franklincountyflorida.com.



MEETING DATE: September 15, 2020
NAME/DEPARTMENT/AGENCY: Alan Pierce, Consulting Report
TOTAL ATTACHMENTS: 1

=====

Consulting Board Report

Information Items

1. Inform Board that Mr. Shuler and I have reviewed a draft agreement generated by TRIUMPH staff for our \$1M TRIUMPH airport project. At this time, the county's airport project is on the Sept. 24 TRIUMPH Board agenda for approval. If the TRIUMPH Board approves the draft prepared by their own staff then it will be sent to the county for approval.

Mr. Shuler may have some additional comments, but the essential change to this draft is that the clawback risk has been substantially reduced because the TRIUMPH agreement now includes as a match only the FDOT project that is currently under construction at the airport, the access road. The previous draft agreements included several million dollars worth of FDOT projects the county expects to materialize but are not guaranteed, so TRIUMPH staff agreed to remove those projects from the clawback conditions.

The county commission will need to vote on the TRIUMPH agreement after the TRIUMPH Board approves it. The county should receive the TRIUMPH agreement sometime in October. Once the agreement is fully executed, the next step will be for the county to complete the design of the fuel farm improvements. The TRIUMPH agreement allows for the county to use existing consultants (AVCON) to complete the design work and supervise the construction, so the only part to be bid out will be the construction phase. AVCON was selected through a competitive bid process, and the county will have to provide TRIUMPH proof of the selection process, but I have spoken directly to TRIUMPH staff about the need and the logic for using AVCON and they understand that is the county's intention.

In order to get the draft TRIUMPH agreement through the review of the TRIUMPH staff, I had to revise the county's original TRIUMPH application. Attached is the letter that I approved, and had Michael Moron sign, amending the county's TRIUMPH application. This was necessary so that the county's application was consistent with the terms and conditions that were ultimately put into the TRIUMPH agreement.

2. Inform Board that I have made phone calls and emails to Corps of Engineers personnel to get an update on the status of the Eastpoint Channel dredging project, and the Two Mile project. As soon as I hear I will forward any information to Mr. Moron.

3. Update on Alligator Drive. The project is AA. the funding queue. I did complete the close-out of PW 591, which was the relocation of Gulf Shore Blvd, a project that had started in 2014!

4. Inform the Board that I have spoken with Mike Dombrowski, MRD Associates, and he is planning to make another funding request to FDEP for design money for a beach renourishment project on Alligator Point to protect the road. The project would be the same as what I have described in the past, and it would be submitted to FDEP for funding in the 2021 Legislative session. The problem for the county is that FDEP has changed the scoring for beach renourishment. Projects with a federal sponsor, like a project wanted by the USACOE get more points, and projects that provide have a large economic benefit also get more points. The Board will need to pass a Resolution in support of the project, and Mr. Dombrowski will provide a draft Resolution to Mr. Moron when he has it prepared. Mr. Dombrowski will not charge the county for preparing the FDEP funding request so the county has nothing to lose by trying.

5. Inform the Board that a drone manufacturer has been in contact with me about setting up a training and demonstration site at the Apalachicola Airport. The drone manufacturer has visited the airport, and has been in contact with the Franklin County School system to learn more about the drone certification program offered at the school. The drone manufacturer is looking at other airports in Florida but our airport is in the running. The drone manufacturer is considering a future relocation of their manufacturing plant to Florida so it will be beneficial to have them start their Florida operations at our airport. I have also discussed potential TRIUMPH funding with the company in the event they do relocate manufacturing to Florida.

FRANKLIN COUNTY

REPLY TO: ☐
 BOARD OF COUNTY COMMISSIONERS
 33 MARKET STREET, SUITE 203
 APALACHICOLA, FL 32320
 (850) 653-8861, EXT. 100
 (850) 653-4795 FAX



REPLY TO: ☒
 PLANNING & BUILDING DEPARTMENT
 34 FORBES STREET, SUITE 1
 APALACHICOLA, FL 32320
 (850) 653-9783
 (850) 653-9799 FAX

September 1, 2020

Dear Chairman Don Gaetz,

Franklin County would like to make the following updates to the application for Proposal #191 – Franklin County BOCC – Apalachicola Regional Airport Fuel System Upgrade:

The county will provide \$25,000 in matching funds. Those funds will be used for a planning task in the task order that will need to be performed before the design can begin. This task will define the performance of the fuel farm, tank sizes, hose and reel specs, pollution control, etc.

The current FDOT project to construct a new commercial access road to its hangars and additional taxiway and utility infrastructure to accommodate future industrial park development at the airport provides an additional \$1,200,000 in matching funds for the project. This project is ongoing and should be complete by the end of this year.

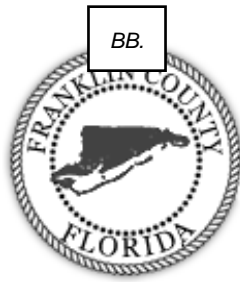
While FDOT has further work projects valued at approximately \$1,879,700 in its five year plan for the Apalachicola Regional Airport to support this proposal, it does not seem prudent to count them as match at this time due to the uncertain budget situation in the state as a result of COVID-19.

While mobile fuel equipment discussed in the original application is not considered in this update as match due to issues related to valuation of the vehicles, the equipment will be utilized in the implementation of project.

The Franklin County Board of County Commissioners appreciates the effort the TRIUMPH Board and staff have expended in working with Franklin County on this project. If there any additional questions, please feel free to contact Alan Pierce at 850-653-5727.

Sincerely,

Michael Moron
 Franklin County Coordinator



MEETING DATE: September 15, 2020
NAME/DEPARTMENT/AGENCY: Deborah Belcher, Roumelis Planning and Development Services, Inc., CDBG Grant Administrator for Franklin County

TOTAL ATTACHMENTS: None

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Action Items

none

Information Items

1. Derek Henry, 638 Ridge Road, has submitted an application for CDBG assistance. Mr. Henry is eligible, and an environmental review for a mobile home replacement will be submitted to DEO for approval. I am discussing with Ironwood Homes whether to use their generic bid pricing from the 7/9/2020 Bid Package #3, or request new quotes due to factory price increases.
2. County Coordinator Michael Morón approved a \$4,000 change order to the CDBG-funded mobile home replacement contract between Anna/Devin Creamer, 568 Wilderness Road, and Ironwood Homes of Perry. The change order to for the demolition and disposal of the add-on structure attached to the old mobile home, as agreed by the Creamers.
3. Live Oak Homes, the manufacturer for Ironwood Homes of Perry, began delivering new homes from CDBG Bid Package #3 approximately 9/10/2020. The set-up work will take several weeks.
4. DEO prepared the requested CDBG grant modification #4 for the County's execution. At the time of preparing this report, I had not received the document, but was told it was being sent out. The Board previously authorized this modification, which is an extension of the grant to April 1, 2021. I expect we will close the grant prior to April 1, 2021.

September 3, 2020

To Whom It May Concern:

The Planning and Zoning Board of the City of Carrabelle will meet September 17, 2020 at 2:00 PM, or as soon as can be heard at 1206 Hwy 98 E., Carrabelle, FL 32322 to consider a special exception on my property located at 308 W 9th St in Carrabelle, Franklin County FL. Specifically, a special exception is requested to allow residential use which is currently zoned C-1, Mixed Use Commercial. This notice is required by the City of Carrabelle to be sent to all property owners within 250 Ft on my property.

Sincerely,

Leonard Skinner