



# **Planning and Zoning Adjustment Board - Regular Meeting**

**Tuesday, March 29, 2022 at 6:30 pm**

**34 Forbes Street, COURTHOUSE ANNEX, COMMISSION MEETING ROOM**

**\*\*THIS IS A RESCHEDULED MEETING FOR THE POSTPONED MARCH 8TH, 2022 BOARD MEETING\*\***

## ***Meeting Information***

Even though the public is welcome in the meeting room for this meeting, the use of Zoom is still encouraged as an option to participate in meetings. Those wanting to view or participate virtually during the meeting should use the Zoom log-in/call-in information provided below.

To join Zoom via computer, use the link <https://us06web.zoom.us/j/86176776149> on the meeting date and time. If you do not have speakers or a microphone on your computer or prefer to call, you can dial in for audio. Call (301) 715-8592 or (312) 626- 6799 or (929) 205-6099 and enter ID number 861 7677 6149#. All attendees are muted by default.

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Public engagement is important to us and use of Zoom for public participation

- 1. Call To Order**
- 2. Pledge of Allegiance**
- 3. Approval of Minutes**
  - a. November 9, 2021 Meeting Minutes**
  - b. December 14, 2021 Meeting Minutes**
  - c. February 8, 2022 Meeting Minutes**



## **Building Report**

### **4. 1/19/2022 to 2/17/2022 Building Report**

#### **New Homes**

##### ***Total 17***

Carrabelle - 2

St. George Island - 2

Eastpoint - 8

Lanark - 2

St. Theresa - 2

Alligator Point - 1

#### **New Mobile Homes**

##### ***Total: 2***

Carrabelle - 1

Eastpoint - 1

## **Variance Requests**

### **5. 2251 Hwy 98 E**

Consideration of a request for a variance to tear down current decaying shed and construct a new shed to protect existing well pump. Property is described as 2251 Hwy 98 E, Block M, Lot 18 & 22 feet of lot 17, Unit 1, Lanark Beach, Franklin County, Florida. Request submitted by Robert and Carrie Brewer, applicants.

### **6. 156 East Pine Avenue**

Consideration of a request for a variance to construct a 36'-3"x39"-7' addition that will encroach 13'-11" into front 2nd Street East 25-foot setback requirement. Property described as 156 East Pine Avenue, Block 5E, Lots 31 & 32, Unit 1, St. George Island, Franklin County, Florida. Request submitted by Bryce and Seth Ward, agents for Island Dog Too, LLC, applicant.

## **Critical Shoreline Applications**

### **7. 143 Rio Vista Drive**

Consideration of a request to construct a 1,324 sq single family dock consisting of a 5'x80 access dock, a 10'x42' covered terminal platform, and a 12'x24' boat ramp located at 143 Rio Vista Drive, Lot 3 Breakaway Lodge, Franklin County, Florida. Request submitted by Robert Miller, applicant. State and Federal Permits have been received.

### **8. 2374 Highway 98 E**

Consideration of a request to construct a 200'4' Single family dock with lower boarding platform, a 10'x20' end platform, and a 12'x8' Boat lift located at 2374 Highway 98



East, Lot 4 Marina Sunset, Lanark Village, Franklin County, Florida. Request submitted by Erik Snyder, applicant. ***Spoke with Applicant who contacted DEP, he is all set to go for his self-certification and no other action is required for DEP Approval. Applicants waterline ownership extends an additional 120' westward of the West property line so he meets all required setbacks. Staff contacted DEP to confirm.***

## **Re-Zoning & Land Use Change Applications**

### **9. 1 Wildflower Lane**

Consideration of a request to change the zoning of a 5 acre parcel of land at 1 Wildflower Lane, Apalachicola, Franklin County, Florida from R-3 Single Family Estate Residential to R-2 Single Family Mobile Home. Request submitted by Donnie and Donna Crum, applicants.

## **Lot Re-Configuration Application**

### **10. 1788 Highway 98 W**

Consideration of a request to reconfigure 3 lots located at 1788 Highway 98 West, originally deeded as Lots 1, 2 & and the East half of Lot 3, Block B, Carrabelle, Franklin County, Florida. Request submitted by Chris Langston, Agent for Victoria Conrad, applicant.

## **Zoning Administrator's Report**

### **11. Variance Requests and Permitting**

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Contact: Cortni Bankston (cortnib@franklincountyflorida.com 850-653-9783 ext 180) | Agenda published on 03/17/2022 at 9:59 AM





# **Planning and Zoning Adjustment Board - Regular Meeting**

Minutes

**Tuesday, November 9, 2021 at 6:30 pm**

**34 Forbes Street, COURTHOUSE ANNEX, COMMISSION  
MEETING ROOM**

## **\*\*\*Meeting Information\*\*\***

### ***Meeting Information***

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## **1. Call To Order**

**Minutes:**



**Members Present:** Mitch Griner, chairperson; Alex Skovronsky; Ben Houston; David Duncan; Jim Morris; Michael Shuler, County Attorney; Alan Pierce

**2. Pledge of Allegiance**

**3. Approval of Minutes**

**a. October 12, 2021 PZA Meeting Minutes**

**Minutes:**

*Motion to approve made by Ben Houston, seconded by Alex Skovronsky. All in favor, none opposed. Motion carried*

**Vote results:**

Ayes: 4 / Nays: 0

**Building Report**

**4. September 27, 2021 - October 20, 2021 Building Report**

**Variance Requests**

**5. 667 Bald Point Road**

**Minutes:**

*Motion to approve contingent upon letter from the owner giving applicant permission to ask for Variance by David Duncan, seconded by Jim Morris - 3 in favor, 1 opposed. Motion Carried* During board discussion the applicant was advised we were still pending a letter from the property owner as the Board cannot grant a variance to a buyer without the permission of the property owner.

**Vote results:**

Ayes: 3 / Nays: 1

**6. Bill Thomas Cottages and Townhomes**

**Minutes:**

*Discussion was held in regards to several Board members not seeing a true hardship on what the applicant was proposing. Alex Skovronsky made a motion to Deny. The applicant requested to withdraw the application before a second was made.*

**7. 4198 St. Theresa Ave**

**Minutes:**

*Jim Morris made motion to approve, seconded by Ben Houston. All in favor with none opposed. Motion carried*

**Vote results:**

Ayes: 4 / Nays: 0



## 8. 19 Carousel Terrace

### Minutes:

***Alex Skovronsky made motion to approve, seconded by David Duncan. All in favor with none opposed. Motion carried***

### Vote results:

Ayes: 4 / Nays: 0

## Preliminary Plat Applications

## 9. Miller's Landing

### Minutes:

***Motion to approve by Alex Skovronsky, seconded by Ben Houston. All in favor with none opposed. Motion carried During discussion Staff let the board members know that the water and sewer availability letter had been received***

### Vote results:

Ayes: 4 / Nays: 0

## Easement Revision Applications

## 10. Silent Waters Subdivision

### Minutes:

***Motion to table by David Duncan, seconded by Jim Morris During discussion, David still had concerns about the neighboring property owners not being given enough time to express their concerns, if any, on what is being proposed. Staff advised the applicant that because it is a subdivision that he is making changes to, the other property owners need to be made aware. The board decided to table to pend for any correspondence from remaining property owners All in favor with none opposed. Motion carried***

### Vote results:

Ayes: 4 / Nays: 0

## Zoning Administrator's Report

Meeting Adjourned at 8:11PM

Chairperson signature / date





# Planning and Zoning Adjustment Board - Regular Meeting

Minutes

Tuesday, December 14, 2021 at 6:30 pm

34 Forbes Street, COURTHOUSE ANNEX, COMMISSION  
MEETING ROOM

## \*\*\*Meeting Information\*\*\*

### ***Meeting Information***

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## 1. Call To Order

Minutes:



**Members Present:** Mitch Griner, Chairperson; Jim Morris; Alex Skovronsky; David Duncan; Mark Curenton, County Planner; Michael Shuler, County Attorney; Alan Pierce.

**2. Pledge of Allegiance**

**3. Approval of Minutes**

**a. Approval of November 9, 2021 PZA Meeting Minutes**

**Minutes:**

*Motion to approve by David Duncan, seconded by Alex Skovronsky. All in favor with none opposed. Motion carried*

**Vote results:**

Ayes: 4 / Nays: 0

**Building Report**

**4. October 21, 2021 - November 15, 2021 Building Report**

**Variance Requests**

**5. 3398 FIREFLY CIRCLE**

**Minutes:**

*David Duncan made motion to table, seconded by Jim Morris During discussion, staff asked about neighboring property owners who may want or need the same project for their property. Agent requested Board to table this item. The neighbors are all also wanting the same project so the Agent will submit all at the same time. Mark Curenton, county planner also noticed an error on site plan proposed. According to his findings, the introduction letter does not match what's being shown on the site plan. Agent will also need correct error before bringing this proposal back to the Board All in favor with none opposed. Motion carried*

**Vote results:**

Ayes: 4 / Nays: 0

**Final Plat Applications**

**6. Miller's Landing**

**Minutes:**

*\*\*Motion to approve by Jim Morris, seconded by David Duncan. All in favor with none opposed. Motion Carried. \*\**

**Vote results:**

Ayes: 4 / Nays: 0

**Re-Zoning & Land Use Change Applications**

**7. Knight Financial Partners LLC**



**Minutes:**

***Motion to approve for Public Hearing by David Duncan, seconded by Jim Morris Staff discussed this change targeting the need for more housing for retirees and affordable housing. Mark Curenton, County Planner, stressed the need for all of the States requirements to be met. This is a large-scale land use change and will need more than one Public Hearing All in favor with none opposed. Motion carried***

**Vote results:**

Ayes: 3 / Nays: 0

**Zoning Administrator's Report**

***Meeting adjourned at 7:12PM***

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Chairperson Signature/Date

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Contact: Cortni Bankston (cortnib@franklincountyflorida.com 850-653-9783 ext 180)





# Planning and Zoning Adjustment Board - Regular Meeting

Minutes

Tuesday, February 8, 2022 at 6:30 pm

**34 Forbes Street, COURTHOUSE ANNEX, COMMISSION MEETING ROOM**

## \*\*\*Meeting Information\*\*\*

### ***Meeting Information***

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## 1. Call To Order

Minutes:



Members Present: *\*Mitch Griner, Chairperson, David Duncan, Alex Skovronsky, Jim Morris, Cortni Bankston, Zoning Administrator \**

## 2. Pledge of Allegiance

### Building Report

## 3. November 15, 2021 - December 15, 2021

### Minutes:

**New Homes Total:** 19

St. George Island - 1 Carrabelle - 2 St. James - 12 Lanark Village - 1 Eastpoint - 3

## 4. December 16, 2021 - January 18, 2022

### Minutes:

Total: 12

St. George Island - 3 Eastpoint - 3 Lanark Village - 3 Carrabelle - 2 Dog Island - 1

### Critical Shoreline Applications

## 5. 55 South Bayshore Drive

### Minutes:

Motion to approve by Jim Morris. Seconded by David Duncan. **During discussion Board member Alex Skovronsky asked if setbacks and riparian setbacks were in compliance**

### Vote results:

Ayes: 4 / Nays: 0

### Commercial Site Plan Applications

## 6. 118 Oyster City Drive

### Minutes:

Motion to approve by David Duncan. Seconded by Jim Morris. **No further discussion**

### Vote results:

Ayes: 4 / Nays: 0

### Lot Re-Configuration Application

## 7. 1788 Highway 98 W

### Minutes:

Discussion from the Board members on how this was handled in the past when a situation like this was brought before the Board. If the lots cannot meet the minimum requirement then the request would need to go for a Variance. The Board suggested to the Agent to withdraw the application and represent with a revised lot configuration that would not need a variance. The Agent agreed and withdrew the application to be reconfigured and



presented at a later date

## **Zoning Administrator's Report**

Meeting Adjourned at 7:14PM

Chairperson Signature / Date

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Contact: Cortni Bankston (cortnib@franklincountyflorida.com 850-653-9783 ext 180) | Minutes  
published on 02/18/2022 at 3:36 PM



# Monthly Building Report



Date range: 1/19/2022 to 2/17/2022

Total Number of Permits: 125

Total Fees Collected: \$61814.13

Date	Permit	Property Owner	Development	Location	Street Address	Cost	Fee
01/19/2022	31330	Robert & Leslie Mollergren	New Single Family Residence	50 FT PARCEL FACING ST GEO SOUND	1610 C30	\$0.00	\$1,348.73
01/19/2022	31331	Gardner Penelope S	INSTALLATION OF AN EXTERIOR LIFT	UNIT 2 BL G LOT 6 143/429 199/462 864/528 1057/484 1059/24 1141/711 1188/596 1204/750 1221/319	740 EAST GULF BEACH DRIVE	\$11,390.00	\$268.75
01/19/2022	31332	Mac Build Design Inc	New Single Family Residence	UNIT 1 BL 1 LOT 14 GULF TERRACE	118 Franklin Street	\$0.00	\$1,395.90
01/19/2022	31333	Macphee Allan John III & Cathy	INSTALLATION OF AN EXTERIOR LIFT	UNIT 5 BL 69 LOT 18	741 WEST PINE AVENUE	\$11,208.36	\$251.25
01/19/2022	31334	Efremenko Yuri & Natalia	SEE ATTACHED LIST FOR DETAILS	LOT 15 SEA PINE VILLAGE 143/575 285/70 594/196 604/585 605/502 1118/72 1146/463-EASMENT 1304/291	1356 AZALEA DRIVE	\$200,000.00	\$1,868.13
01/19/2022	31335	686 Holdings, LLC	Level Lot and Grading	UNIT 2 BL H LOT 8 ST GEO ISL	856 East Gulf Beach Drive	\$0.00	\$100.00
01/19/2022	31336	Doug & Lesley Martin	New Single Family Residence	LOT 5 TRACT 45 EAST END PALM BAY SUBDIVISION	1407 East Gulf Beach Drive	\$0.00	\$2,561.81
01/19/2022	31337	Gregory & Carey Ohl	New Swimming Pool	LOT 28 PEBBLE BEACH	1606 Guava Trail	\$0.00	\$726.65
01/20/2022	31338	Dorothy Gallant	Carport	UNIT 2 BL E LOT 2 ALLIGATOR HARBOR	1285 Angus Morrison Road	\$3,094.65	\$100.00



01/20/2022	31339	Karyl Cochran	Window Replacement	A PARCEL CONTAINING 1.595 AC M/L IN SEC 31-06S-02W BEING 609.49 FT X 250 FT X 555.86 FT R/154/472 ORB 0154 PAGE 0472	4037 St Teresa Drive	\$0.00	\$406.70
01/20/2022	31340	Wholesalers Property CO, LLC	METAL ROOF OVER	A PAR IN NE1/4 OF 36-8S-6W BEING 200 X 300	143 HIGHWAY 98	\$141,423.00	\$2,378.84
01/20/2022	31341	Paul & Barbara Rohrs	Install Solar Panels	LANARK BEACH UNIT 1 BLOCK A LOTS 57-58 120/85-87 565/192 612/481 1053/670 1086/369 1089/67 1089/69 1091/514 1092/458 1092/747 1093/452 1093/455 1093/705 1180/104	2243 Kentucky Avenue	\$35,000.00	\$617.50
01/20/2022	31342	Kenneth Bull	Install new windows and rebuild decks	UNIT 1 LOTS 30 HOLIDAY BEACH	19 Mardi Gras Way	\$6,300.00	\$145.00
01/21/2022	31343	Dorothy Gallant	Window Replacement	UNIT 2 BL E LOT 2 ALLIGATOR HARBOR	1285 Angus Morrison Road	\$4,405.14	\$117.00
01/21/2022	31344	Barlow Richard Todd	POWER POLE FOR MOBILE HOME	UNIT 1 BL I LOT 21	2207 HIGHWAY 98	\$0.00	\$100.00
01/21/2022	31345	American Tower	AT&T upgrade on existing cell tower	A PARCEL BEING 110' X 110' OR 678/348	2501 County Road 30A	\$15,000.00	\$385.50
01/21/2022	31346	James & Lisa Martin	New Carport	VILLAGE GREEN BY SEA PHASE II PB 8/17-18 LOTS 32,33 839/263 941/451 989/707 999/428 1297/649	231 Apalachee Street	\$14,550.00	\$100.00
01/25/2022	31347	Harry Larsen	Temp Power Pole, not used for living purposes	LOT 9 FAIRWAY PARK PB 8/15	225 Putnal Street	\$0.00	\$100.00
01/25/2022	31348	Jeremy Burke	Meter Base Upgrade	A PARCEL 89.53'X 200' SECTION 11 T9S R8W	354 Brownsville Road	\$0.00	\$100.00
01/25/2022	31349	Franklin County Humane Society Inc	Shingle Re-Roof Main Building	2.38 AC IN SEC 15-08S-06W ANIMAL SHELTER	244 Highway 65	\$13,120.00	\$243.00
01/25/2022	31350	Franklin County Humane Society Inc	Metal Re-Roof for Pavillion	2.38 AC IN SEC 15-08S-06W ANIMAL SHELTER	244 Highway 65	\$11,200.00	\$215.00
01/26/2022	31351	Windsailor 5, LLC	Meter Base Upgrade	LOT 4 TREASURE BCH VILL 211/28 228/239 342/309 361/265 1080/628 1082/199 1082/202 1082/205 1082/208 1082/211 1146/463-EASMENT	1928 Coral Reef Road	\$0.00	\$100.00



01/26/2022	31352	Freshrays, LLC	Metal Roof install	0.85 AC 100X366X101X377 604	2458 West Highway 98	\$5,000.00	\$146.25
01/26/2022	31354	Harley Allan	Electrical upgrade	1.06 AC IN OR PP 224 & OR PP 171 626/716 626/718 809/21 809/23 1077/588 1315/127	483 Brownsville Road	\$0.00	\$100.00
01/26/2022	31355	Stacy Kirvin	Shingle Re-Roof	A PARCEL IN SEC 27 8S 8W AKA LOT 16 UN'RECD 2.73 AC M/L 680/600 713/6 ALSO AKA LOT 15 BEING 1 AC M/L 730/316 785/615 851/487	142 Deer Patch Road	\$17,760.00	\$299.00
01/26/2022	31356	Edwin & Lydia Lott	Window install	UNIT 1 LOT 67	56 Fiesta Drive	\$3,190.00	\$103.00
01/26/2022	31357	Richard & Lauren Spera	New Single Family Residence	BLOCK A LOT 9 MAGNOLIA BAY A RE-PLAT OF TURTLE COVE	294 Magnolia Bay Road	\$245,076.73	\$2,224.85
01/27/2022	31358	JUSTIN MESSER	N/A	NA	2113 MESSER RD	\$0.00	\$100.00
01/27/2022	31359	GEORGE DEKEMPER	DOCK REPAIR 1 REPLACE PILINGS		245 RIVER RD	\$10,000.00	\$187.00
01/27/2022	31360	Tiitf/Dep-Rec And Parks St George Island State Park	Re-Roof	PARCELS IN OR/139/313-314 3.44 ACRES 1161/540-EASEMENT	1900 East Gulf Beach Drive R1	\$39,301.00	\$542.50
01/27/2022	31361	Tiitf/Dep-Rec And Parks St George Island State Park	Re-Roof	PARCELS IN OR/139/313-314 3.44 ACRES 1161/540-EASEMENT	1900 East Gulf Beach Drive R2	\$39,300.00	\$542.50
01/27/2022	31362	Tiitf/Dep-Rec And Parks St George Island State Park	Re-Roof	PARCELS IN OR/139/313-314 3.44 ACRES 1161/540-EASEMENT	1900 East Gulf Beach Drive R3	\$39,300.00	\$542.50
01/27/2022	31363	Jim & Janie Williams	Swimming Pool Install	LOT 29 TREASURE BCH VILL	1960 Coral Reef Road	\$47,950.00	\$775.13
01/27/2022	31364	Fiona Crawford	Remodel existing structure	UNIT 3 BL M LOT 2	1535-B ALLIGATOR DRIVE	\$35,000.00	\$1,235.00
01/27/2022	31365	Michael & Ramona Nunn	Install Polebarn	LIGHTHOUSE ESTATES LOT 20 221/641 1188/91	161 Beacon Street	\$18,000.00	\$100.00
01/27/2022	31366	John Nolen	Construct a front porch	UNIT 1 BL 8 LOT 18	33-2 Holland Avenue	\$1,015.00	\$100.00



01/27/2022	31367	Lance S. Davis & Lea Davis	Install Mobile Home	LOT NO.11 BEACON RIDGE SUB PHASE I 1.29 AC M/L PB 6/28 667/340 1172/633 1320/513	124 Sharol Court	\$0.00	\$250.00
01/28/2022	31368	John & Susan Pfeiffer	New Single Family Residence	RESERVE AT MAGNOLIA RIDGE SUB BLOCK D LOT 1 PB 9/1 1003/259 1239/504	332 Gladiola Way	\$210,895.74	\$1,988.96
01/28/2022	31369	Eric C. Anderson	To Install Legacy Lift	UNIT 3 BL G LOT 19	825 West Gorrie Drive	\$12,272.90	\$286.25
01/31/2022	31370	Eggers James W.	METAL RE-ROOF	LOT 3 DOLPHIN BCH VILL	2124 SEAHORSE LANE	\$46,000.00	\$600.70
01/31/2022	31371	Parks and Recreation Pavillion	Metal Re-Roof	PB 2/7 COMMON AREA	2 Gulf Beach Drive	\$6,800.00	\$117.00
01/31/2022	31372	Kenneth Amann	N/A	lot3 block18e unit 1	418 East Gorrie	\$37,000.00	\$513.40
01/31/2022	31373	Birdson Leonard W Jr & Birdsong Deann R	METAL ROOF OVER	BLK F LOT 6	189 NORTH BAYSHORE DRIVE	\$10,900.00	\$201.00
01/31/2022	31374	United Rice LLc	Metal Re-Roof	LOT 21 BAY COVE VILL	2059 Turpentine Trail	\$31,500.00	\$464.90
01/31/2022	31375	Silas Rickards	Demolish current SFR to construct new SFR	100 FT X 168 FT IN NE1/4	372 State Street	\$0.00	\$0.00
01/31/2022	31376	Silas Rickards	New SFR	100 FT X 168 FT IN NE1/4	372 State Street	\$176,000.00	\$1,288.07
01/31/2022	31377	Garrett Ellie Marie Reserving Life Estate	DEMOLITION OF EXISTING HOME	A PARCEL RECD IN	395 AVENUE A	\$0.00	\$0.00
01/31/2022	31378	Christopher Jackson	Install new metal roof	UNIT 1 BL 10W LOT 34	104 West Gorrie Drive	\$2,787.00	\$100.00
01/31/2022	31379	Garrett Ellie Marie Reserving Life Estate	CONSTRUCT A NEW SINGLE FAMILY HOME	A PARCEL RECD IN	395 AVENUE A	\$176,000.00	\$1,288.07
01/31/2022	31380	Shaw David S & Sherri R	TO CONSTRUCT A NEW SINGLE FAMILY HOME	UNIT 1 BL O LOT 4 THRU 6	155 IDAHO STREET	\$330,000.00	\$1,611.55



02/01/2022	31381	PWH LLC	New Single Family Residence	SUMMER CAMP WEST PHASE 1A LOT 111 PB 9/26-47 1139/488 1222/314	301 Sunny Spot Lane	\$145,632.32	\$1,550.91
02/01/2022	31382	Clark Klinkenberg	Gutting interior	(PARCEL 1) 25 X 75 FT (PARCEL 2) 55 X 90 FT (PARCEL 3) 25 X 75 FT (PARCEL 4) A TRIANGLE SHAPED	1 Gulf Beach Drive	\$0.00	\$0.00
02/02/2022	31383	William Bryan & Dawn M. Hanson	Add 2 Level Beams to Ceiling Beam per Engineer Plans	PELICAN BAY TOWNHOUSE RESORT BLOCK A LOT 5 LOTS 46 & 47 NORTH OF THE ROAD ALLIGATOR POINT OR 747/589 1164/132	1648 ALLIGATOR DR UNIT 315	\$5,000.00	\$146.25
02/02/2022	31384	SGL Plantation Homeowners Associations	Install Charging Station	LOT 48 TURTLE BEACH 270X161.35X270X161.35	1712 Magnolia Road	\$0.00	\$100.00
02/02/2022	31385	Newman Alan G & Kelli	METER UPGRADE AND PARTIAL INTERIOR RE-WIRE METER #4024760	UNIT 3 BL J LOT 12 723/746 1305/364	1181 WEST GORRIE DRIVE	\$12,000.00	\$215.00
02/03/2022	31386	James & Pamela Lycett	Window Replacement	UNIT 1 BL 5 LOT 32 LANARK VILLAGE 148/184 164/502 202/423 551/228 890/696 1084/296 1313/473	1-1 Parker Avenue	\$6,212.00	\$145.00
02/03/2022	31387	Sharon Kay Workman	Metal Re-Roof	UNIT 1 BL A LOTS 28 & 29 LANARK BEACH	2171 Kentucky Avenue	\$10,200.00	\$201.00
02/03/2022	31388	Byrd Family Properties, LLC	Metal Re-Roof	55 FT X 125 FT BEING .17 AC M/L IN SECTION 19-07S-04W	1524 West Highway 98	\$6,000.00	\$131.00
02/03/2022	31389	Boyer Kelly Gerald & Jennifer Young Clarence C & Laura	REPAIR EXISTING DECK	LOT 36 PEBBLE BEACH 396/234 1091/797 1146/463-EASEMENT 1304/408	1620 GUAVA TRAIL	\$23,000.00	\$369.00
02/04/2022	31390	John & Laurie McCarter	Install Legacy Lift	UNIT 1 BL 3 LOT 29 SOUTHERN DUNES	7 Sailfish Street	\$10,881.90	\$251.25
02/04/2022	31391	Stephen & Sara Sabedra	Install new Pole Barn	TRACT 27 BEING 1.012 AC TARPON SHORES UNIT 3 FORMALLY NORTH BAY ADDITION	233 Carroll Street	\$7,317.83	\$100.00
02/04/2022	31392	Campagna Properties, LLC	TO CONSTRUCT A SWIMMING POOL	UNIT 2 BL E LOT 2 TAX CERT 96 1976	1008 EAST GORRIE DRIVE	\$50,320.00	\$646.08



02/08/2022	31393	Git Away 2 LLC	Replace Existing Decking & Framing (Footprint to remain the same)	UNIT 1 BL 21W LOT 18	532 West Pine Avenue	\$20,000.00	\$327.00
02/08/2022	31394	Pendleton Tommy & Doris	TO CONSTRUCT A NEW SINGLE FAMILY HOME	RESERVE AT MAGNOLIA RIDGE SUB BLOCK C LOT 17 843/55 1069/729 1070/289 1071/206 1182/138	355 RIDGECREST PARKWAY	\$300,000.00	\$1,591.35
02/08/2022	31395	Mcclain Kevin A & Martha T	SWIMMING POOL	UNIT 3 BL O LOT 4	1125 WEST GULF BEACH DRIVE	\$36,306.52	\$641.75
02/08/2022	31396	Bridget Corbett	Replace AC	LOT 10 1.12 AC 409.02X75.35 X132.67X71.55X107.68X101.96 X100.10X63.37X103.39 BAY PINE VILLAGE	1201 Bittern Court	\$9,800.00	\$187.00
02/08/2022	31397	Richard D. & Susan L. Shelton	Replace AC and Ducts	100 FT X 150 FT	197 Harbor Circle	\$9,600.00	\$187.00
02/08/2022	31398	Gregory Poe	Replace AC	LOTS 3 & 4 NICKS HOLE PHASE I	1552 Seaside Drive	\$5,700.00	\$131.00
02/08/2022	31399	Miles & Krista Watkins	Replace AC System	BL A LOT 15 PERKINS BEACH UT 1 290/310 LIFE ESTATE 350/4 1034/374	4368 Highway 98	\$7,300.00	\$159.00
02/08/2022	31400	Alice Pitts	Re-Roof Permit	UNIT 5 BL 56 LOT 5	320 Wing Street	\$11,000.00	\$201.00
02/08/2022	31401	Constance Helms	HVAC Changeout	ALL OF LOTS 11-12-13 AND A PORTION OF LOT 10 ALSO A PORTION OF THE VACATED 60' RIGHT OF WAY LYING WEST OF LOT 13 SAID PARCEL CONTAINS 1.56 AC M/L TIMBERWOOD EST. OR/420/324 1203/534 1211/298 1214/179	5 Timberwood Court	\$7,471.88	\$159.00
02/08/2022	31402	Joshua Mccomb	HVAC Changeout	LOT 32 DOLPHIN BCH VILL	2112 Dolphin Court East	\$4,400.00	\$117.00
02/08/2022	31403	Samantha Jones	HVAC Changeout	A PARCEL ON LAND BEING IN SOUTHLANDS 795/787 976/498 1 AC M/L	4 Wildflower Lane	\$7,232.23	\$159.00
02/08/2022	31404	Fender Jeff	TO CONSTRUCT A CARPORT	UNIT 1 BL 3 LOTS 3 & 12 LANARK VILLAGE	14-4 PARKER AVENUE	\$30,500.00	\$556.88
02/09/2022	31405	CHARLES LINA PENNYCUFF	double wide	1	139 DAISY ST	\$0.00	\$250.00
02/09/2022	31407	ALICE COLLINS	N/A	1	60 EAST GULF BEACH	\$6,000.00	\$131.00



02/09/2022	31409	Jeremiah Sizemore	N/A	lot 6	2348 Schooner Landing	\$0.00	\$569.00
02/09/2022	31410	Highway 23 llc	repair deck	1	1564 East Gulf Beach	\$0.00	\$103.00
02/09/2022	31411	george floyd	N/A	54	1632 hawthorne	\$0.00	\$100.00
02/09/2022	31412	Wilson William & Erica	DEMOLITION OF EXISTING MOBILE HOME	THE S 180 FT OF A 1 ACRE PARCEL IN 2-9S-8W CONVEYED ON 10-4-03 BY SETH MABRY J & W TO HERBERT LANE DESCRIBED IN	40 GIBSON ROAD	\$0.00	\$0.00
02/09/2022	31413	Redding Charles R III Redding Leslie S As Trustees	RESIDENTIAL ADDITION	BL A LOTS 3-4 COCHRANS BEACH	4198 ST TERESA AVENUE	\$0.00	\$1,055.43
02/09/2022	31414	William & Sandy Lavender	Blackfoot	LANARK VILLAGE UNIT 3 BLOCK 15 ALL OF LOTS 4 & 5 NE 1/2 LOT 3 193/383 654/133 654/134 676/21 765/589 675/800 765/589 1069/796	2406 Highway 98 East	\$10,155.00	\$201.00
02/10/2022	31415	Smith Margaret Higdon & Lamb Margaret Smith	METER # 4023946	UNIT 3 BL D LOT 4	1024 W GORRIE DR	\$0.00	\$100.00
02/10/2022	31416	Chambers Sheila C	DEMOLITION OF FIRE DAMAGED MOBILE HOME	152.25X199 FT	393 BARBER DRIVE	\$0.00	\$0.00
02/10/2022	31417	Chambers Sheila C	METER UPGRADE	152.25X199 FT	393 BARBER DRIVE	\$0.00	\$0.00
02/10/2022	31418	Garlick Daniel W.	SINGLE FAMILY PRIVATE DOCK	RIVER'S EDGE PHASE II LOT 46 831/155 1074/645 1082/236	208 SANDBAR ROAD	\$8,400.00	\$216.25
02/10/2022	31419	2hre,LLC	CLEAR AND LEVEL PARCEL	LOT 1 DOLPHIN BCH VILL	2116 SEAHORSE LANE	\$3,000.00	\$100.00
02/10/2022	31420	Judy Lamberson Taylor	To Install Legacy Lift	1.00 AC M/L IN SECTION 35-07S-05W	2175 Highway 98 West	\$11,685.60	\$215.00



02/10/2022	31421	Floyd David Daniel	TO CONSTRUCT A NEW SINGLE FAMILY HOME	TRACTS 12-12B THE SOUNDINGS UN REC BEING 5.12 AC M/L IN SECTIONS 07 & 18-08S-05W OR/582/407	1917 HIGHWAY 98	\$300,000.00	\$1,087.45
02/10/2022	31422	EFN Ventures LLC	New Single Family Residence	LOT 7 LAS BRISAS SUB.	129 Las Brisas Way	\$134,981.02	\$1,476.77
02/10/2022	31423	Vinson Phillip C & Natasha K	EMERGENCY MOBILE HOME PERMIT	1 AC M/L IN SEC 29 T8S R6W BEING 103.71 X 420 OR 172/ 491 MICHAEL A PRIDGEN &	607 WILDERNESS ROAD	\$0.00	\$0.00
02/10/2022	31424	Anthony & Jean Foster	Metal Re-Roof	6.00 AC IN SECTION 25-07S-05W ALSO 5.00 IN SEC 25-07S-05W	144 Cape Street	\$38,850.00	\$532.80
02/11/2022	31426	Figure 8 Farms LLC	New Single Family Residence	VILLAGE GREEN BY SEA PHASE I PB 8/10 LOT 18 811/88 832/47 1315/755	211 Franklin Street	\$180,000.00	\$1,611.55
02/11/2022	31427	Pennycuff Charles Rex Sr	TO CONSTRUCT A NEW SINGLE FAMILY HOME	BLK 100 LOTS 3-6 VROOMAN ESTATES	279 OLD FERRY DOCK ROAD	\$77,464.00	\$1,055.43
02/11/2022	31428	Tr Holdings, LLC	Metal Re-Roof	LOT 11 DOLPHIN BCH VILL	2120 Palmetto Way	\$28,717.00	\$435.80
02/11/2022	31430	Green Edwin A II & Elizabeth V	INSTALL AN EXTERIOR LIFT	BLOCK B LOT 3 UNIT 1 GULF WYNN SUBD	2472 HIGHWAY 98 EAST	\$10,881.90	\$251.25
02/14/2022	31433	James & Katherine Johnson	Replace Windows, Replace 2 exterior doors, Replace deck boards and hand rails, front and rear decks (no structural	THREE HUNDRED OCEAN MILE PHASE I BLDG D LOT 6	1760 East Gulf Beach Drive	\$18,000.00	\$299.00
02/14/2022	31434	Ellen & John Whitley	Replace 11 Exterior Windows, Replace 2 Exterior Doors, Repair & Replace Siding West End	THREE HUNDRED OCEAN MILE PHASE I BLDG A LOT 1	1760 East Gulf Beach Drive Unit A-1	\$19,000.00	\$313.00
02/14/2022	31435	Allen & Jackie Adams	Swimming Pool Construction	UNIT 3 BL B LOT 6	840 West Gorrie Drive	\$61,750.00	\$898.08



02/14/2022	31436	Patrick & Jennifer McCarthy	Construct New Swimming Pool	UNIT 2 BL D LOT 2	908 East Gorrie Drive	\$61,750.00	\$898.08
02/14/2022	31437	Terrell & Tracy Chisholm	Install new polebarn	10 AC M/L SEC 22 T6S R4W FRM POB CONT ALG S ROW SE 405.27' TO A PT MRKING INTSEC OF S ROW LN CLARKS LANDING RD W/W ROW LN HICKORY HAMMOCK RD TH LVG S ROW LN RUN ALG W ROW LN AS FOL SW 962.69' TO RE-BAR TH SE 141.99 TO RE-BAR TH SE 132.86' TH SE 51.22' TO RE-BAR TH LVG W RIGHT RUN NW 387.82' TO REBAR TH NE 1332.37' TO POB ALSO 10 ACRES M/L LYING IN SECTION 24-06S-04W 409/245 589/192 689/485 732/624 1114/588 1184/558 1317/373	600 Clarks Landing	\$0.00	\$100.00
02/14/2022	31438	781 West Gorrie LLC	Install new swimming pool	UNIT 3 BL F LOT 12 165/2 324/95 1078/224 1095/705 1205/216	781 West Gorrie Drive	\$50,320.00	\$807.60
02/14/2022	31439	549 West Gulf Beach LLC	TO CONSTRUCT A SWIMMING POOL	UNIT 1 BL 21W LOT 7	549 WEST GULF BEACH	\$49,200.00	\$799.38
02/14/2022	31440	Kelly & Jennifer Boyer	Install Swimming Pool	LOT 36 PEBBLE BEACH 396/234 1091/797 1146/463-EASEMENT 1304/408	1620 Guava Trail	\$59,525.00	\$881.63
02/14/2022	31441	Mahr Development Corp, Of Fla	POWER POLE REPAIR	8.88 AC ML RECD IN	615 BLUFF ROAD	\$0.00	\$100.00
02/14/2022	31442	Schultz Bradford A Alison J Schultz - Trust	HVAC CHANGE OUT	LOT 2 PLANTATION BCH VILL	1820 SEA OAT DRIVE	\$6,000.00	\$131.00
02/15/2022	31443	Barlow Brooks	SINGLE FAMILY DOCK	1.00 AC ON THE CARRABELLE RIVE 86/96 550/75 784/697 1003/442 1261/523 1306/376	512 RIVER ROAD	\$42,513.42	\$714.50
02/15/2022	31444	Rolando Gutierrez	Outside Stair Repair	THREE HUNDRED OCEAN MILE PHASE II BLDG L-4	1804 L-4 East Gulf Beach Drive	\$8,322.00	\$173.00
02/15/2022	31446	Randy and Pamela Donaldson	New Single Family Residence	SUMMER CAMP EAST LOT 364 PB 9/26 870/168 1197/175 1292/632	140 Turkeypoint Rd	\$550,000.00	\$2,272.02
02/15/2022	31447	Matney Jacob B & Jennifer L	N/A	UNIT 2 BL E LOT 3	1016 EAST GORRIE DRIVE	\$0.00	\$100.00
02/15/2022	31448	Mckinney Melvin & Hazel		LOTS 8 , 10 , 12 SOUTH OF RIDGE RD A.K.A. LOT 20 TARPON SHORES UNIT 2	564 RIDGE ROAD	\$0.00	\$100.00



02/15/2022	31449	Harris Joseph Lee	N/A	LOT 10 BEING 1.00 AC SANDS OF ST GEORGE UN-RECD PLATT OR 173/81	1436 EAST GULF BEACH DRIVE	\$0.00	\$100.00
02/15/2022	31450	686 Holdings,LLC	N/A	UNIT 2 BL H LOT 8 ST GEO ISL	856 EAST GULF BEACH DRIVE	\$0.00	\$100.00
02/15/2022	31451	2hre,LLC	N/A	LOT 1 DOLPHIN BCH VILL ORB 230 PAGE 518	2116 SEAHORSE LANE	\$0.00	\$100.00
02/16/2022	31452	Eastpoint Church of Christ Corp	HVAC Changeout	LOTS 20-21 BL 103 UN RECD PL EASTPT	18 North Franklin Street	\$4,400.00	\$0.00
02/16/2022	31453	SHIRLEY DIXON	N/A	LOT 20 GULF VIEW WOODS	128 ELDER ST	\$0.00	\$100.00
02/16/2022	31454	Montez H. Sibley Trustee	Meter Base Swap Out Meter # 4017818	LOT 18 DOLPHIN BCH VILL 228/154 232/222 271/298 285/10 302/80 337/43 1113/521 1146/463-EASEMENT	2148 Palmetto Way	\$0.00	\$100.00
02/16/2022	31455	Patrick Anthony Pellicano As Trustee	Meter Base Change Out Meter # 4024636	LOT 18 PELICAN BCH VILL	2148 Sea Fern Way	\$0.00	\$100.00
02/16/2022	31456	BARRY GLASCO	ENCLOSURE	UNIT 1 BL 22E LOT 19 717/627 1221/516	509 EAST PINE AVENUE	\$8,767.03	\$216.25
02/16/2022	31457	Robert & Mary Jean Heide	Foundation Piling Repairs	UNIT 5 BL 60 LOT 22	332 Howell Street	\$35,225.19	\$629.63
02/16/2022	31458	2hre,LLC	New Single Family Residence	LOT 1 DOLPHIN BCH VILL	2116 Seahorse Lane	\$850,000.00	\$2,838.12
02/16/2022	31459	Lawson Ryan Walker & Julie C	TO CONSTRUCT A NEW SINGLE FMAILY HOME	LOT 9 HOLIDAY BEACH	19 CAROUSEL TERRACE	\$250,000.00	\$1,490.25
02/16/2022	31460	Mark Parsley	Install Generator	A PARCEL IN SEC 10 9S 8W BEING 1.00 ACRESM/L 829/628 1077/227 1082/604 1168/508 1173/259	60 Hathcock Road	\$3,834.61	\$103.00
02/16/2022	31461	Young George T & Catherine C Elmore Grady M	HVAC CHANGEOUT	UNIT 4 BL 16 LOT 1	100 NEWMAN DRIVE	\$6,800.00	\$145.00



02/16/2022	31462	Coppola Louis John & Coppola Danielle Regina	INSTALLATION OF A STAND- BY GENERATOR WITH A PROPANE TANK	ST JAMES BAY SUB PB 7/39 BLOCK B LOT 3 PHASE 1-A 757/778 1022/114 1206/219 1321/86	107 ROYAL TERN WAY	\$3,150.00	\$103.00
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## PLANNING & ZONING ADJUSTMENT BOARD APPLICATION

### FRANKLIN COUNTY BUILDING DEPARTMENT

34 Forbes Street, Suite 1, Apalachicola, FL 32320

PHONE: 850-653-9783 FAX: 850-653-9799

<https://www.franklincountyflorida.com/county-government/planning-building/planning-services/>

## ADJUSTMENT BOARD VARIANCE APPLICATION

**Instructions:** Complete application, include a detailed description of request including any necessary information supporting your request, a site plan depicting the proposed request, boundary survey, and an application fee of \$250.00. Return to the following address:

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

FEB 09 2022

BY: \_\_\_\_\_

### PROPERTY OWNER'S INFORMATION

PROPERTY OWNER'S NAME: Robert & Carrie Brewer  
MAILING ADDRESS: 2251 Hwy 98 E CITY/STATE/ZIP: Carrabelle FL  
CONTACT NUMBER: 828 280 1657 EMAIL: brewerarc@netzero.com 32322  
AGENT'S NAME: n/a 336-870-3219(e)  
CONTACT NUMBER: 828-280-1657(c) EMAIL: \_\_\_\_\_

### PROPERTY DESCRIPTION

911 ADDRESS: 2251 Hwy 98 E CITY/STATE/ZIP: Carrabelle FL 32322  
LOT(S): 18 & 22' of 17 BLOCK: M SUBDIVISION: Lanark Beach UNIT: 1  
PARCEL IDENTIFICATION NUMBER: 14-07S-04W-3131-000M-0180

### JURISDICTION

☐ APALACHICOLA ☐ EASTPOINT ☐ ST. GEORGE ISLAND ☐ CARRABELLE ☐ DOG ISLAND ☒ LANARK  
☐ ST. JAMES ☐ ST. THERESA ☐ ALLIGATOR POINT

### DESCRIPTION OF REQUEST

replace existing shed with a new shed, existing shed is decaying, old and covering a well pump. Both are grandfathered in non-conforming structures. In order to have the new shed provide protection to the well pump it will also need to be non conforming as we can not realistically move the well pump. Encroach 4' into rear setback

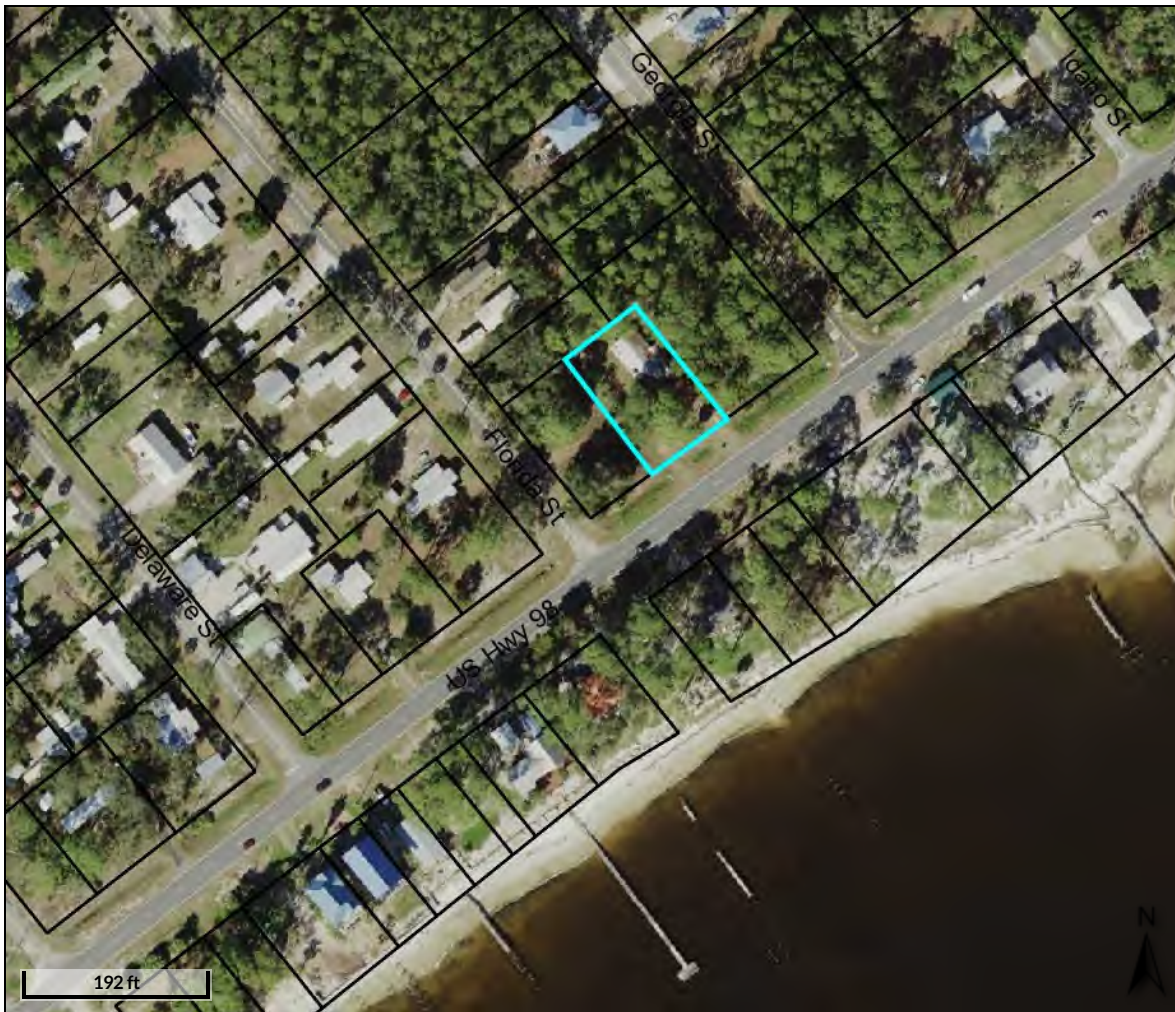
### OFFICE USE ONLY

ADJUSTMENT BOARD MEETING DATE: \_\_\_\_\_ APPROVED/DENIED/TABLED: \_\_\_\_\_

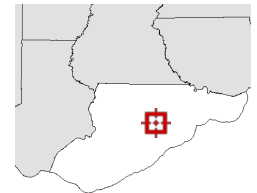
BOARD OF COUNTY COMMISSION DATE: \_\_\_\_\_ APPROVED/DENIED/TABLED: \_\_\_\_\_

THIS VARIANCE REQUEST WILL EXPIRE ONE YEAR FROM DATE OF APPROVAL BY THE FRANKLIN COUNTY BOARD OF COUNTY COMMISSION. EXPIRATION DATE: \_\_\_\_\_





#### Overview



#### Legend

-  Parcels
-  Roads
-  City Labels

<b>Parcel ID</b>	14-07S-04W-3131-000M-0180	<b>Alternate ID</b>	04W07S143131000M0180	<b>Owner Address</b>	BREWER ROBERT RENIE
<b>Sec/Twp/Rng</b>	14-7S-4W	<b>Class</b>	SINGLE FAMILY		BREWER CARRIE ANGELINE
<b>Property Address</b>	2251 E HWY 98	<b>Acreage</b>	n/a		BREWER CARRIE ANGELINE
	LANARK BEACH				2251 HWY 98 EAST
					CARRABELLE, FL 32322
<b>District</b>	6				
<b>Brief Tax Description</b>	UNIT 1 BL M LOT 18 & 22 FT OF				
	(Note: Not to be used on legal documents)				

Date created: 2/18/2022  
Last Data Uploaded: 2/18/2022 4:35:47 AM

Developed by  Schneider  
GEOSPATIAL









## PLANNING & ZONING ADJUSTMENT BOARD APPLICATION

### FRANKLIN COUNTY BUILDING DEPARTMENT

34 Forbes Street, Suite 1, Apalachicola, FL 32320

PHONE: 850-653-9783 FAX: 850-653-9799

<https://www.franklincountyflorida.com/county-government/planning-building/planning-services/>

## ADJUSTMENT BOARD VARIANCE APPLICATION

**Instructions:** Complete application, include a detailed description of request including any necessary information supporting your request, a site plan depicting the proposed request, boundary survey, and an application fee of \$250.00. Return to the following address:

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

### PROPERTY OWNER'S INFORMATION

PROPERTY OWNER'S NAME: Island Dog Too, LLC (John + Sheryl Simmons)  
MAILING ADDRESS: 917 E. Gulf Beach Dr. CITY/STATE/ZIP: St. George Island FL 3232  
CONTACT NUMBER: 850-2323-0894 EMAIL: islanddogtoo@gmail.com  
AGENT'S NAME: Bryce + Seth Ward  
CONTACT NUMBER: 850-653-7777 EMAIL: bryce@1stchoicebuilders.net

### PROPERTY DESCRIPTION

911 ADDRESS: 156 E. Pine Ave. CITY/STATE/ZIP: St. George Island FL 323  
LOT(S): 31-32 BLOCK: Ø SUBDIVISION: NA UNIT: Ø  
PARCEL IDENTIFICATION NUMBER: 29-095-06W-7310-005E-0310

### JURISDICTION

☐ APALACHICOLA ☐ EASTPOINT ☒ ST. GEORGE ISLAND ☐ CARRABELLE ☐ DOG ISLAND ☐ LANARK  
☐ ST. JAMES ☐ ST. THERESA ☐ ALLIGATOR POINT

### DESCRIPTION OF REQUEST

Approval for 36' 3" X 39' 7" addition that will encroach the 2nd street east boundary by 13' 11". It will match the existing building setbacks.

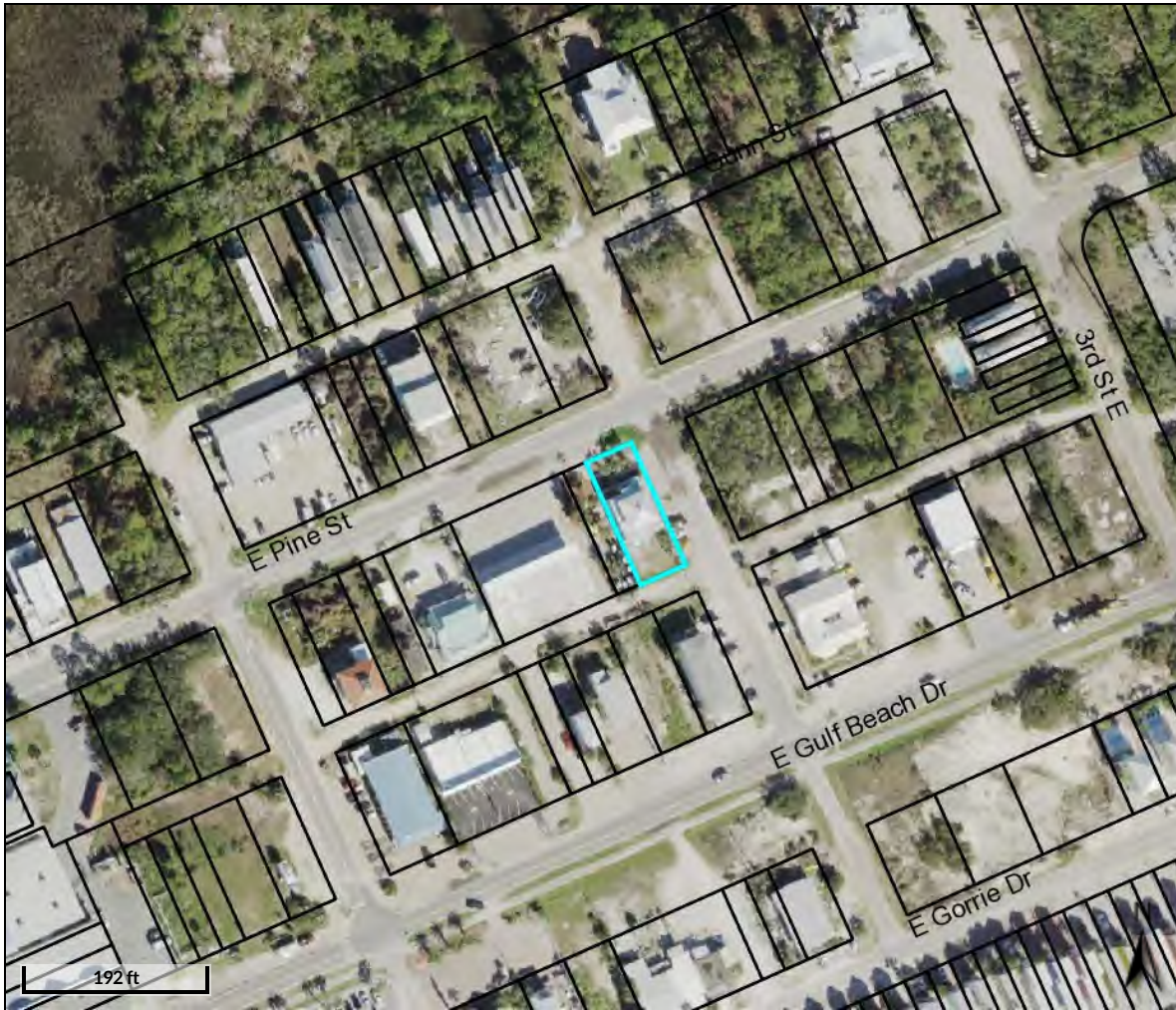
### OFFICE USE ONLY

ADJUSTMENT BOARD MEETING DATE: \_\_\_\_\_ APPROVED/DENIED/TABLED: \_\_\_\_\_

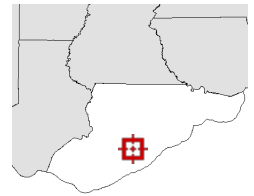
BOARD OF COUNTY COMMISSION DATE: \_\_\_\_\_ APPROVED/DENIED/TABLED: \_\_\_\_\_

**THIS VARIANCE REQUEST WILL EXPIRE ONE YEAR FROM DATE OF APPROVAL BY THE FRANKLIN COUNTY BOARD OF COUNTY COMMISSION. EXPIRATION DATE: \_\_\_\_\_**





## Overview



## Legend

-  Parcels
-  Roads
-  City Labels

<b>Parcel ID</b>	29-09S-06W-7310-005E-0310	<b>Alternate ID</b>	06W09S297310005E0310	<b>Owner Address</b>	ISLAND DOG TOO,LLC
<b>Sec/Twp/Rng</b>	29-9S-6W	<b>Class</b>	STORES, 1 STORY		917 EAST GULF BEACH DRIVE
<b>Property Address</b>	156 E PINE AVE	<b>Acreage</b>	n/a		ST GEORGE ISLAND, FL 32328
<b>District</b>	1				
<b>Brief Tax Description</b>	UNIT 1 BL 5E ST GEORGE ISL				
	(Note: Not to be used on legal documents)				

Date created: 2/18/2022  
Last Data Uploaded: 2/18/2022 4:35:47 AM

Developed by  Schneider  
GEOSPATIAL



# ISLAND DOG TOO, LLC ADDITION

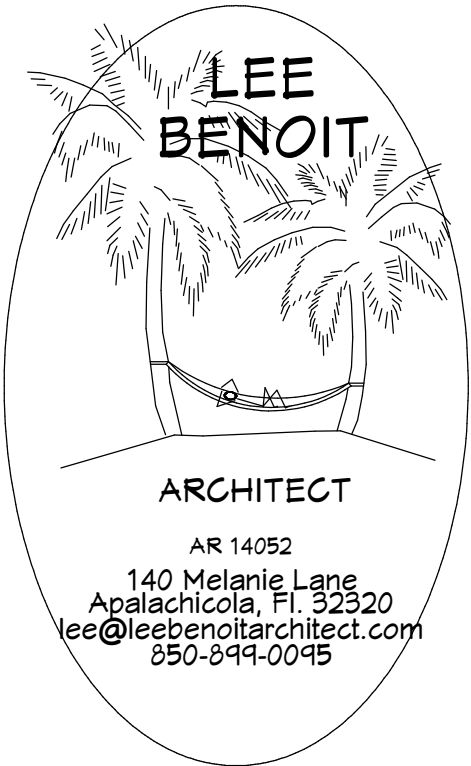
156 E PINE AVENUE, SAINT GEORGE ISLAND, FL 32328

## DRAWING INDEX:

S-1 SURVEY (BY OTHERS)

A-1 EXISTING CONDITION

A-2 PROPOSED SITE PLAN



PLANS CONFORM TO THE 2020 F.B.C.

### INFORMATION ON DRAWINGS AS PER 1606.1.7 FLORIDA BUILDING CODE

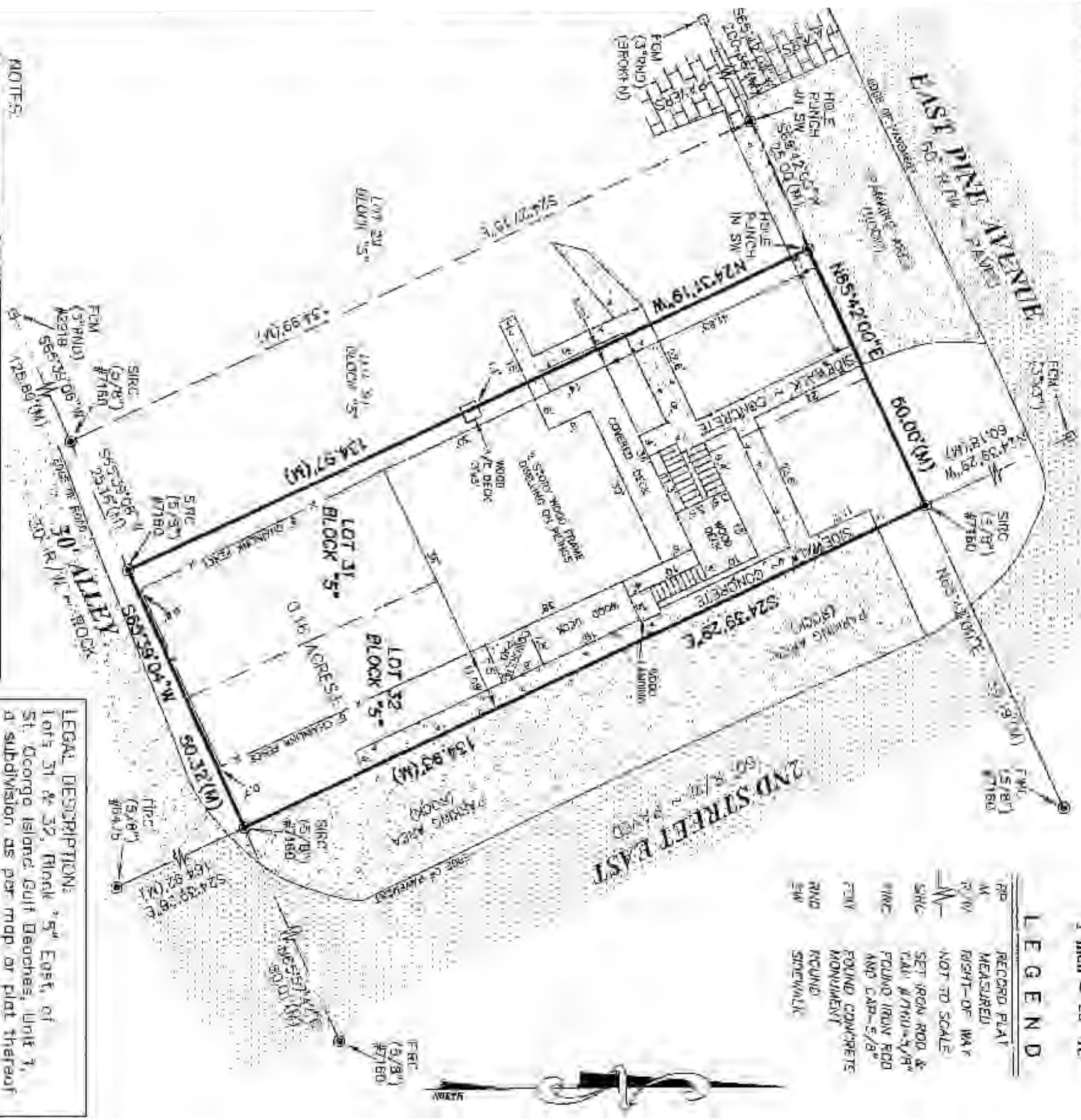
- 1 BASIC WIND SPEED: 140 MPH
- 2 WIND IMPORTANCE FACTOR: 1.0 / BUILDING CATEGORY: LOW RISE, HURRICANE PROTECTED
- 3 WIND EXPOSURE: C
- 4 APPLICABLE INTERNAL PRESSURE COEFFICIENT: +/- .55
- 5 COMPONENTS AND CLADDING DESIGN PRESSURE: 45 PSF

date	02/10/2022
rev	0
drawn	LEE BENOIT

plans/reno/islanddogtoo



PLAT OF BOUNDARY SURVEY EXCERPTED TO:  
 ISLAND DOG TOW, LLC,  
 UNITED COMMUNITY BANK,  
 KRISTY BRANCH BANKS, P.A.,  
 OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY



- NOTES:
1. SURVEY SOURCE: Record plat and a field survey performed by the undersigned surveyor.
  2. BEARING REFERENCE: Northernly boundary of subject parcel 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 (Florida Statute, 2017, 2023 Florida Administrative Code).

The undersigned hereby has not been provided a current title opinion or abstract or neither affecting title or boundary to the subject property. It is possible there are deeds of records, unrecorded deeds, easements or other instruments which would affect the boundaries.

JAMES T. RODDENBERRY  
 Surveyor and Mapper  
 Florida Certificate No. 4961



LEGEND

RP	RECORD PLAT
M	MEASURED
R/W	RIGHT-OF-WAY
---	NOT TO SCALE
SHC	SET IRON ROD & TAIL #7/8" x 4/8"
WNC	FOUND IRON ROD AND CAP-5/8"
FW	FOUND CONCRETE MONUMENT
RND	ROUND
SW	STREETWALK

LEGAL DESCRIPTION:  
 Lots 31 & 32, Block "5" East, of St. George Island Gulf Beaches, Unit 3, a subdivision as per map or plat thereof recorded in Plat Book 2, Pages 7 of the Public Records of Franklin County, Florida.

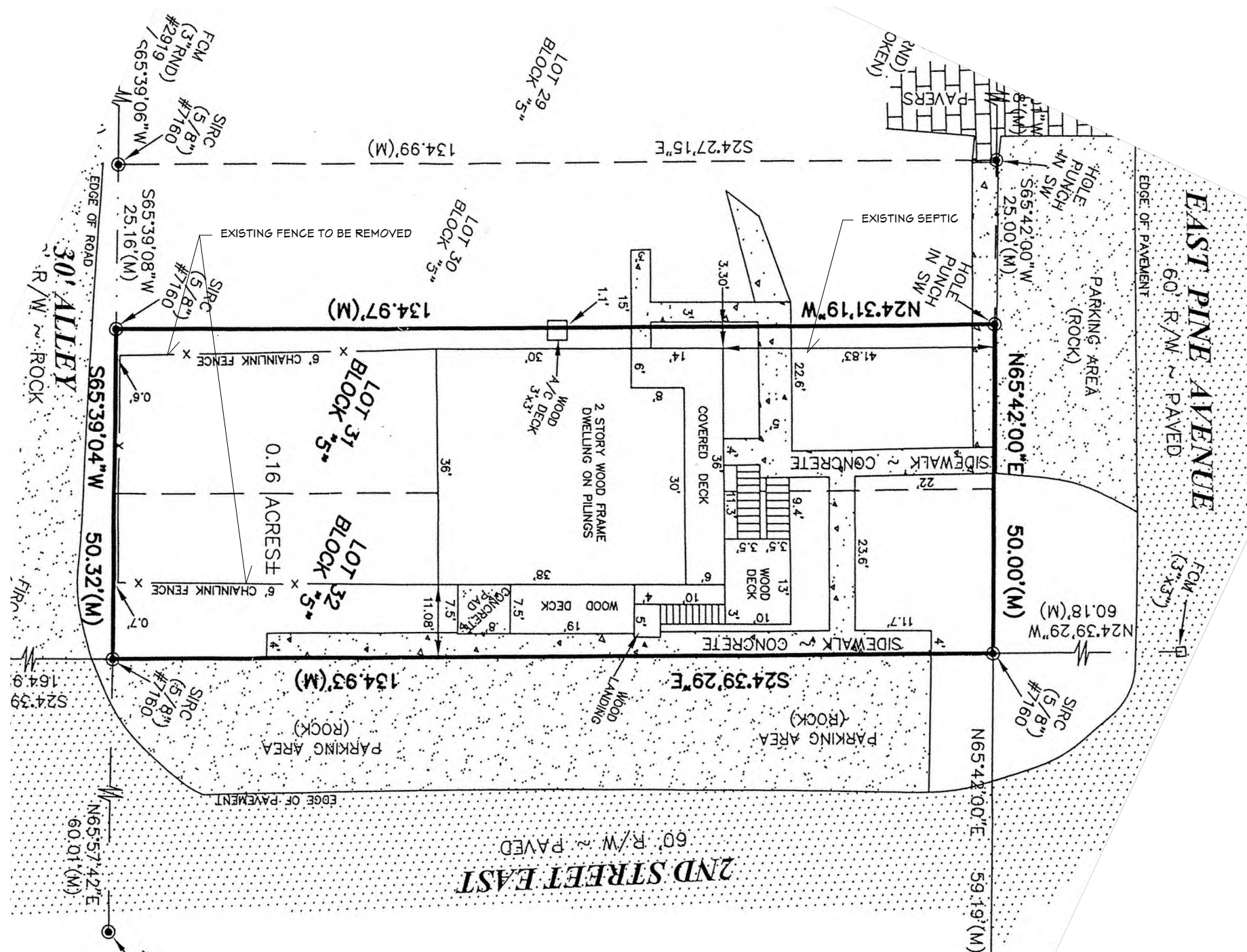
**SURVEY**  
 NOT TO SCALE

FLOOD ZONE INFORMATION:  
 Subject property is located in Zone "AE (1-13)" as per Flood Insurance Rate Map Community Panel No. 120083 0565F. Index date: February 05, 2014, Franklin County, Florida.

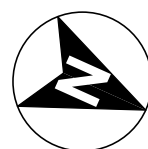
TR & A  
 JAMES T. RODDENBERRY & ASSOCIATES, INC.  
 2108 W. 10th St. - 2nd Floor - St. George Island, Florida 32956  
 Phone: 904.226.1111 Fax: 904.226.1112

DATE: 09/17/18	DRAWN BY: BB	W/BASH PLS TO: RESULTS: Franklin
FILE: 18051.DWG	DATE OF LAST PLOT: NONE	QIB NUMBER: 18-45





FLOOD ZONE INFORMATION:  
 SUBJECT PROPERTY IS LOCATED IN ZONE "AE" (EL 13) AS PER  
 FIRM COMMUNITY PANEL NO. 120088 0565F  
 INDEX DATE: FEBRUARY 5, 2014, FRANKLIN COUNTY, FL

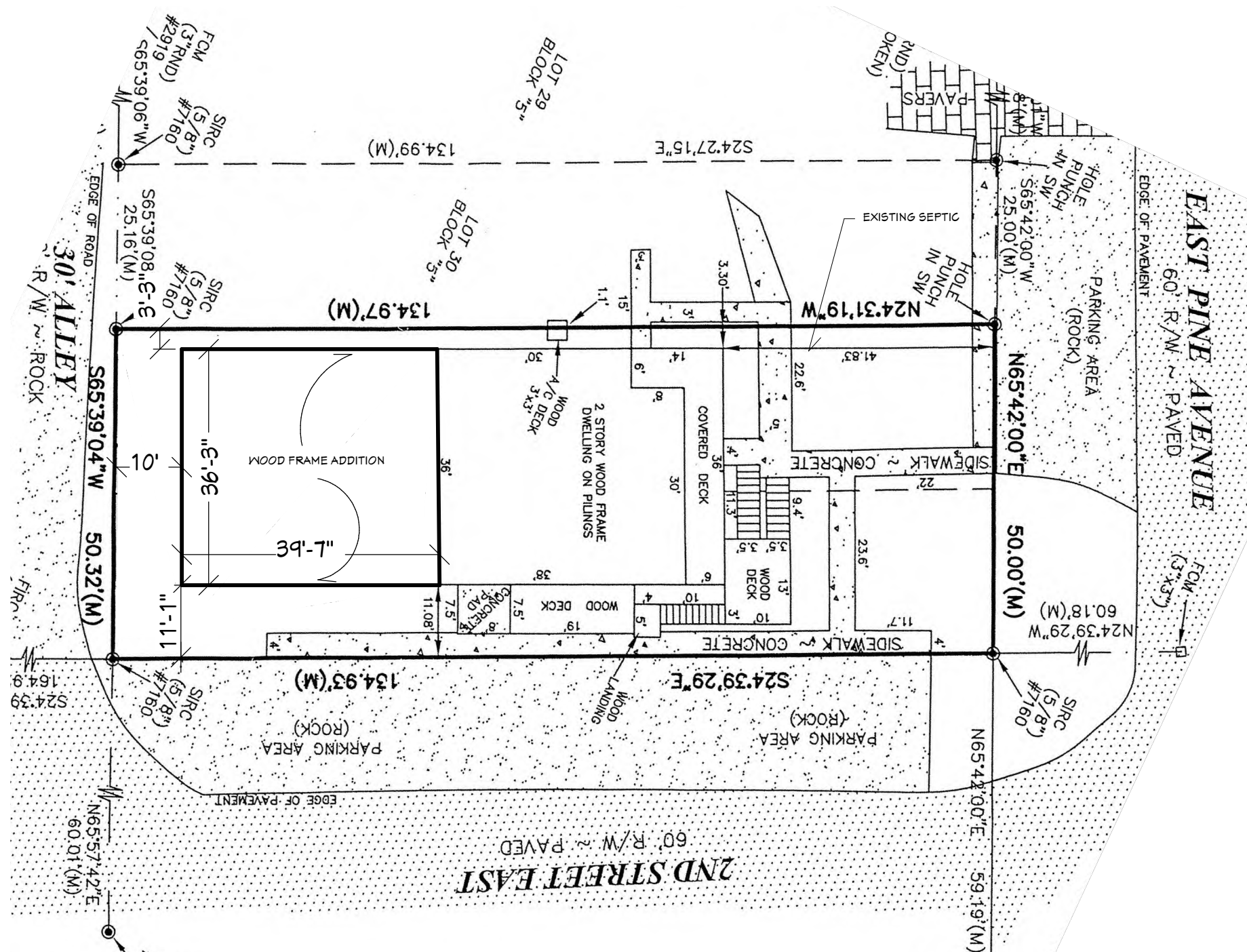


## EXISTING CONDITIONS

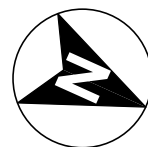
1" = 20' (11"x17" @ 100%)

1" = 10' (24"x36" @ 200%)





**FLOOD ZONE INFORMATION:**  
SUBJECT PROPERTY IS LOCATED IN ZONE "AE" (EL 13) AS PER  
FIRM COMMUNITY PANEL NO. 120088 0565F  
INDEX DATE: FEBRUARY 5, 2014, FRANKLIN COUNTY, FL



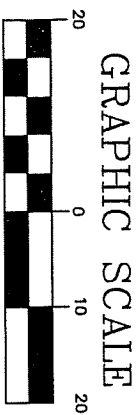
## PROPOSED SITE PLAN

1" = 20' (11"x17" @ 100%)

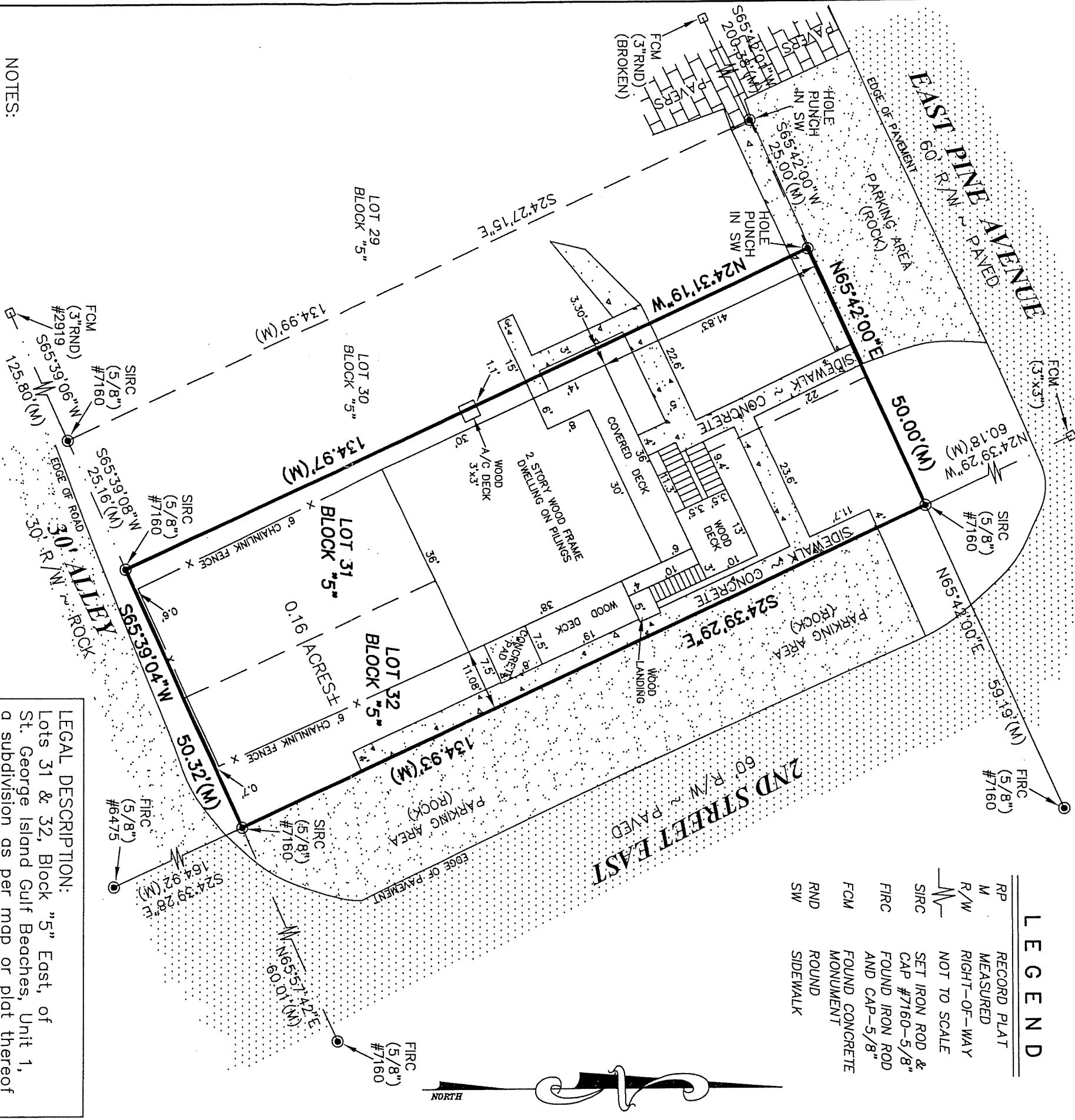
1" = 10' (24"x36" @ 200%)



PLAT OF BOUNDARY SURVEY CERTIFIED TO:  
ISLAND DOG TOO, LLC,  
UNITED COMMUNITY BANK,  
KRISTY BRANCH BANKS, P.A.,  
OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY



LEGEND	
RP	RECORD PLAT
M	MEASURED
R/W	RIGHT-OF-WAY
	NOT TO SCALE
SIRC	SET IRON ROD & CAP #7160-5/8"
FIRC	FOUND IRON ROD AND CAP-5/8"
FCM	FOUND CONCRETE MONUMENT
RND	ROUND
SW	SIDEWALK



LEGAL DESCRIPTION:  
Lots 31 & 32, Block "5" East, of  
St. George Island Gulf Beaches, Unit 1,  
a subdivision as per map or plat thereof  
recorded in Plat Book 2, Pages 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: Northerly boundary of subject parcel 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.

FLOOD ZONE INFORMATION:

Subject property is located in Zone "AE (EL 13)" as per Flood Insurance Rate Map Community Panel No:120088 0565F, index date: February 05, 2014, Franklin County, Florida

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 5A-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

TR & A

THURMAN RODDENBERRY & ASSOCIATES, INC

PROFESSIONAL SURVEYORS AND MAPPERS  
P.O. BOX 100 • 125 SHELDON STREET • SOPCHOPPY, FLORIDA 32358  
PHONE NUMBER: 509-962-2358 FAX NUMBER: 509-962-1108  
L.S.# 7160

DATE: 09/17/18	DRAWN BY: BB	N.B.608 PG.33	COUNTY: Franklin
FILE: 18451.DWG	DATE OF LAST FIELD WORK: 09/13/18	JOB NUMBER: 18-451	













BEACH BUMS

SENTRA

NRV 192

UPSTATE AUTO SALES









## 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](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: Robert Miller

Contact Information: Home #: 850-509-0376

Cell #: \_\_\_\_\_

Mailing Address: 204 Shadeville rd

City/State/Zip: Crawfordville, FL 32327

EMAIL Address: goldenconstructionfl@gmail.com

@ \_\_\_\_\_

Contractor Name: robert miller

Business Name: Golden Construction

Contact Information: Office #: 850-509-0376

Cell #: \_\_\_\_\_

State License #: CGC 1510277

County Registration #: \_\_\_\_\_

Mailing Address: 204 Shadeville rd

City/State/Zip: Crawfordville, FL 32327

EMAIL Address: goldenconstructionfl@gmail.com

@ \_\_\_\_\_

**PROPERTY DESCRIPTION:** 911 Address: 143 Rio Vista Drive

Lot/s: \_\_\_\_\_ Block: \_\_\_\_\_ Subdivision: \_\_\_\_\_ Unit: \_\_\_\_\_

Parcel Identification #: 01-06S-03W-0000-0080-0020

**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**

**DESCRIPTION:** 1,324 SF single-family dock consisting of a 5'x80' access dock, a 10'x42' covered terminal platform, and a 12'x42' covered boat slip with lift, and the construction of a 12' wide by 24' long boat ramp, of which 12'x12' will be placed below the High Tide

**ZONING DISTRICT:** \_\_\_\_\_ **CONTRACT COST:** \_\_\_\_\_

**TOTAL SQUARE FOOT:** 1324 **FOUNDATION TYPE:** piling

**ROOF MATERIAL:** shingle

**APPROVED BY:** ☐ **Planning & Zoning Date:** \_\_\_\_\_ ☐ **County Commissioners Date:** \_\_\_\_\_

**WATER BODY:** \_\_\_\_\_

**CRITICAL SHORELINE DISTRICT** ☐ YES ☐ NO **CRITICAL HABITAT ZONE** ☐ YES ☐ NO

**BUILDING OFFICIAL**

**Date**

**OWNER (Required)**

**Date**

**CONTRACTOR (Required)**

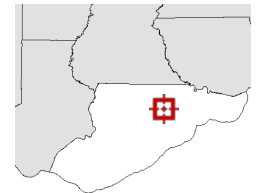
**Date**

  
1/4/22





#### Overview



#### Legend

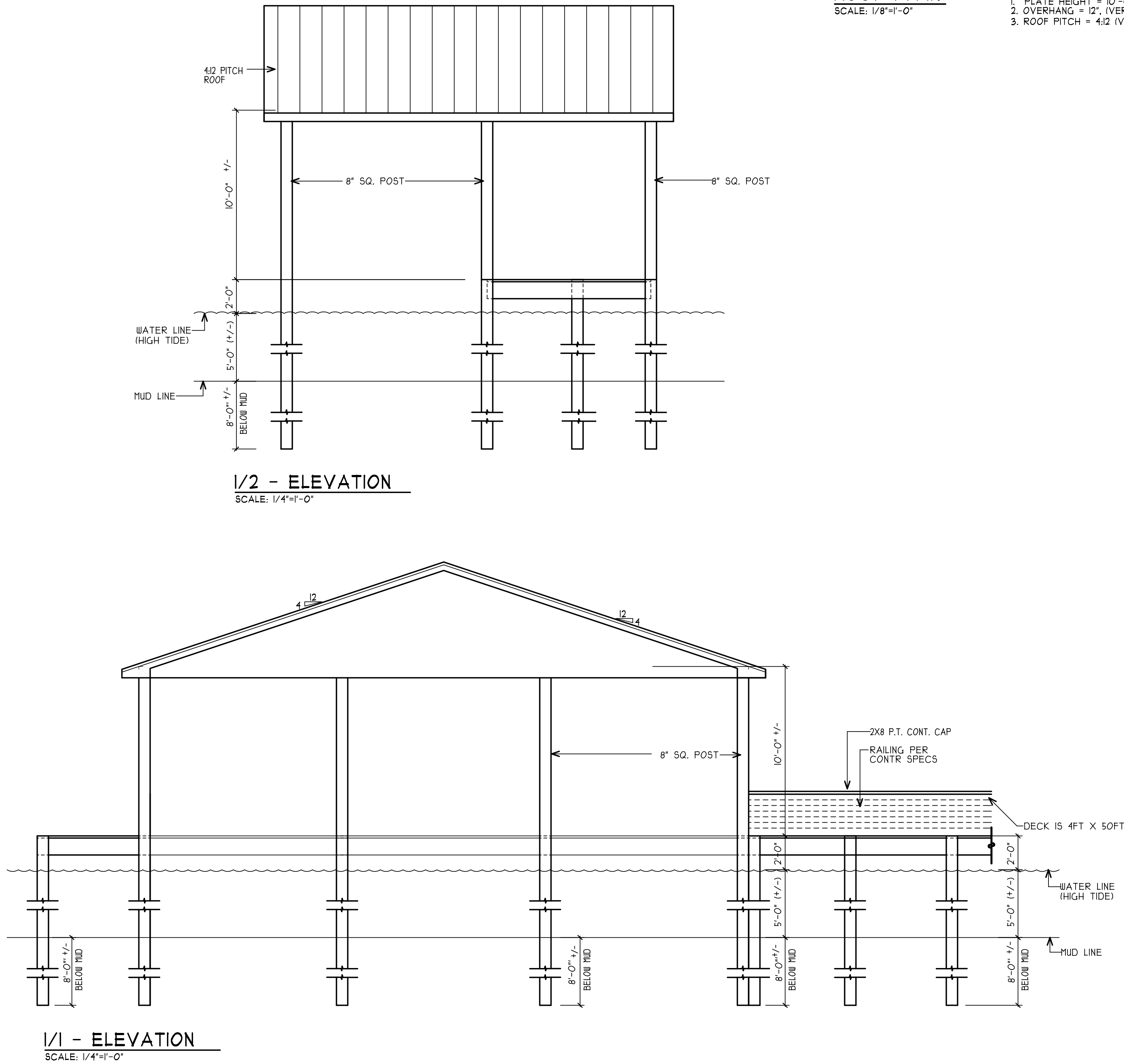
- ☐ Parcels
- ☐ Roads
- ☐ City Labels

<b>Parcel ID</b>	01-06S-03W-0000-0080-0020	<b>Alternate ID</b>	03W06S010000008000020	<b>Owner Address</b>	MILLER ROBERT J & AMBER M
<b>Sec/Twp/Rng</b>	1-6S-3W	<b>Class</b>	SINGLE FAMILY		MILLER AMBER M
<b>Property Address</b>	143 RIO VISTA DR	<b>Acreage</b>	n/a		204 SHADEVILLE RD
					CRAWFORDVILLE, FL 32327-2315
<b>District</b>	1				
<b>Brief Tax Description</b>	LOT 3 BREAKAWY LODGE PROP				
	(Note: Not to be used on legal documents)				

Date created: 2/18/2022  
Last Data Uploaded: 2/18/2022 4:35:47 AM

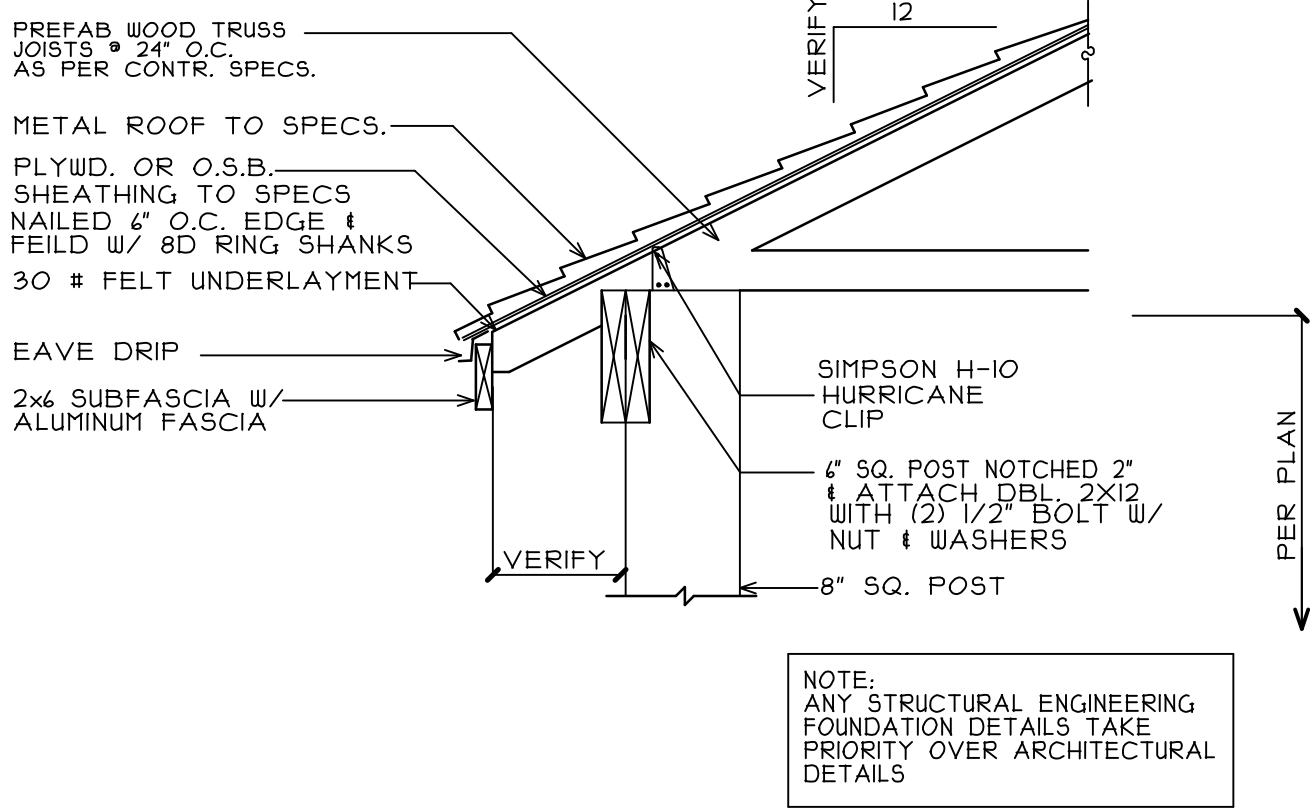
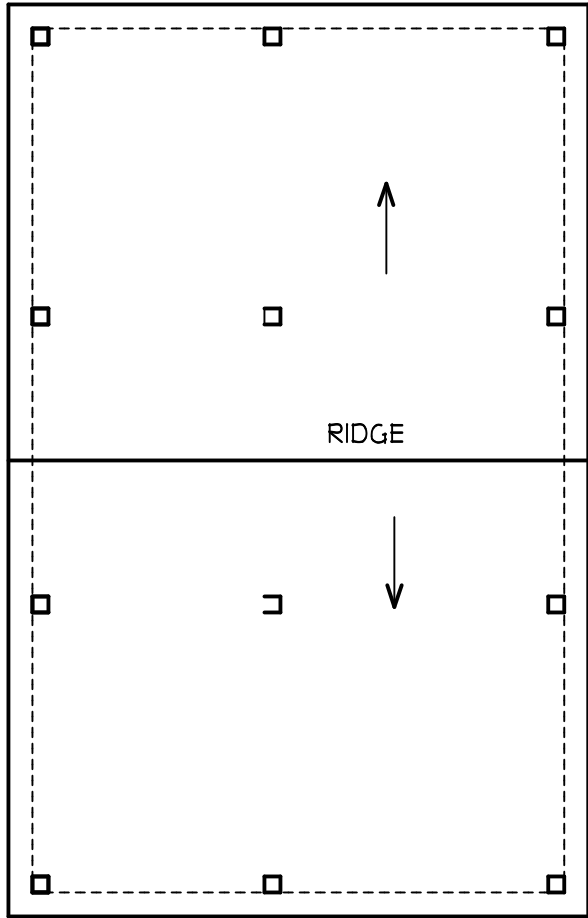
Developed by 



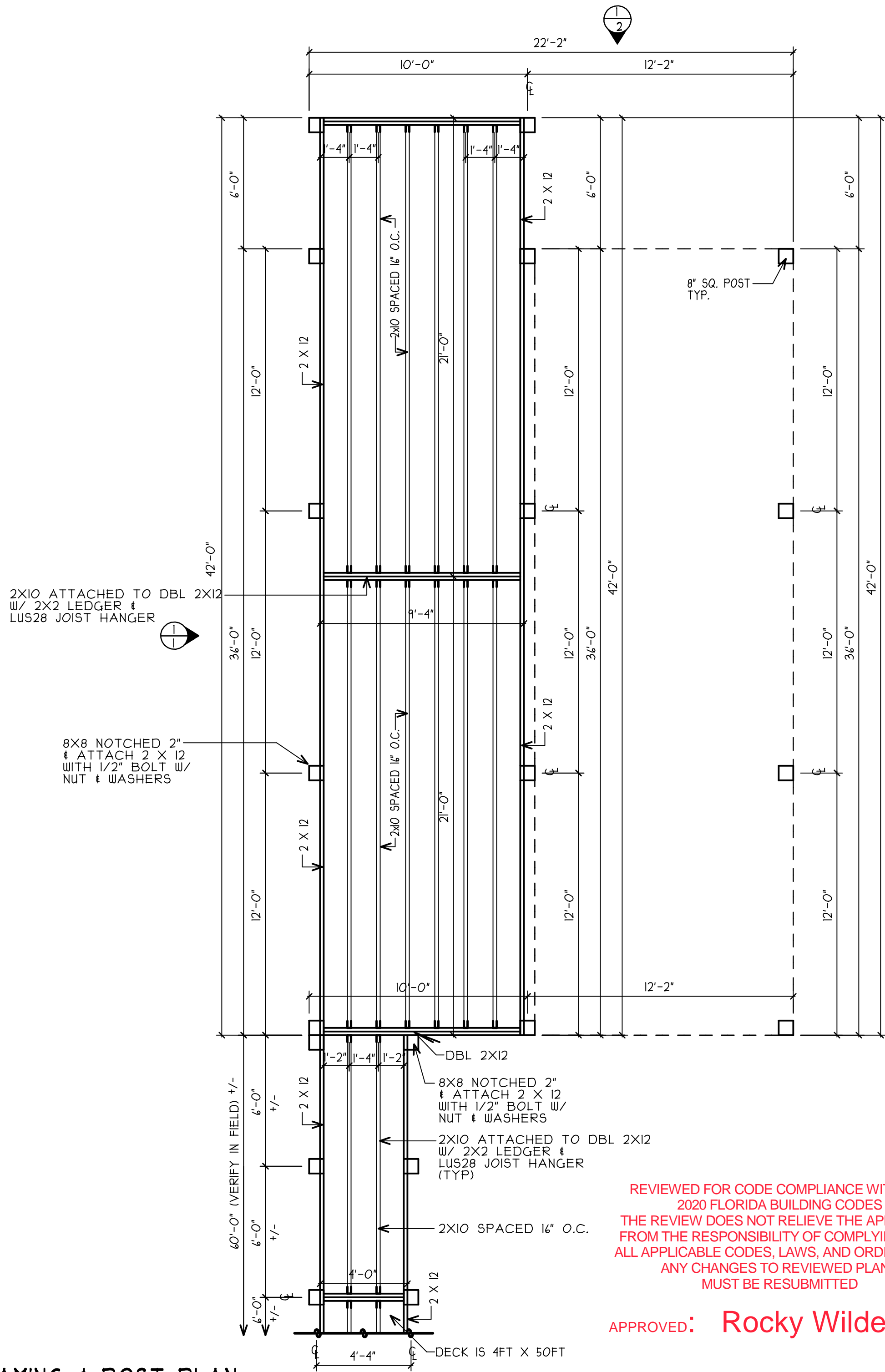


ROOF PLAN  
SCALE: 1/8"=1'-0"

TYPICAL NOTE:  
1. PLATE HEIGHT = 10'-0" (+/-) VERIFY IN FIELD  
2. OVERHANG = 12", (VERIFY IN FIELD)  
3. ROOF PITCH = 4:12 (VERIFY IN FIELD)



TYPICAL EAVE SECTION  
SCALE: NOT TO SCALE



FRAMING & POST PLAN  
SCALE: 1/4"=1'-0"

REVIEWED FOR CODE COMPLIANCE WITH THE 2020 FLORIDA BUILDING CODES. THE REVIEW DOES NOT RELIEVE THE APPLICANT FROM THE RESPONSIBILITY OF COMPLYING WITH ALL APPLICABLE CODES, LAWS, AND ORDINANCES. ANY CHANGES TO REVIEWED PLANS MUST BE RESUBMITTED

APPROVED: Rocky Wilde





DEPARTMENT OF THE ARMY  
CORPS OF ENGINEERS, JACKSONVILLE DISTRICT  
701 SAN MARCO BOULEVARD  
JACKSONVILLE, FLORIDA 32232-0019

September 17, 2021

Regulatory Division  
North Permits Branch  
Panama City Permits Section  
SAJ-2021-02255(NW/GP-KAB)

Mr. Robert Miller  
143 Rio Vista Drive  
Sopchoppy, FL 32358  
Sent via email: goldenconstructionfl@gmail.com

Dear Mr. Miller:

The U.S. Army Corps of Engineers (Corps) has completed the review of your application for a Department of the Army permit received on June 24, 2021. Your application was assigned file number SAJ-2021-02255. A review of the information and drawings provided indicates that the proposed work would result in the construction of a 1,324 SF single-family dock consisting of a 5'x80' access dock, a 10'x42' covered terminal platform, and a 12'x42' covered boat slip with lift, and the construction of a 12' wide by 24' long boat ramp, of which 12'x12' will be placed below the High Tide Line/Wetland Line. Total fill for the boat ramp will be 4 CY/0.003 acre. Best Management Practices for erosion and sedimentation controls will be utilized, including turbidity curtains and silt fencing. The activities subject to this permit are authorized pursuant to authorities under Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. § 403), and Section 404 of the Clean Water Act (33 U.S.C. § 1344). The project is located in the Ochlocknee River at 143 Rio Vista Drive, in Section 01, Township 06 South, Range 03 West, Sopchoppy, Franklin County, Florida.

The aspect of your project involving the construction of a boat ramp, as depicted on the attached drawings, is authorized by Nationwide Permit 36 (NWP-36), Boat Ramps, which became effective on March 19, 2017 (82 FR 1860, January 6, 2017). **This verification is valid until March 18, 2022.** In order for this NWP authorization to be valid, you must ensure that the work is performed in accordance with the Nationwide Permit General Conditions, the Jacksonville District Regional Conditions, and the General and Project-Specific Special Conditions listed below. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant nationwide permit is modified or revoked, you will have 12 months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this NWP. Alternatively, you can access the U.S. Army Corps of Engineers' (Corps) Jacksonville District's Regulatory Source Book web page for links to view Nationwide Permit information at:



<https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book/> . Please be aware this Internet address is case sensitive and should be entered as it appears above. Once there you will need to select “Source Book”; and, then select “Nationwide Permits.” These files contain the description of the Nationwide Permit authorization, the Nationwide Permit general conditions, and the regional conditions, which apply specifically to this NWP verification.

The aspect of your project involving the construction of a single-family dock, as depicted on the attached drawings, is authorized by Regional General Permit (RGP) SAJ-20 and its subsequent modifications, if applicable. **This RGP authorization is valid until March 27, 2023.** Please access the Corps' Jacksonville District Regulatory Division Source Book webpage to view the special and general conditions for SAJ-20, which apply specifically to this authorization. The Internet URL address is: <http://www.saj.usace.army.mil/Missions/Regulatory.aspx>. Please be aware this Internet address is case sensitive; and, you will need to enter it exactly as it appears above. Once there select “Source Book”; and, then select “General Permits.” Then you will need to select the specific SAJ permit noted above.

**You must comply with ALL the NWP and RGP general, special, and/or regional Conditions, attached and/or incorporated by reference, and the Project Specific Special Conditions and General Conditions, listed below, or you may be subject to enforcement action.**

**General Conditions (33 CFR PART 320-330):**

1. The time limit for completing the authorized boat ramp ends on **March 18, 2022.** The time limit for completing the authorized dock ends on **March 27, 2023.**

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 transfer form attached to this letter and forward a copy 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. For your convenience, a copy of the certification is attached if it contains such conditions.

6. You must allow a representative 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.

#### **Project Specific Special Conditions:**

The following project specific special conditions are included with this verification:

1. **Reporting Addresses:** The Permittee shall submit all reports, notifications, documentation and correspondence required by the general and special conditions of this permit to either (not both) of the following addresses:

a. For electronic mail (preferred): [SAJ-RD-Enforcement@usace.army.mil](mailto:SAJ-RD-Enforcement@usace.army.mil) (not to exceed 15 MB).

b. For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, P.O. Box 4970, Jacksonville, FL 32232-0019.

The Permittee shall reference this DA permit number, SAJ-2021-02255 (NW/GP-KAB), on all submittals.

2. **Commencement Notification:** Within 10 days from the date of initiating the work authorized by this permit the Permittee shall submit a completed *Commencement Notification* form (Attachment A).

3. **Self-Certification:** Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the attached “Self-Certification Statement of Compliance” form (Attachment B) 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.



4. **Agency Changes/Approvals:** Should any other agency require and/or approve changes to the work authorized or obligated by this permit, the Permittee is advised a modification to this permit instrument is required prior to initiation of those changes. It is the Permittee's responsibility to request a modification of this permit from the Panama City Permits Section. The Corps reserves the right to fully evaluate, amend, and approve or deny the request for modification of this permit.

5. **Posting of Permit:** The Permittee shall have available and maintain for review a copy of this permit and approved plans at the construction site.

6. **Assurance of Navigation and Maintenance:** 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.

**7. Cultural Resources/Historic Properties:**

a. No structure or work shall adversely affect impact or disturb properties listed in the National Register of Historic Places (NRHP) or those eligible for inclusion in the NRHP.

b. If during the ground disturbing activities and construction work within the permit area, there are archaeological/cultural materials encountered which were not the subject of a previous cultural resources assessment survey (and which shall include, but not be limited to: pottery, modified shell, flora, fauna, human remains, ceramics, stone tools or metal implements, dugout canoes, evidence of structures 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 and ground-disturbing activities within a 100-meter diameter of the discovery and notify the Corps within the same business day (8 hours). The Corps shall then notify the Florida State Historic Preservation Officer (SHPO) and the appropriate Tribal Historic Preservation Officer(s) (THPO(s)) to assess the significance of the discovery and devise appropriate actions.

c. Additional cultural resources assessments may be required of the permit area in the case of unanticipated discoveries as referenced in accordance with the above Special Condition ; and if deemed necessary by the SHPO, THPO(s), or Corps, in



accordance with 36 CFR 800 or 33 CFR 325, Appendix C (5). 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 CFR Part 325.7. Such activity shall not resume on non-federal lands without written authorization from the SHPO for finds under his or her jurisdiction, and from the Corps.

d. In the unlikely event that unmarked human remains are identified on non-federal lands, they will be treated in accordance with Section 872.05 Florida Statutes. All work and ground disturbing activities within a 100-meter diameter of the unmarked human remains shall immediately cease and the Permittee shall immediately notify the medical examiner, Corps, and State Archeologist within the same business day (8-hours). The Corps shall then notify the appropriate SHPO and THPO(s). 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 CFR Part 325.7. Such activity shall not resume without written authorization from the State Archeologist and from the Corps.

**8. Erosion Control:** Prior to the initiation of any work authorized by this permit, the Permittee shall install erosion control measures along the perimeter of all work areas to prevent the displacement of fill material outside the work area into waters of the United States. Immediately after completion of the final grading of the land surface, all slopes, land surfaces, and filled areas shall be stabilized using sod, degradable mats, barriers, or a combination of similar stabilizing materials to prevent erosion. The erosion control measures shall remain in place and be maintained until all authorized work is completed and the work areas are stabilized.

**9. Turbidity Barriers:** Prior to the initiation of any of the work authorized by this permit, the Permittee shall install floating turbidity barriers with weighted skirts that extend to the bottom around all work areas that are in, or adjacent to, surface waters. The turbidity barriers shall remain in place and be maintained until the authorized work has been completed and all suspended and erodible materials have been stabilized. Turbidity barriers shall be removed upon stabilization of the work area.

**10. Fill Material:** The Permittee shall use only clean fill material for this project. The fill material shall be free from items such as trash, debris, automotive parts, asphalt, construction materials, concrete block with exposed reinforcement bars, and soils contaminated with any toxic substance, in toxic amounts in accordance with Section 307 of the Clean Water Act.

**11. Manatee Conditions:** The Permittee shall comply with the “Standard Manatee Conditions for In-Water Work – 2011” (Attachment C).



**12. Jacksonville District Programmatic Biological Opinion (JAXBO), November 2017, Project Design Criteria (PDCs):** Structures authorized under this permit must comply with all applicable PDCs, based on the permitted activity, as required by JAXBO. Please note that failure to comply with the applicable PDCs, where a take of listed species occurs, would constitute an unauthorized take, and noncompliance with this permit. The NMFS is the appropriate authority to enforce the terms and conditions of JAXBO. The most current version of JAXBO can be accessed at the Jacksonville District Regulatory Division internet webpage in the Endangered Species section of the Sourcebook located at:  
<http://www.saj.usace.army.mil/Missions/Regulatory/SourceBook.aspx>

Note - JAXBO may be subject to revision at any time. The most recent version of these conditions must be utilized during the design and construction of the permitted work. In accordance with the Endangered Species Act, and for those projects which do not comply with JAXBO, the Corps will seek individual consultation with the NMFS.

Note - some authorized activities may deviate from the PDCs. In cases, where the activity (i.e., structure dimensions, length, etc.) deviates from the PDCs, the permit drawings shall supersede the PDCs.

For each of the following authorized activities subject of this permit, the permittee shall adhere to the following PDCs, which are attached to, and made part of, this authorization/verification letter:

Activity 6 – Boat Ramps: (AP.1-14; A6.1-11) and  
Activity 2 - Pile-supported Structures and Anchored Buoys: (AP.1-14; A2.1-16; S.1; S.2; S.4) (Attachment D)

**13. Eastern Indigo Snake Protection Measures and Inspection:** Permittee shall comply with U.S. Fish and Wildlife Service's "Standard Protection Measures for the Eastern Indigo Snake" dated August 12, 2013, as provided in Attachment E of this permit. All gopher tortoise burrows, active or inactive, shall be evacuated prior to site manipulation in the vicinity of the burrow. If excavating potentially occupied burrows, active or inactive, individuals must first obtain state authorization via a Florida Fish and Wildlife Conservation Commission (FWC) Authorized Gopher Tortoise Agent permit. The excavation method selected shall minimize the potential for injury of an indigo snake. The Permittee shall follow the excavation guidance provided in the most current FWC Gopher Tortoise Permitting Guidelines found at <http://myfwc.com/gophertortoise>. If an indigo snake is encountered, the snake must be allowed to vacate the area prior to additional site manipulation in the vicinity. Holes, cavities, and snake refugia other than gopher tortoise burrows shall be inspected each morning before planned site manipulation of a particular area, and if occupied by an indigo snake, no work shall



commence until the snake has vacated the vicinity of the proposed work.

Please note U.S. Coast Guard regulations may require you as permittee to provide information for a Notice to the maritime community regarding your project. You should contact the Coast Guard Sector Mobile Waterways Management Branch (spw), 1500 15th Street, Mobile, AL 36615 or by phone at 251-441-5684 to determine if a Notice is necessary. Also any safety lights, signs and signals prescribed by the U.S. Coast Guard through their regulations or otherwise, must be installed and maintained at your expense as permittee on authorized facilities in navigable waters of the United States. To receive a U.S. Coast Guard Private Aids to Navigation marking determination, you are advised to contact the Eighth Coast Guard District (dpw), 500 Poydras St. Suite 1230, New Orleans, LA 70130, 504-671-2328 or via email to: [D8oanPATON@uscg.mil](mailto:D8oanPATON@uscg.mil) prior to installation/construction of any fixed structures. For general information related to Private Aids to Navigation please visit the Eighth CG District web site at: <http://www.atlanticarea.uscg.mil/district-8/district-divisions/waterways/PATON>

This letter of authorization does not give absolute Federal authority to perform the work as specified on your application. The proposed work may be subject to local building restrictions mandated by the National Flood Insurance Program. You should contact your local office that issues building permits to determine if your site is located in a flood-prone area, and if you must comply with the local building requirements mandated by the National Flood Insurance Program.

This letter of authorization does not preclude the necessity to obtain any other Federal, State, or local permits, which may be required.

Thank you for your cooperation with our permit program. The Corps' Jacksonville District Regulatory Division is committed to improving service to our customers. We strive to perform our duty in a friendly and timely manner while working to preserve our environment. We invite you to complete our automated Customer Service Survey at <https://regulatory.ops.usace.army.mil/customer-service-survey/>. Please be aware this Internet address is case sensitive; and, you will need to enter it exactly as it appears above. Your input is appreciated – favorable or otherwise.

Should you have any questions related to this verification letter or have issues accessing the documents reference in this letter, please contact Kelly Bunting at the letterhead address above, via telephone at 850-763-0717, or via e-mail at [Kelly.A.Bunting@usace.army.mil](mailto:Kelly.A.Bunting@usace.army.mil).

Sincerely,



*Kelly Bunting*  
Kelly Bunting  
Project Manager

Enclosures

Cc: Aaron Sarchet, Florida Environmental and Land Services, Inc.  
Agent



**DEPARTMENT OF THE ARMY PERMIT TRANSFER REQUEST**

**DA PERMIT NUMBER: SAJ-2021-02255(NW/GP-KAB)**

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. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.

To validate the transfer of this permit and the associated responsibilities associated with compliance with its terms and conditions, have the transferee sign and date below and mail to the U.S. Army Corps of Engineers, Enforcement Section, Post Office Box 4970, Jacksonville, FL 32232-0019 or submit via electronic mail to: [SAJ-RD-Enforcement@usace.army.mil](mailto:SAJ-RD-Enforcement@usace.army.mil) (not to exceed 15 MB).

\_\_\_\_\_  
(TRANSFEREE-SIGNATURE)

\_\_\_\_\_  
(SUBDIVISION)

\_\_\_\_\_  
(DATE)

\_\_\_\_\_  
(LOT)

\_\_\_\_\_  
(BLOCK)

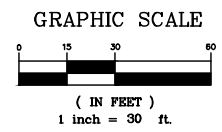
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(NAME-PRINTED)

\_\_\_\_\_  
(STREET ADDRESS)

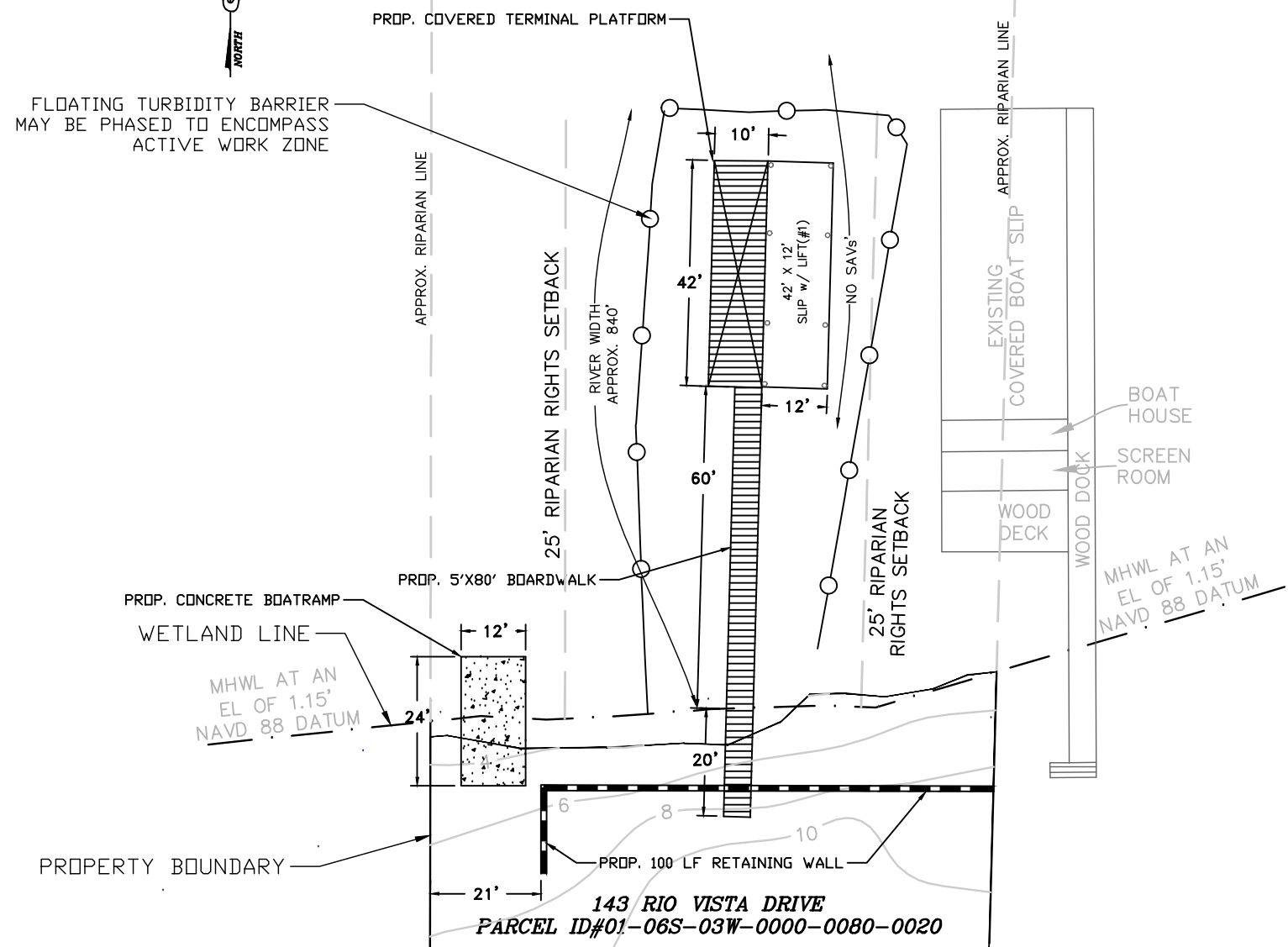
\_\_\_\_\_  
(MAILING ADDRESS)

\_\_\_\_\_  
(CITY, STATE, ZIP CODE)



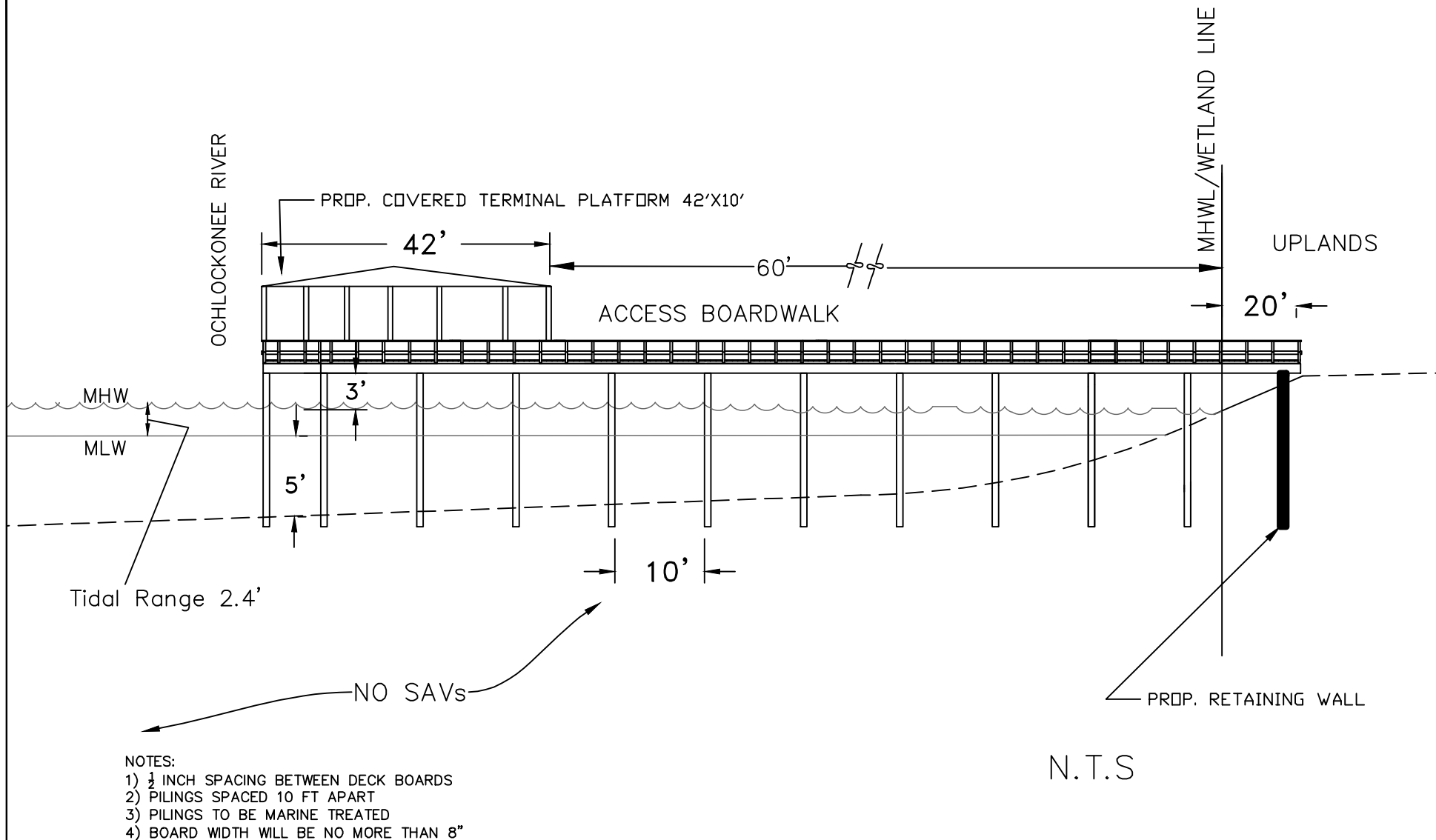


# OCHLOCKONEE RIVER



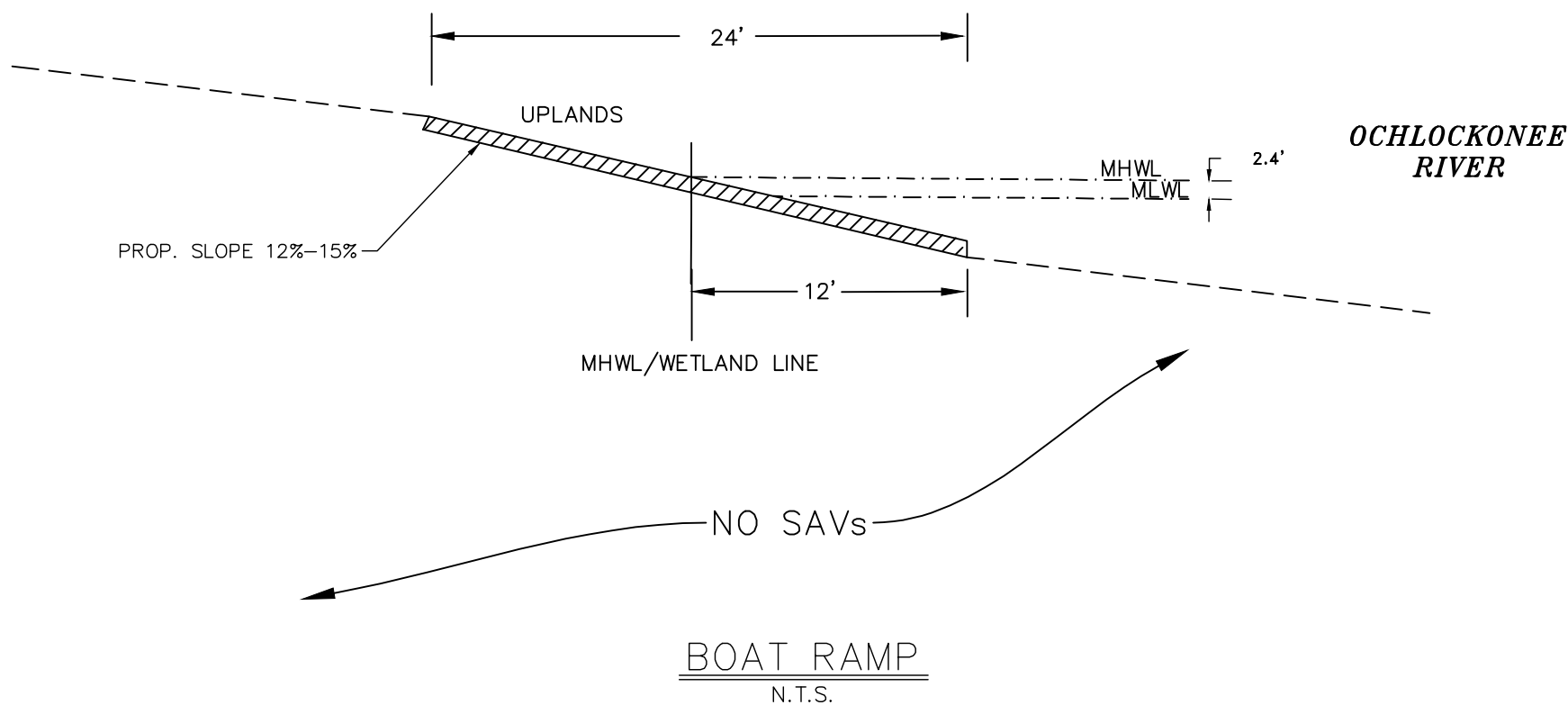
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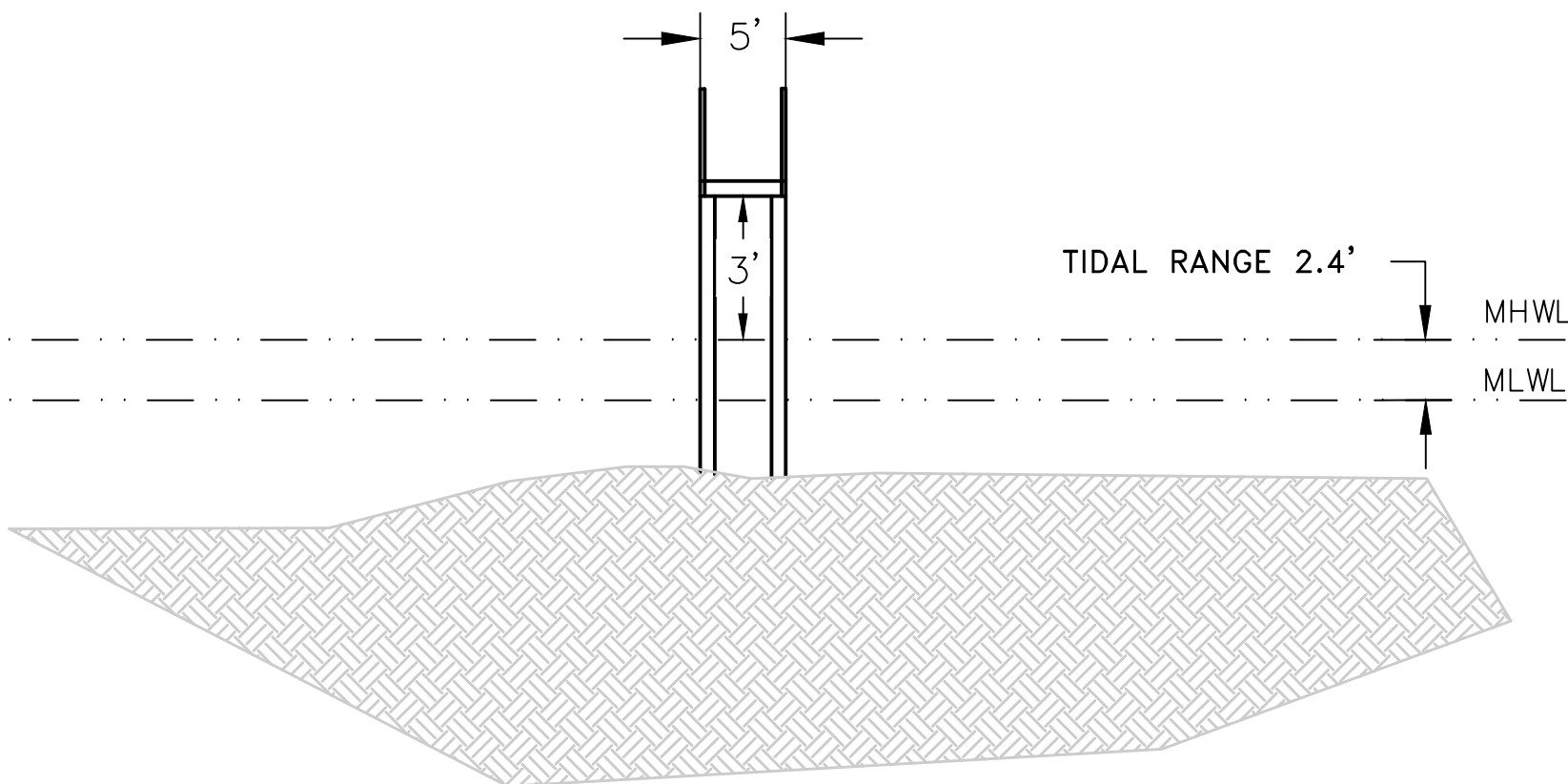
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<b>DATE</b> 6-2-2021	<b>BY:</b> BCW	<b>CHK:</b> EP	<b>PROJ:</b> 21-1871				





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<p><b>FLORIDA ENVIRONMENTAL AND LAND SERVICES, INC.</b> 221-4 DELTA COURT TALLAHASSEE, FLORIDA 32303 850-385-6255 (VOICE) 850-385-6355 (FAX)</p>	<p>PROJECT <b>MILLER DOCK</b>  FRANKLIN COUNTY, FL</p>	<table> <tr> <td colspan="4">TITLE <b>DETAIL PROPOSED CONDITIONS</b></td> </tr> <tr> <td>DATE 6-2-2021</td> <td>BY: BCW</td> <td>CHK: EP</td> <td>PROJ: 21-1871</td> </tr> </table>	TITLE <b>DETAIL PROPOSED CONDITIONS</b>				DATE 6-2-2021	BY: BCW	CHK: EP	PROJ: 21-1871	<p>PAGE: 4  OF: 4</p>
TITLE <b>DETAIL PROPOSED CONDITIONS</b>											
DATE 6-2-2021	BY: BCW	CHK: EP	PROJ: 21-1871								



## **COMMENCEMENT NOTIFICATION**

*Within ten (10) days of initiating the authorized work, submit this form via electronic mail to [saj-rd-enforcement@usace.army.mil](mailto:saj-rd-enforcement@usace.army.mil) (preferred, not to exceed 15 MB) **or** by standard mail to U.S. Army Corps of Engineers, Enforcement Section, P.O. Box 4970, Jacksonville, FL 32232-0019.*

**1. Department of the Army Permit Number:** SAJ-2021-02255(NW/GP-KAB)

**2. Permittee Information:**

Name: \_\_\_\_\_

Email: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

**3. Construction Start Date:** \_\_\_\_\_

**4. Contact to Schedule Inspection:**

Name: \_\_\_\_\_

Email: \_\_\_\_\_

Phone: \_\_\_\_\_

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Printed Name of Permittee

\_\_\_\_\_  
Date



## **SELF-CERTIFICATION STATEMENT OF COMPLIANCE**

*Within sixty (60) days of completion of the authorized work, submit this form via electronic mail to [saj-rd-enforcement@usace.army.mil](mailto:saj-rd-enforcement@usace.army.mil) (preferred, not to exceed 15MB) **or** by standard mail to U.S. Army Corps of Engineers, Enforcement Section, P.O. Box 4970, Jacksonville, FL 32232-0019.*

1. **Department of the Army Permit Number:** SAJ-2021-02255(NW/GP-KAB)

2. **Permittee Information:** Name: \_\_\_\_\_

Email: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

3. **Date Authorized Work Started:** \_\_\_\_\_ **Completed:** \_\_\_\_\_

4. **Contact to Schedule Inspection:** Name: \_\_\_\_\_

Email: \_\_\_\_\_

Phone: \_\_\_\_\_

5. **Description of Authorized Work (e.g. bank stabilization, fill placed within wetlands, docks, dredging, etc.):** \_\_\_\_\_

\_\_\_\_\_

6. **Acreage or Square Feet of Impacts to Waters of the United States:** \_\_\_\_\_

7. **Describe Mitigation completed (if applicable):** \_\_\_\_\_

\_\_\_\_\_

8. **Describe any Deviations from Permit (attach drawing(s) depicting the deviations):**

\_\_\_\_\_

\*\*\*\*\*

I certify that all work and mitigation (if applicable) was done in accordance with the limitations and conditions as described in the permit. Any deviations as described above are depicted on the attached drawing(s).

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Printed Name of Permittee

\_\_\_\_\_  
Date



## 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 in Vero Beach (1-772-562-3909) for south Florida, and emailed to FWC at [ImperiledSpecies@myFWC.com](mailto: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 8½" 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 [http://www.myfwc.com/WILDLIFEHABITATS/manatee\\_sign\\_vendors.htm](http://www.myfwc.com/WILDLIFEHABITATS/manatee_sign_vendors.htm). Questions concerning these signs can be forwarded to the email address listed above.



## Project Design Criteria (PDCs) Applicable to All Projects

**NOTE** - You are required to comply with the following PDCs, which serve to address requirements pursuant to Section 7, Endangered Species Act (ESA) for those listed species and designated critical habitat under purview of the National Marine Fisheries Service Protected, Resources Division. These PDCs are taken from the Programmatic Biological Opinion (PBO) referred to as JaxBO. These criteria serve to address ESA requirements only, and additional conditions may be required to address other Federal laws, including the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act. Authorization under this permit is conditional upon your compliance with all applicable PDCs, which are made part of this permit. You are reminded that you must complete the attached self-certification statement of compliance following completion of the authorized work. Your statement of compliance does not obviate the need to satisfy all PDCs, including those requirements (e.g., such as structural dimensions and educational signs) that are observable post-construction, and those requirements (e.g., construction methods or procedures to be followed) that are not observable post-construction. Please note that failure to comply with the applicable PDCs of this PBO, where a take of the listed species occurs, would constitute an unauthorized take, and it would also constitute noncompliance with this permit. The NMFS is the appropriate authority to determine compliance with the terms and conditions of this PBO.

**AP.1.** The applicant must agree to adhere to PDCs for *In-Water Activities* (provided below).

**AP.2.** All projects involving the installation of piles or sheet piles shall follow the PDCs for *In-Water Noise from Pile and Sheet Pile Installation* (Section 2.2). This Opinion does not cover projects that use seismic surveys, low frequency sonar, explosions, and seismic air guns.

**AP.3.** All projects proposed in or near areas with mangroves, seagrasses, corals, or hard bottom habitat must refer to PDCs for *Mangroves, Seagrasses, Corals, and Hard Bottom for All Projects* (provided below) to determine whether the project is covered under the Opinion and, if it is covered, to ensure it is sited, designated, and implemented following all of the PDCs in that section.

**AP.4.** For every project, the USACE must determine if the project is located within:

- a) Smalltooth sawfish critical habitat limited exclusion zones (Section 2.1.1.1)
- b) Gulf sturgeon critical habitat migratory restriction zones (Section 2.1.1.2)
- c) Atlantic sturgeon critical habitat exclusion zone (St. Marys River) (Section 2.1.1.3)
- d) North Atlantic right whale educational sign zones (Section 2.1.1.4)
- e) U.S. Caribbean sea turtle critical habitat restriction zones (Section 2.1.1.5)
- f) Bryde's whale exclusion zone (Section 2.1.1.6)

Where the activity is excluded from the Opinion within a particular zone, the application must be processed under a separate consultation. Where additional restrictions apply to activities within that zone, the USACE or other authorizing entity must ensure that the project meets the requirements for that zone.

**AP.5.** This Opinion only covers new construction (i.e., installation, repair, replacement) and does not apply to after-the-fact consultations or enforcement actions handled by the Corps.

**AP.6.** All activities must be completed during daylight hours.



## Project Design Criteria (PDCs) for In-Water Activities

**AP.7. Education and Observation:** The permittee must ensure that all personnel associated with the project are instructed about the potential presence of species protected under the ESA and the Marine Mammal Protection Act (MMPA). All on-site project personnel are responsible for observing water-related activities for the presence of protected species. All personnel shall be advised that there are civil and criminal penalties for harming, harassing, or killing ESA-listed species or marine mammals. To determine which species may be found in the project area, please review the relevant Protected Species List at:

[http://sero.nmfs.noaa.gov/protected\\_resources/section\\_7/threatened\\_endangered/index.html](http://sero.nmfs.noaa.gov/protected_resources/section_7/threatened_endangered/index.html)

**AP.8. Reporting Interactions with Protected Species:**

- a) Any collision(s) with and/or injury to any sea turtle, sawfish, whale, or sturgeon occurring during the construction of a project, shall be reported immediately to NMFS's Protected Resources Division (PRD) at (1-727-824-5312) or by email to: [takereport.nmfs@noaa.gov](mailto:takereport.nmfs@noaa.gov) and [SAJ-RD-Enforcement@usace.army.mil](mailto:SAJ-RD-Enforcement@usace.army.mil).
- b) Smalltooth sawfish: Report sightings to 1-844-SAWFISH or email: [Sawfish@MyFWC.com](mailto:Sawfish@MyFWC.com)
- c) Sturgeon: Report dead sturgeon to 1-844-STURG 91 (1-844-788-7491) or email: [nmfs.ser.sturgeonnetwork@noaa.gov](mailto:nmfs.ser.sturgeonnetwork@noaa.gov)
- d) Sea turtles and marine mammals: Report stranded, injured, or dead animals to 1-877-WHALE HELP (1-877-942-5343).
- e) North Atlantic right whale: Report injured, dead, or entangled right whales to the USCG via VHF Channel 16.

**AP.9. Vessel Traffic and Construction Equipment:** All vessel operators must watch for and avoid collision with species protected under the ESA and MMPA. Vessel operators must avoid potential interactions with protected species and operate in accordance with the following protective measures:

- a) *Construction Equipment*:
  - i) All vessels associated with the construction project shall operate at "Idle Speed/No Wake" at all times while operating in water depths where the draft of the vessel provides less than a 4-foot (ft) clearance from the bottom, and in all depths after a protected species has been observed in and has departed the area.
  - ii) All vessels will follow marked channels and/or routes using the maximum water depth whenever possible.
  - iii) Operation of any mechanical construction equipment, including vessels, shall cease immediately if a listed species is observed within a 50-ft radius of construction equipment and shall not resume until the species has departed the area of its own volition.
  - iv) If the detection of species is not possible during certain weather conditions (e.g., fog, rain, wind), then in-water operations will cease until weather conditions improve and detection is again feasible.



- b) *All Vessels:*
  - i) Sea turtles: Maintain a minimum distance of 150 ft.
  - ii) North Atlantic right whale: Maintain a minimum 1,500-ft distance (500 yards).
  - iii) Vessels 65 ft in length or longer must comply with the Right Whale Ship Strike Reduction Rule (50 CFR 224.105) which includes reducing speeds to 10 knots or less in Seasonal Management Areas (<http://www.fisheries.noaa.gov/pr/shipstrike/>).
  - iv) Mariners shall check various communication media for general information regarding avoiding ship strikes and specific information regarding right whale sightings in the area. These include NOAA weather radio, USCG NAVTEX broadcasts, and Notices to Mariners.
  - v) Marine mammals (i.e., dolphins, whales [other than North Atlantic right whales], and porpoises): Maintain a minimum distance of 300 ft.
  - vi) When these animals are sighted while the vessel is underway (e.g., bow-riding), attempt to remain parallel to the animal's course. Avoid excessive speed or abrupt changes in direction until they have left the area.
  - vii) Reduce speed to 10 knots or less when mother/calf pairs or groups of marine mammals are observed, when safety permits.

- AP.10. Turbidity Control Measures during Construction:** Turbidity must be monitored and controlled. Prior to initiating any of the work covered under this Opinion, the Permittee shall install turbidity curtains as described below. In some instances, the use of turbidity curtains may be waived by the USACE project manager if the project is deemed too minimal to generate turbidity (e.g., certain ATON installation, scientific survey device placement, marine debris removal) or if the current is too strong for the curtains to stay in place. Turbidity curtains specifications:
- a) Install floating turbidity barriers with weighted skirts that extend to within 1 ft of the bottom around all work areas that are in, or adjacent to, surface waters.
  - b) Use these turbidity barriers throughout construction to control erosion and siltation and ensure that turbidity levels within the project area do not exceed background conditions.
  - c) Position turbidity barriers in a way that does not block species' entry to or exit from designated critical habitat.
  - d) Monitor and maintain turbidity barriers in place until the authorized work has been completed and the water quality in the project area has returned to background conditions.
  - e) In the range of ESA-listed corals (St. Lucie Inlet, Martin County south to the Dry Tortugas and the U.S. Caribbean) and Johnson's seagrass (Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida):
    - i. Projects that include upland earth moving (e.g., grading to install a building or parking lot associated with a dock and seawall project), must install sediment control barriers to prevent any upland sediments from reaching estuarine or marine waters.
    - ii. The turbidity curtain requirement cannot be waived for any project that moves or removes sediment (e.g., dredging, auger to create a pile, trenching to install a cable



line). If turbidity curtains are not feasible in an area based on site conditions such as water current, high wave action, or stormy conditions, the project must undergo individual Section 7 consultation and is not covered under this Programmatic Opinion.

**AP.11. Entanglement:** All turbidity curtains and other in-water equipment must be properly secured with materials that reduce the risk of entanglement of marine species (described below). Turbidity curtains likewise must be made of materials that reduce the risk of entanglement of marine species.

- a) In-water lines (rope, chain, and cable, including the lines to secure turbidity curtains) must be stiff, taut, and non-looping. Examples of such lines are heavy metal chains or heavy cables that do not readily loop and tangle. Flexible in-water lines, such as nylon rope or any lines that could loop or tangle, must be enclosed in a plastic or rubber sleeve/tube to add rigidity and prevent the line from looping and tangling. In all instances, no excess line is allowed in the water.
- b) Turbidity curtains and other in-water equipment must be placed in a manner that does not entrap species within the construction area or block access for them to navigate around the construction area.



## **Project Design Criteria (PDCs) for Mangroves, Seagrasses, Corals and Hard Bottom for All Projects**

Note: **For projects authorized in reliance on this Opinion only**, the PDCs below supercede any other guidance documents otherwise applicable to reduce or avoid impacts to mangroves, seagrasses, and corals. This includes the NMFS's *Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation, Marsh, or Mangrove Habitat* dated August 2001, and NMFS's *Key for Construction Conditions for Docks or Other Minor Structures Constructed in or over Johnson's Seagrass (Halophila johnsonii)*, dated October 2002. NMFS may still apply these guidance documents in other consultations, including consultations on Essential Fish Habitat under the Magnuson-Stevens Fishery Conservation and Management Act, as appropriate.

### **AP.12. Mangroves:**

- a) To qualify for coverage under this Opinion, all projects must be sited and designed to avoid or minimize impacts to mangroves.
- b) Mangrove removal must be conducted in a manner that avoids any unnecessary removal and is limited to the following instances:
  - i. Removal to install up to a 4-ft-wide walkway for a dock.
  - ii. Removal to install up to an 8-ft-wide walkway for public docks, where the walkway is necessary to address compliance with the Americans with Disability Act (ADA).
  - iii. Removal to install culverts necessary to improve water quality or restore hydrology between 2 water bodies. Such mangrove removal is limited to a maximum of 20 linear feet (lin ft) of shoreline per culvert opening.
  - iv. Removal of mangroves above mean high water (MHW) provided that the tree does not have any prop roots that extend into the water below the MHWL.
- c) Mangrove Trimming. Mangrove trimming is regulated by FDEP, Puerto Rico Department of Natural and Environmental Resources, and U.S. Virgin Islands Department of Planning and Natural Resources. Consistent with those authorities, when used in this Opinion, mangrove trimming refers to the removal (using hand equipment such as chain saws and/or machetes) of lateral branches (i.e., no alteration of the trunk of the tree) in a manner that ensures survival of the tree. This Opinion does not limit or supersede any restrictions on mangrove removal required under any federal, state, or local law.
  - i. This Opinion only covers projects with associated mangrove trimming occurring waterward of MHW if such trimming (1) occurs within the area where the authorized structures are placed or will be placed (e.g., removal of branches that overhang a dock),
  - ii. (2) is necessary to provide temporary construction access, and (3) is conducted in a manner that avoids any unnecessary trimming.



- iii. The Opinion does not apply to projects proposing to remove red mangrove props roots waterward of MHW, except for removal to install the dock walkways, as described above (up to a 4-ft walkway and up to a 8-ft ADA compliant walkway) and to install culverts necessary to improve water quality or restore hydrology between 2 water bodies.

**AP.13. Seagrass:**

- a) Pile-supported structures must follow the PDCs for *Docks or Other Minor Structures* (PDC A2.17, Section 2.2.2)

**Johnson's seagrass:**

- b) This Opinion does not apply to projects where Johnson's seagrass is found within the project footprint except for:
  - i. Installation of pile-supported structures that meet the PDCs for *Docks or Other Minor Structures* (PDC A2.17, Section 2.2.2).
  - ii. Maintenance dredging of previously authorized areas. This is limited to the removal of no more than 0.1 acre (ac) (4,356 ft<sup>2</sup>) of Johnson's seagrass per year (Activity 3; see Section 2.2.3).
  - iii. Transmission/utility line repairs within the same footprint of the lines being repaired (Activity 8; see Section 2.2.8).

**Non-listed seagrasses:**

- a) All impacts to non-ESA listed native, non-invasive seagrasses should be avoided and minimized to the extent practicable.
- b) This Opinion does not apply to projects located within the geographic boundary of U.S. Caribbean sea turtle critical habitat (hawksbill, leatherback, and the NA DPS of green sea turtle critical habitat identified in Section 2.1.1.5) if non-ESA listed, native, non-invasive seagrasses are found within the project footprint.
- c) This Opinion does not apply to projects that may affect, directly or indirectly, ESA-listed corals.
- d) Projects occurring within in the Florida Keys National Marine Sanctuary (FKNMS) may require separate consultation or authorization from NOAA's FKNMS. Projects authorized to occur in the FKNMS shall comply with any measures NOAA FKNMS has developed to avoid, minimize, and/or mitigate any effects on non-listed corals. For projects occurring outside of the FKNMS, if non-listed corals are found within the project footprint, we recommend relocating all non-listed corals, when possible, in a manner that is protective of the corals.



**AP.14. Coral and Hard Bottom Habitat:**

- a) This Opinion does not apply to projects that may affect, directly or indirectly, ESA-listed corals.
- b) Projects occurring within in the Florida Keys National Marine Sanctuary (FKNMS) may require separate consultation or authorization from NOAA's FKNMS. Projects authorized to occur in the FKNMS shall comply with any measures NOAA FKNMS has developed to avoid, minimize, and/or mitigate any effects on non-listed corals. For projects occurring outside of the FKNMS, if non-listed corals are found within the project footprint, we recommend relocating all non-listed corals, when possible, in a manner that is protective of the corals.
- c) This Opinion does not apply to projects where hard bottom habitat is found within the project footprint, except for the temporary placement (up to 24 months) of scientific survey devices (Activity 5) that have a footprint of less than 1 square foot (ft<sup>2</sup>) per device and are installed in a manner that does not permanently alter the hardbottom (e.g., the devices are not installed by drilling). For this Opinion, we define hard bottom in 2 ways:
  - i. Natural consolidated hard substrate that is suitable to support corals, coral larval settlement, reattachment and recruitment of asexual coral fragments. These areas of hard bottom or dead coral skeleton must be free from fleshy or turf macroalgae cover and sediment cover.
  - ii. Nearshore and surf-zone, low-profile hard bottom outcroppings (e.g., worm-rock reef [sabellariid worm reefs] and eolianite, granodiorite). This habitat can be persistent or ephemeral, cycling through periods of exposure and cover by sand. The range of this hard bottom habitat extends along the southeastern coast of Florida from Cape Canaveral to Miami-Dade County and in the U.S. Caribbean. It is an important developmental habitat for juvenile hawksbill and green sea turtles, which use it for both foraging and refuge.



## **Project Design Criteria (PDCs) Specific to Activity 6 for Boat Ramps**

### **A6.1.** Activities covered by this Opinion include:

- A6.1.1. Removal or reconfiguration of existing boat ramps. The removal of upland-cut boat basins by walling off and filling them in is a type of shoreline stabilization covered under Activity 1, PDC A1.1, Section 2.2.1.
- A6.1.2. Installation of new boat ramps for motorized vessels (1) are limited in size to 40 ft wide, (2) can have up to 2 boat lanes, and (3) can be associated with no more than 50 trailered vehicle parking spaces.
- A6.1.3. New boat ramps for non-motorized vessels are limited in size to 60 ft wide.
- A6.1.4. Repair and replacement of existing boat ramps can occur within the same footprint of the existing ramp, even if the repaired or replaced boat ramp does not meet the size requirements in PDC A6.1.2 and A6.1.3. Reconfiguration of boat ramps for motorized vessels that propose to expand the footprint must meet the size limitations described in A6.1.2 (i.e., the reconfiguration must be no more than 40 ft wide and can have up to 2 boat lanes).

### **The following PDCs apply to all the activities described in PDC A6.1 above:**

- A6.2.** Excavation is limited to the area necessary for site preparation. All excavated material shall be removed to an area that is not waters of the United States, as that term is defined and interpreted under the CWA, including wetlands.
- A6.3.** All commercial or public boat ramps must have signs posted in a visible location(s) on the dock(s), alerting boaters of listed species in the area susceptible to vessel strikes or hook-and-line captures. These signs shall include contact information for the sea turtle and marine mammal stranding networks and smalltooth sawfish encounter database.  
Please visit our website  
([http://sero.nmfs.noaa.gov/protected\\_resources/section\\_7/protected\\_species\\_educational\\_signs/index.html](http://sero.nmfs.noaa.gov/protected_resources/section_7/protected_species_educational_signs/index.html)) to determine which signs are required for your area, for sign installation guidance, and to download the most current version of the signs. In addition,
  - A6.3.2. Projects within the North Atlantic right whale educational sign zone (as defined in Section 2.1.1.4) shall post the *Help Protect North Atlantic Right Whales* sign.
  - A6.3.3. Projects in the range of Gulf, Atlantic, or shortnose sturgeon also shall post the *Report Sturgeon* sign.
  - A6.3.4. We are still developing the signs to be used in the U.S. Caribbean. Once developed, those signs will be included at the website above.



- A6.4.** All commercial and public boat ramps also must install and maintain for the life of the facility monofilament recycling bins to reduce the risk of turtle or sawfish entanglement in or ingestion of marine debris. Monofilament recycling bins must:
- A6.4.1. Be constructed and labeled according to the instructions provided at <http://mrrp.myfwc.com> or any equivalent guidance for the U.S. Caribbean.
  - A6.4.2. Be maintained for the life of the facility in working order and emptied frequently so that they do not overflow.
- A6.5.** The length of new boat ramps and changes to existing boat ramps to make them longer should ensure a water depth at the end of the ramp is deep enough to minimize sediment resuspension associated with launching vessels in shallow water.
- A6.6.** New boat ramps cannot be installed on ocean beaches that are used by nesting sea turtles.



### **Additional PDCs for Activity 6 applicable in Critical Hhabitat**

**A6.7.** Smalltooth Sawfish critical habitat:

- A6.7.1. New or expanded ramps located within smalltooth sawfish designated critical habitat cannot result in the loss of an essential feature of that critical habitat (red mangroves or shallow [MHWL to -3 ft MLLW], euryhaline water).
- A6.7.2. Boat ramps can be constructed in waters between MHWL and -3 ft MLLW (shallow, euryhaline habitat essential feature), provided that the water depth is not increased to deeper than -3 ft MLLW.
- A6.7.3. A boat ramp in smalltooth sawfish critical habitat may be repaired and replaced within the existing footprint.
- A6.7.4. Boat ramp activities cannot occur in areas identified as smalltooth sawfish limited exclusion zone, defined in Section 2.1.1.1.
- A6.7.5. Removal of upland cut boat ramps is allowed under this Opinion.

**A6.8.** *Acropora* critical habitat: New or expanded boat ramps are not allowed in *Acropora* critical habitat where the essential features are present. Boat ramp repair and replacement is allowed within *Acropora* critical habitat within the existing footprint.

**A6.9.** Johnson's seagrass critical habitat: New or expanded boat ramps are not allowed in Johnson's seagrass critical habitat where the essential features are present. Boat ramp repair and replacement is allowed within the existing footprint.

**A6.10.** Gulf sturgeon critical habitat: Additional noise restrictions are required for pile and sheet pile installation in the Gulf sturgeon critical habitat migratory restriction zones defined in Section 2.1.1.2.

**A6.11.** U.S. Caribbean sea turtle critical habitat (hawksbill, leatherback, and the NA DPS of green sea turtle critical habitat): This Opinion does not apply to new structures placed in sea turtle critical habitat in the U.S. Caribbean. Repair and replacement of shoreline protection within U.S. Caribbean sea turtle critical habitat is covered if it is within the existing footprint.



## Activity 2 (A2): Pile-Supported Structures and Anchored Buoys

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### *Project Design Criteria*

#### **PDCs Specific to Activity 2 - Pile-Supported Structures and Anchored Buoys:**

- A2.1. Activities covered by this Opinion include the installation, repair, replacement, and removal of structures as described below:
- A2.1.1. The pile-supported and anchored structures included in this Opinion are: docks and piers, boatlifts, mooring piles and dolphin piles associated with docks/piers; ATONs and PATONs; floating docks; pile-supported chickees (i.e., small, back-country, over-water, pile-supported, primitive camping shelters); boardwalks (as long as they are designed and clearly marked to prohibit fishing and vessel mooring); mooring fields and buoys; and other minor pile-supported structures. This does not include structures that support large commercial vessels including ferries, tankers, and cargo ships such as ferry terminals and large ports.
  - A2.1.2. Pile-supported docks/piers for a single-family residential lot are limited to 4 slips for motorized vessels. Slips for non-motorized vessels (e.g., kayak, canoe, and paddleboard) and associated launching areas do not count toward the total slip number.
  - A2.1.3. Pile-supported structures for marinas, multi-family facilities (e.g., condo complexes, trailer parks, subdivisions when the homeowners association owns and controls the in-water structures). Docks and piers for multi-family residential properties (e.g., condos, trailer parks, apartment complexes), and marinas are limited to a maximum of 50 total slips (i.e., combination of wet and dry slips for existing plus proposed slips).
  - A2.1.4. Anchored buoys and temporary pile-supported 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 ESA-listed coral colonies when transiting to the mooring areas. There is no limit on the number of vessel slips allowed for temporary structures associated marine events such as boat shows.
  - A2.1.5. Mooring fields are limited to a maximum of 50 motorized vessels (there is no limit on the number of non-motorized vessels).
  - A2.1.6. All pile-supported structures constructed must comply with PDC 2.17 for *Docks or Other Minor Structures Constructed in Florida Under this Opinion* (see below).

#### **The following PDCs apply to all the activities described in PDC A2.1 above:**

- 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\\_education\\_al\\_signs/index.html](http://sero.nmfs.noaa.gov/protected_resources/section_7/protected_species_education_al_signs/index.html)). The signs required to be posted by area are stated below:

- 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.
- A2.2.2. Projects within the North Atlantic right whale educational sign zone (as defined in Section 2.1.1.4) shall post the Help Protect North Atlantic Right Whales sign.
- A2.2.3. On the east coast of Florida, projects located within the St. John's 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.
- A2.2.4. We are still developing the signs to be used in the U.S. Caribbean. Once developed, those signs will be included at the website above.
- 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:
  - A2.3.1. Be constructed and labeled according to the instructions provided at <http://mrrp.myfwc.com>.
  - A2.3.2. Be maintained in working order and emptied frequently (according to <http://mrrp.myfwc.com> standards) so that they do not overflow.
- A2.4. For any 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 and described in Section 2.1.1.4), the property owner will be provided a handout with their USACE permit describing the presence of North Atlantic right whales in the area and the Federal regulations governing the approach to North Atlantic right whales (Appendix C).
- A2.5. ATONs and PATONs must be approved by and installed in accordance with the requirements of the USCG (see 33 CFR, chapter I, subchapter C, part 66 and RHA Section 10 and any other pertinent requirements).
- A2.6. Chickees must be less than 500 ft<sup>2</sup> and support no more than 2 slips.
- A2.7. No activities associated with municipal or commercial fishing piers are covered under this Opinion.
- A2.8. Docks installed within visible distance of ocean beaches are required to comply with turtle-friendly lighting, if lighting is necessary to the project. 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/>
- A2.9. Project construction will take place from uplands or from floating equipment (e.g., barge); prop or wheel-washing is prohibited.



**Additional PDCs for Activity 2 applicable in critical habitat:**

***In addition to the PDCs above, the project must be designed to meet the following PDCs if the project occurs in the critical habitat as described below.***

- A2.10. *Acropora* critical habitat and the U.S. Caribbean: This Opinion does not cover new and expanded pile-supported structures in *Acropora* critical habitat where the essential features are present. The distance from 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 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.
- A2.11. Gulf sturgeon critical habitat: Additional noise restrictions are required for pile and sheet pile installation in the Gulf sturgeon critical habitat migratory restriction zones defined in Section 2.1.1.2. The noise restrictions are described in that section.
- A2.12. Smalltooth sawfish critical habitat: This Opinion does not cover activities occurring in areas identified as smalltooth sawfish limited exclusion zones defined in Section 2.1.1.1.
- A2.13. North Atlantic right whale critical habitat: This Opinion does not cover installation of anchored ATONs and permanent buoys in North Atlantic right whale critical habitat; temporary buoys for marine events are allowed in North Atlantic right whale critical habitat.
- A2.14. Johnson's seagrass critical habitat: This Opinion does not cover new marinas or multi-family facilities in Johnson's seagrass critical habitat. Repair, replacement, and reconfiguration of existing marinas or multi-family facilities may be covered if it (1) occurs within same overall footprint (out to the perimeter of the facility, including the outer limits of the structure and permitted mooring locations), (2) does not increase the total aerial extent (i.e., area of coverage from the dock structures) of the existing facility, and (3) does not affect Johnson's seagrass. Mooring fields are allowed in Johnson's seagrass critical habitat and within the range of Johnson's seagrass so long as they occur in waters deeper than -13 ft (-4 m).
- A2.15. NWA DPS of loggerhead sea turtle critical habitat: ATONs (pile-supported and anchored buoys) are allowed in nearshore reproductive habitat of the NWA DPS of loggerhead sea turtles under this Opinion. No other pile-supported structures are allowed in nearshore reproductive habitat under this Opinion.
- A2.16. U.S. Caribbean sea turtle critical habitat (hawksbill, leatherback, and the NA DPS of green sea turtle critical habitat): ATONs (pile-supported and anchored buoys) are



allowed near sea turtle nesting beaches under this Opinion. No other pile-supported structures are allowed near sea turtle nesting beaches under this Opinion.

#### **A2.17. PDCs for Docks or Other Minor Structures**

These PDCs address the anticipated dock construction scenarios expected within Florida and the U.S. Caribbean and provide NMFS PRD's construction guidelines for projects occurring (1) within Johnson's seagrass critical habitat; (2) within the range of Johnson's seagrass<sup>1</sup>, but outside of Johnson's seagrass critical habitat; and (3) outside of both the range and critical habitat for Johnson's seagrass. These scenarios consider whether a seagrass survey was conducted for projects within the range of Johnson's seagrass or located in Johnson's seagrass critical habitat. Surveys must be completed no earlier than 1 year before submitting the application to the action agency for project authorization. There is no seasonal restriction for Johnson's seagrass surveys; however, Johnson's seagrass is found within the range of other seagrass species that exhibit a seasonal pattern of growth and distribution. For comparison, NMFS Habitat Conservation Division's recommended sampling window for non-listed species is June 1 to September 30.

##### **Dock Construction Scenarios**

	<b>Within Johnson's seagrass critical habitat</b>	<b>Within the Range of Johnson's seagrass (outside of critical habitat)</b>	<b>In the U.S. Caribbean and Florida (outside of the range and critical habitat of Johnson's seagrass)</b>
<b>Dock replacement in the exact footprint (i.e., same location/configuration/ size) as the previous dock with...</b>			
<b>No native seagrass under dock</b>	A	A	A
<b>Johnson's seagrass under dock</b>	B	B	N/A
<b>Native seagrass, other than Johnson's seagrass, under the dock</b>	B	A	A
<b>No current seagrass survey</b>	B	B	A
<b>New docks or dock expansions with...</b>			
<b>No native seagrasses within property limits</b>	B	A	A
<b>Johnson's seagrass within property limits</b>	B	B	N/A

<sup>1</sup> 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



<b>Native seagrass, other than Johnson's seagrass, within property limits</b>	B	A	A
<b>No current seagrass survey</b>	B	B	A

A= No additional PDCs

B= Dock must meet PDCs below

N/A = not applicable; Johnson's seagrass could not occur under the dock because the dock project is outside the range of Johnson's seagrass

**Dock PDCs for Scenario B in the table above:**

1. To avoid and minimize impacts to Johnson's seagrass and native, non-listed seagrasses to the maximum extent practicable:
  - The dock must be positioned to avoid and minimize effects to Johnson's seagrass
  - 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.
  - 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.
  - Piles must be spaced a minimum of 10 ft apart in any area that contains Johnson's seagrass to minimize direct impacts.
  - 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.
  - 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:

*Grated decking:*

- 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.
- Size limitations: The dock walkway is limited to a width of 4 ft. The terminal platform is limited to a total area of 160 ft<sup>2</sup>. 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.
- 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.

*Plank decking:*

- 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.

- Size limitations: The dock walkway is limited to a width of 4 ft. The terminal platform is limited to a total area of 120 ft<sup>2</sup>. Marginal docks are limited to a width of 5 ft.
- 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



**STANDARD PROTECTION MEASURES FOR THE EASTERN INDIGO SNAKE**  
**U.S. Fish and Wildlife Service**  
**August 12, 2013**

The eastern indigo snake protection/education plan (Plan) below has been developed by the U.S. Fish and Wildlife Service (USFWS) in Florida for use by applicants and their construction personnel. At least **30 days prior** to any clearing/land alteration activities, the applicant shall notify the appropriate USFWS Field Office via e-mail that the Plan will be implemented as described below (North Florida Field Office: [jaxregs@fws.gov](mailto:jaxregs@fws.gov); South Florida Field Office: [verobeach@fws.gov](mailto:verobeach@fws.gov); Panama City Field Office: [panamacity@fws.gov](mailto:panamacity@fws.gov)). As long as the signatory of the e-mail certifies compliance with the below Plan (including use of the attached poster and brochure), no further written confirmation or “approval” from the USFWS is needed and the applicant may move forward with the project.

If the applicant decides to use an eastern indigo snake protection/education plan other than the approved Plan below, written confirmation or “approval” from the USFWS that the plan is adequate must be obtained. At least 30 days prior to any clearing/land alteration activities, the applicant shall submit their unique plan for review and approval. The USFWS will respond via e-mail, typically within 30 days of receiving the plan, either concurring that the plan is adequate or requesting additional information. A concurrence e-mail from the appropriate USFWS Field Office will fulfill approval requirements.

The Plan materials should consist of: 1) a combination of posters and pamphlets (see **Poster Information** section below); and 2) verbal educational instructions to construction personnel by supervisory or management personnel before any clearing/land alteration activities are initiated (see **Pre-Construction Activities** and **During Construction Activities** sections below).

### **POSTER INFORMATION**

Posters with the following information shall be placed at strategic locations on the construction site and along any proposed access roads (a final poster for Plan compliance, to be printed on 11” x 17” or larger paper and laminated, is attached):

**DESCRIPTION:** The eastern indigo snake is one of the largest non-venomous snakes in North America, with individuals often reaching up to 8 feet in length. They derive their name from the glossy, blue-black color of their scales above and uniformly slate blue below. Frequently, they have orange to coral reddish coloration in the throat area, yet some specimens have been reported to only have cream coloration on the throat. These snakes are not typically aggressive and will attempt to crawl away when disturbed. Though indigo snakes rarely bite, they should NOT be handled.

**SIMILAR SNAKES:** The black racer is the only other solid black snake resembling the eastern indigo snake. However, black racers have a white or cream chin, thinner bodies, and WILL BITE if handled.

**LIFE HISTORY:** The eastern indigo snake occurs in a wide variety of terrestrial habitat types throughout Florida. Although they have a preference for uplands, they also utilize some wetlands



and agricultural areas. Eastern indigo snakes will often seek shelter inside gopher tortoise burrows and other below- and above-ground refugia, such as other animal burrows, stumps, roots, and debris piles. Females may lay from 4 - 12 white eggs as early as April through June, with young hatching in late July through October.

**PROTECTION UNDER FEDERAL AND STATE LAW:** The eastern indigo snake is classified as a Threatened species by both the USFWS and the Florida Fish and Wildlife Conservation Commission. “Taking” of eastern indigo snakes is prohibited by the Endangered Species Act without a permit. “Take” is defined by the USFWS as an attempt to kill, harm, harass, pursue, hunt, shoot, wound, trap, capture, collect, or engage in any such conduct. Penalties include a maximum fine of \$25,000 for civil violations and up to \$50,000 and/or imprisonment for criminal offenses, if convicted.

Only individuals currently authorized through an issued Incidental Take Statement in association with a USFWS Biological Opinion, or by a Section 10(a)(1)(A) permit issued by the USFWS, to handle an eastern indigo snake are allowed to do so.

**IF YOU SEE A LIVE EASTERN INDIGO SNAKE ON THE SITE:**

- Cease clearing activities and allow the live eastern indigo snake sufficient time to move away from the site without interference;
- Personnel must NOT attempt to touch or handle snake due to protected status.
- Take photographs of the snake, if possible, for identification and documentation purposes.
- Immediately notify supervisor or the applicant’s designated agent, **and** the appropriate USFWS office, with the location information and condition of the snake.
- If the snake is located in a vicinity where continuation of the clearing or construction activities will cause harm to the snake, the activities must halt until such time that a representative of the USFWS returns the call (within one day) with further guidance as to when activities may resume.

**IF YOU SEE A DEAD EASTERN INDIGO SNAKE ON THE SITE:**

- Cease clearing activities and immediately notify supervisor or the applicant’s designated agent, **and** the appropriate USFWS office, with the location information and condition of the snake.
- Take photographs of the snake, if possible, for identification and documentation purposes.
- Thoroughly soak the dead snake in water and then freeze the specimen. The appropriate wildlife agency will retrieve the dead snake.

**Telephone numbers of USFWS Florida Field Offices to be contacted if a live or dead eastern indigo snake is encountered:**

**North Florida Field Office – (904) 731-3336**

**Panama City Field Office – (850) 769-0552**

**South Florida Field Office – (772) 562-3909**



## **PRE-CONSTRUCTION ACTIVITIES**

1. The applicant or designated agent will post educational posters in the construction office and throughout the construction site, including any access roads. The posters must be clearly visible to all construction staff. A sample poster is attached.
2. Prior to the onset of construction activities, the applicant/designated agent will conduct a meeting with all construction staff (annually for multi-year projects) to discuss identification of the snake, its protected status, what to do if a snake is observed within the project area, and applicable penalties that may be imposed if state and/or federal regulations are violated. An educational brochure including color photographs of the snake will be given to each staff member in attendance and additional copies will be provided to the construction superintendent to make available in the onsite construction office (a final brochure for Plan compliance, to be printed double-sided on 8.5" x 11" paper and then properly folded, is attached). Photos of eastern indigo snakes may be accessed on USFWS and/or FWC websites.
3. Construction staff will be informed that in the event that an eastern indigo snake (live or dead) is observed on the project site during construction activities, all such activities are to cease until the established procedures are implemented according to the Plan, which includes notification of the appropriate USFWS Field Office. The contact information for the USFWS is provided on the referenced posters and brochures.

## **DURING CONSTRUCTION ACTIVITIES**

1. During initial site clearing activities, an onsite observer may be utilized to determine whether habitat conditions suggest a reasonable probability of an eastern indigo snake sighting (example: discovery of snake sheds, tracks, lots of refugia and cavities present in the area of clearing activities, and presence of gopher tortoises and burrows).
2. If an eastern indigo snake is discovered during gopher tortoise relocation activities (i.e. burrow excavation), the USFWS shall be contacted within one business day to obtain further guidance which may result in further project consultation.
3. Periodically during construction activities, the applicant's designated agent should visit the project area to observe the condition of the posters and Plan materials, and replace them as needed. Construction personnel should be reminded of the instructions (above) as to what is expected if any eastern indigo snakes are seen.

## **POST CONSTRUCTION ACTIVITIES**

Whether or not eastern indigo snakes are observed during construction activities, a monitoring report should be submitted to the appropriate USFWS Field Office within 60 days of project completion. The report can be sent electronically to the appropriate USFWS e-mail address listed on page one of this Plan.





# FLORIDA DEPARTMENT OF Environmental Protection

**Ron DeSantis**  
Governor

**Jeanette Nuñez**  
Lt. Governor

**Shawn Hamilton**  
Secretary

Northwest District  
160 W. Government Street, Suite 308  
Pensacola, Florida 32502-5740  
[NWD\\_EPOST@dep.state.fl.us](mailto:NWD_EPOST@dep.state.fl.us)

## **Permittee/Authorized Entity:**

Robert Miller  
143 Rio Vista Drive  
Sopchoppy, FL, 32538, Franklin County  
[goldenconstructionfl@gmail.com](mailto:goldenconstructionfl@gmail.com)

## **Miller Dock, Boat Ramp, and Upland Retaining Wall**

## **Authorized Agent:**

Aaron Sarchet  
221-4 Delta Court  
Tallahassee, FL, 32303  
[asarchet@felsi.org](mailto:asarchet@felsi.org)

## **Environmental Resource Permit**

**State-owned Submerged Lands Authorization – Granted**

**U.S. Army Corps of Engineers Authorization – Separate Corps Authorization  
Required**

Franklin County  
Permit No.: 0386626-006-EI/19

**Permit Issuance Date: October 15, 2021**  
**Permit Construction Phase Expiration Date: October 15, 2026**



# **Consolidated Environmental Resource Permit and Sovereignty Submerged Lands Authorization**

**Permittee/Grantee: Robert Miller**  
**Permit No: 0386626-006-EI/19**

## **PROJECT LOCATION**

The activities authorized by this permit and sovereignty submerged lands authorization are located at 143 Rio Vista Dr, Sopchoppy, Florida, 32538, Parcel ID 01-06S-03W-0000-0080-0020, in Section 1, Township 6 South, Range 3 West in Franklin County, at 29°59'9.2950" North Latitude, 84°29'51.8126" West Longitude.

## **PROJECT DESCRIPTION**

The permittee is authorized to construct a 1,164 square foot single family dock, a 288 square foot boat ramp, and a 96 linear foot upland retaining wall within the landward extent of Ochlocknee River, a Class III Outstanding Florida Waterbody, Unclassified Shellfish Harvesting Area. Those activities include the construction of a 42'x10' terminal platform, a 42'x12' single boat slip, and a 60'x4' access pier for the dock. This project will also include a 12'x24' boat ramp and a 96 linear foot upland retaining wall. Authorized activities are depicted on the attached exhibits.

## **AUTHORIZATIONS**

### **Miller Dock, Boat Ramp, and Upland Retaining Wall**

#### Environmental Resource Permit

The Department has determined that the activity qualifies for an Environmental Resource Permit. Therefore, the Environmental Resource Permit is hereby granted, pursuant to Part IV of Chapter 373, Florida Statutes (F.S.), and Chapter 62-330, Florida Administrative Code (F.A.C.).

#### Sovereignty Submerged Lands Authorization

The activity is located on sovereignty submerged lands owned by the State of Florida. It therefore also requires authorization from the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees), pursuant to Article X, Section 11 of the Florida Constitution, and Section 253.77, F.S.

As staff to the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) under Sections 253.002, F.S., the Department has determined that the activity qualifies for and requires a Letter of Consent, as long as the work performed is located within the boundaries as described 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.



### Federal Authorization

Your proposed activity as outlined on your application and attached drawings **does not qualify** for Federal authorization pursuant to the State Programmatic General Permit and a **SEPARATE permit** or authorization **shall be required** from the Corps. You must apply separately to the Corps using the Application for Department of the Army Permit (ENG 4345) or alternative as allowed by Corps regulations. More information on Corps permitting may be found online in the Jacksonville District Regulatory Division Sourcebook:

(<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.

### Coastal Zone Management

Issuance of this authorization also constitutes a finding of consistency with Florida's Coastal Zone Management Program, as required by Section 307 of the Coastal Zone Management Act.

### Water Quality Certification

This permit also constitutes a water quality certification under Section 401 of the Clean Water Act, 33 U.S.C. 1341.

### Other Authorizations

You are advised that authorizations or permits for this activity may be required by other federal, state, regional, or local entities including but not limited to local governments or municipalities. This permit does not relieve you from the requirements to obtain all other required permits or authorizations.

The activity described may be conducted only in accordance with the terms, conditions and attachments contained in this document. Issuance and granting of the permit and authorizations herein do not infer, nor guarantee, nor imply that future permits, authorizations, or modifications will be granted by the Department.

## **PERMIT / SOVEREIGNTY SUBMERGED LANDS CONDITIONS**

The activities described must be conducted in accordance with:

- **The Specific Conditions**
- **The General Conditions**
- **The Special Consent Conditions**
- **The General Conditions for Sovereignty Submerged Lands Authorization**
- **The limits, conditions and locations of work shown in the attached drawings**
- **The term limits of this authorization**

You are advised to read and understand these conditions and drawings prior to beginning the authorized activities, and to ensure the work is conducted in conformance with all the terms, conditions, and drawings herein. If you are using a contractor, the contractor also should read and understand these conditions and drawings prior to beginning any activity. Failure to comply



with these conditions, including any mitigation requirements, shall be grounds for the Department to revoke the permit and authorization and to take appropriate enforcement action. Operation of the facility is not authorized except when determined to be in conformance with all applicable rules and this permit and sovereignty submerged lands authorization, as described.

#### **SPECIFIC CONDITIONS – ADMINISTRATIVE/EMERGENCIES**

1. The construction phase expires at 11:59 p.m. on the date indicated on the cover page of this permit.
2. For emergencies involving a serious threat to the public health, safety, welfare, or environment, the emergency telephone contact number is (800) 320-0519 (State Warning Point). The Department telephone number for reporting nonthreatening problems or system malfunctions is (850) 595-0663, day or night.
3. The mailing address for submittal of forms for the “Construction Commencement Notice”, “As-Built Certification ...”, “Request for Conversion of Stormwater Management Permit Construction Phase to Operation and Maintenance Phase”, or other correspondence is FDEP, SLERP, 160 W. Government Street, Pensacola, Florida, 32502-0574.

#### **SPECIFIC CONDITIONS – PRIOR TO ANY CONSTRUCTION**

4. Prior to the initiation of any work authorized by this permit, floating turbidity screens with weighted skirts that extend to within 1 ft. of the bottom shall be placed around the active construction areas of the site. The screens shall be maintained and shall remain in place for the duration of the project construction to ensure that turbidity levels outside the construction area do not exceed 29 NTU’s above background levels. The permittee shall be responsible for ensuring that turbidity control devices are inspected daily and maintained in good working order so that there are no violations of state water quality standards outside of the turbidity screens.
5. Best management practices for erosion control shall be implemented prior to construction commencement and shall be maintained at all times during construction to prevent siltation and turbid discharges in excess of State water quality standards pursuant to Rule 62-302, F.A.C. Methods shall include but are not limited to the use of staked hay bales, staked filter cloth, sodding, seeding, staged construction and the installation of turbidity screens around the immediate project site.

#### **SPECIFIC CONDITIONS – CONSTRUCTION ACTIVITIES**

6. Construction equipment shall not be repaired or refueled in wetlands or elsewhere within waters of the state.
7. Any damage to wetlands outside of the authorized impact areas as a result of construction shall be immediately reported to the Department at (850)595-8300 and repaired by reestablishing the pre-construction elevations and replanting vegetation of the same species, size, and density as that in the adjacent areas. The restoration shall be completed within 30 days of completion of construction, and the Department shall be notified of its completion within that same 30-day period.



8. The following measures shall be taken immediately by the permittee when turbidity levels within waters of the State surrounding the project site exceed 29 NTUs above background:
  - a. Immediately cease work contributing to the water quality violation.
  - b. Stabilize exposed soils contributing to the violation. Modify the work procedures responsible for the violation, install additional turbidity containment devices and repair non-functioning turbidity containment devices.
  - c. Notify the Department of Environmental Protection, Submerged Lands & Environmental Resources Program, Compliance and Enforcement Section, Northwest District Office, 160 W Government Street, Pensacola, Florida 32502-5794, in writing or by telephone at (850)595-8300 within 24 hours of the time the violation is first detected.
9. Construction equipment shall not be repaired or refueled in wetlands or elsewhere within waters of the state.
10. There shall be no stock piling of tools, materials, (i.e. lumber, pilings, riprap, and debris) within wetlands, along the shoreline within the littoral zone, or elsewhere within the water/waters of the state.
11. All watercraft associated with the construction of the permitted structure shall only operate within waters of sufficient depth so as to preclude bottom scouring and prop dredging.
12. All cleared vegetation, excess lumber, scrap wood, trash, garbage and any other type of debris shall be removed from wetlands/waters of the state within 14 days of completion of the work authorized.
13. No dredging or filling of submerged grass beds is authorized by this permit.
14. The following construction sequence shall be adhered to for all piers and docking structures. Structures shall be built progressively, commencing at the shoreline and continuing waterward. No more than three sets of pilings shall be installed at a time. The decking then will be installed on those pilings, and the finished decking will be used to transport the remaining tools and materials. No impacts shall occur outside of the footprint of the permitted dock.
15. This permit does not authorize the construction of additional structures not illustrated on the permit drawings. Examples of additional structures, which are not authorized by this permit include but are not limited to: walkways, doors, awnings, and decking around or under the bottom of the pile-supported structures.
16. Wood pilings shall be entirely wrapped with High Density Polyethylene or vinyl sheeting with a minimum of 30 mil thickness from at least 6 inches below the mudline of the substrate to 2 feet above the mean high. The wrappings shall be installed concurrently with the installation of pilings. Pilings which have to be replaced during the life of the facility shall meet the requirements of this condition.



17. The retaining wall shall be fully constructed as shown on Sheet 1 of the attached permit drawings prior to the placement of backfill material. Fill material used behind the retaining wall shall be clean fill and free of vegetative matter, trash, garbage, toxic or hazardous waste or other unsuitable materials.

#### **SPECIFIC CONDITIONS – OTHER LISTED SPECIES**

18. This permit does not authorize the permittee to cause any adverse impact to or “take” of state listed species and other regulated species of fish and wildlife. Compliance with state laws regulating the take of fish and wildlife is the responsibility of the owner or applicant associated with this project. Please refer to Chapter 68A-27 of the Florida Administrative Code for definitions of “take” and a list of fish and wildlife species. If listed species are observed onsite, FWC staff are available to provide decision support information or assist in obtaining the appropriate FWC permits. Most marine endangered and threatened species are statutorily protected and a “take” permit cannot be issued. Requests for further information or review can be sent to [FWCConservationPlanningServices@MyFWC.com](mailto:FWCConservationPlanningServices@MyFWC.com).

#### **SPECIFIC CONDITIONS – OPERATION AND MAINTENANCE ACTIVITIES**

19. There shall be a minimum 12-inch clearance between the deepest draft of the vessel (with the motor in the down position) and the top of submerged resources or the bottom of the waterbody at mean low so as to preclude scouring or prop dredging.
20. Overboard discharges of trash, human or animal waste, or fuel shall not occur at the dock.
21. The waterward corners of the dock shall be marked by a sufficient number of reflectors so as to be visible from the water at night by reflected light. The reflectors shall not be green or red in color.

#### **GENERAL CONDITIONS FOR INDIVIDUAL PERMITS**

The following general conditions are binding on all individual permits issued under chapter 62-330, F.A.C., except where the conditions are not applicable to the authorized activity, or where the conditions must be modified to accommodate project-specific conditions.

1. All activities shall be implemented following the plans, specifications and performance criteria approved by this permit. Any deviations must be authorized in a permit modification in accordance with Rule 62-330.315, F.A.C. Any deviations that are not so authorized may subject the permittee to enforcement action and revocation of the permit under Chapter 373, F.S.
2. A complete copy of this permit shall be kept at the work site of the permitted activity during the construction phase, and shall be available for review at the work site upon request by the Agency staff. The permittee shall require the contractor to review the complete permit prior to beginning construction.
3. 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 installed immediately prior to, and be maintained during and after construction as needed, to prevent adverse impacts to the water resources and adjacent lands. Such practices shall be 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), and the *Florida Stormwater Erosion and Sedimentation Control Inspector's Manual* (Florida Department of Environmental Protection, Nonpoint Source Management Section, Tallahassee, Florida, July 2008), which are both incorporated by reference in subparagraph 62-330.050(9)(b)5., F.A.C., unless a project-specific erosion and sediment control plan is approved or other water quality control measures are required as part of the permit.

4. At least 48 hours prior to beginning the authorized activities, the permittee shall submit to the Agency a fully executed Form 62-330.350(1), "Construction Commencement Notice," [October 1, 2013], which is incorporated by reference in paragraph 62-330.350(1)(d), F.A.C., indicating the expected start and completion dates. A copy of this form may be obtained from the Agency, as described in subsection 62-330.010(5), F.A.C. If available, an Agency website that fulfills this notification requirement may be used in lieu of the form.

5. Unless the permit is transferred under Rule 62-330.340, F.A.C., or transferred to an operating entity under Rule 62-330.310, F.A.C., the permittee is liable to comply with the plans, terms and conditions of the permit for the life of the project or activity.

6. Within 30 days after completing construction of the entire project, or any independent portion of the project, the permittee shall provide the following to the Agency, as applicable:

- a. For an individual, private single-family residential dwelling unit, duplex, triplex, or quadruplex – "Construction Completion and Inspection Certification for Activities Associated With a Private Single-Family Dwelling Unit" [Form 62-330.310(3)]; or
- b. For all other activities – "As-Built Certification and Request for Conversion to Operational Phase" [Form 62-330.310(1)].
- c. If available, an Agency website that fulfills this certification requirement may be used in lieu of the form.

7. If the final operation and maintenance entity is a third party:

- a. Prior to sales of any lot or unit served by the activity and within one year of permit issuance, or within 30 days of as- built certification, whichever comes first, the permittee shall submit, as applicable, a copy of the operation and maintenance documents (see sections 12.3 thru 12.3.3 of Volume I) as filed with the Department of State, Division of Corporations and a copy of any easement, plat, or deed restriction needed to operate or maintain the project, as recorded with the Clerk of the Court in the County in which the activity is located.
- b. Within 30 days of submittal of the as- built certification, the permittee shall submit "Request for Transfer of Environmental Resource Permit to the Perpetual Operation Entity" [Form 62-330.310(2)] to transfer the permit to the operation and maintenance entity, along with the documentation requested in the form. If available, an Agency website that fulfills this transfer requirement may be used in lieu of the form.

8. The permittee shall notify the Agency in writing of changes required by any other regulatory agency that require changes to the permitted activity, and any required modification of this permit must be obtained prior to implementing the changes.

9. This permit does not:

- a. Convey to the permittee any property rights or privileges, or any other rights or privileges other than those specified herein or in Chapter 62-330, F.A.C.;



- b. Convey to the permittee or create in the permittee any interest in real property;
- c. Relieve the permittee from the need to obtain and comply with any other required federal, state, and local authorization, law, rule, or ordinance; or
- d. Authorize any entrance upon or work on property that is not owned, held in easement, or controlled by the permittee.

10. Prior to conducting any activities on state-owned submerged lands or other lands of the state, title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund, the permittee must receive all necessary approvals and authorizations under Chapters 253 and 258, F.S. Written authorization that requires formal execution by the Board of Trustees of the Internal Improvement Trust Fund shall not be considered received until it has been fully executed.

11. The permittee shall hold and save the Agency harmless from any and all damages, claims, or liabilities that may arise by reason of the construction, alteration, operation, maintenance, removal, abandonment or use of any project authorized by the permit.

12. The permittee shall notify the Agency in writing:

- a. Immediately if any previously submitted information is discovered to be inaccurate; and
- b. Within 30 days of any conveyance or division of ownership or control of the property or the system, other than conveyance via a long-term lease, and the new owner shall request transfer of the permit in accordance with Rule 62-330.340, F.A.C. This does not apply to the sale of lots or units in residential or commercial subdivisions or condominiums where the stormwater management system has been completed and converted to the operation phase.

13. Upon reasonable notice to the permittee, Agency staff with proper identification shall have permission to enter, inspect, sample and test the project or activities to ensure conformity with the plans and specifications authorized in the permit.

14. If any prehistoric or historic artifacts, such as pottery or 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 are encountered at any time within the project site area, work involving subsurface disturbance in the immediate vicinity of such discoveries shall cease. The permittee or other designee shall contact the Florida Department of State, Division of Historical Resources, Compliance and Review Section, at (850) 245-6333 or (800) 847-7278, as well as the appropriate permitting agency office. Such subsurface work 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 notification shall be provided in accordance with Section 872.05, F.S.

15. Any delineation of the extent of a wetland or other surface water submitted as part of the permit application, including plans or other supporting documentation, shall not be considered binding unless a specific condition of this permit or a formal determination under Rule 62-330.201, F.A.C., provides otherwise.

16. The permittee shall provide routine maintenance of all components of the stormwater management system to remove trapped sediments and debris. Removed materials shall be disposed of in a landfill or other uplands in a manner that does not require a permit under Chapter 62-330, F.A.C., or cause violations of state water quality standards.



17. This permit is issued based on the applicant's submitted information that reasonably demonstrates that adverse water resource-related impacts will not be caused by the completed permit activity. If any adverse impacts result, the Agency will require the permittee to eliminate the cause, obtain any necessary permit modification, and take any necessary corrective actions to resolve the adverse impacts.

18. A Recorded Notice of Environmental Resource Permit may be recorded in the county public records in accordance with subsection 62-330.090(7), F.A.C. Such notice is not an encumbrance upon the property.

### **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 SOVEREIGNTY SUBMERGED LANDS AUTHORIZATION**

Any use of sovereignty submerged lands is subject to the following general conditions, which are binding upon the applicant and are enforceable under Chapter 253, F.S. ~~X~~ and Chapter 258, F.S.



1. Sovereignty submerged lands may be used 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 will constitute a violation. Violation of the authorization will result in suspension or revocation of the applicant's use of the sovereignty submerged lands unless cured to the satisfaction of the Board of Trustees.
2. Authorization under Rule 18-21.005, F.A.C., conveys no title to sovereignty submerged lands or water column, nor does it constitute recognition or acknowledgment of any other person's title to such land or water.
3. Authorizations under Rule 18-21.005, F.A.C., may be modified, suspended or revoked in accordance with its terms or the remedies provided in Sections 253.04, F.S. and Chapter 18-14, F.A.C.
4. Structures or activities will be constructed and used to avoid or minimize adverse impacts to resources.
5. Construction, use, or operation of the structure or activity will 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.
6. Structures or activities will not unreasonably interfere with riparian rights. When a court of competent jurisdiction determines that riparian rights have been unlawfully affected, the structure or activity will be modified in accordance with the court's decision.
7. Structures or activities will not create a navigational hazard.
8. Structures will be maintained in a functional condition and will be repaired or removed if they become dilapidated to such an extent that they are no longer functional.
9. Structures or activities will be constructed, operated, and maintained solely for water dependent purposes.
10. 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.
11. 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.



12. 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.

13. 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.

14. This authorization does not allow any activity prohibited in a conservation easement or restrictive covenant that prohibits the activity.

### **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](mailto: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 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. 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 to 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 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@FloridaDEP.gov](mailto: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.



Thank you for applying to the Submerged Lands and Environmental Resource Permit Program. If you have any questions regarding this matter, please contact Emily Hotinger at the letterhead address, at (850)595-0651, or at [Emily.Hotinger@FloridaDEP.gov](mailto:Emily.Hotinger@FloridaDEP.gov)

### EXECUTION AND CLERKING

Executed in Orlando, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



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Kimberly R. Allen  
Permitting Program Administrator

KRA:eh

### Attachment(s):

Project Drawings and Design Specs., 4 pages

Copies of 62-330 forms may be obtained at: <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/forms-environmental-resource>

### 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:

Kimberly R. Allen, FDEP, [Kim.Allen@FloridaDEP.gov](mailto:Kim.Allen@FloridaDEP.gov)

Blake Chapman, FDEP, [Blake.A.Chapman@FloridaDEP.gov](mailto:Blake.A.Chapman@FloridaDEP.gov)

Emily Hotinger, FDEP, [Emily.Hotinger@FloridaDEP.gov](mailto:Emily.Hotinger@FloridaDEP.gov)

Robert Miller, Applicant, [goldenconstructionfl@gmail.com](mailto:goldenconstructionfl@gmail.com)

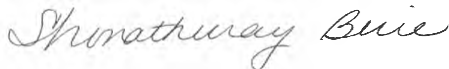
Aaron Sarchet, Consultant, [asarchet@felsi.org](mailto:asarchet@felsi.org)

Franklin County: [twade@cityofapalachicola.com](mailto:twade@cityofapalachicola.com), [administrator@mycarrabelle.com](mailto:administrator@mycarrabelle.com),

[cityclerk@mycarrabelle.com](mailto:cityclerk@mycarrabelle.com), [amyh@fairpoint.net](mailto:amyh@fairpoint.net), [michael@franklincountyflorida.com](mailto: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.

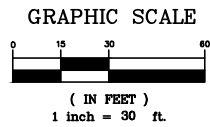


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Clerk

October 15, 2021  
Date



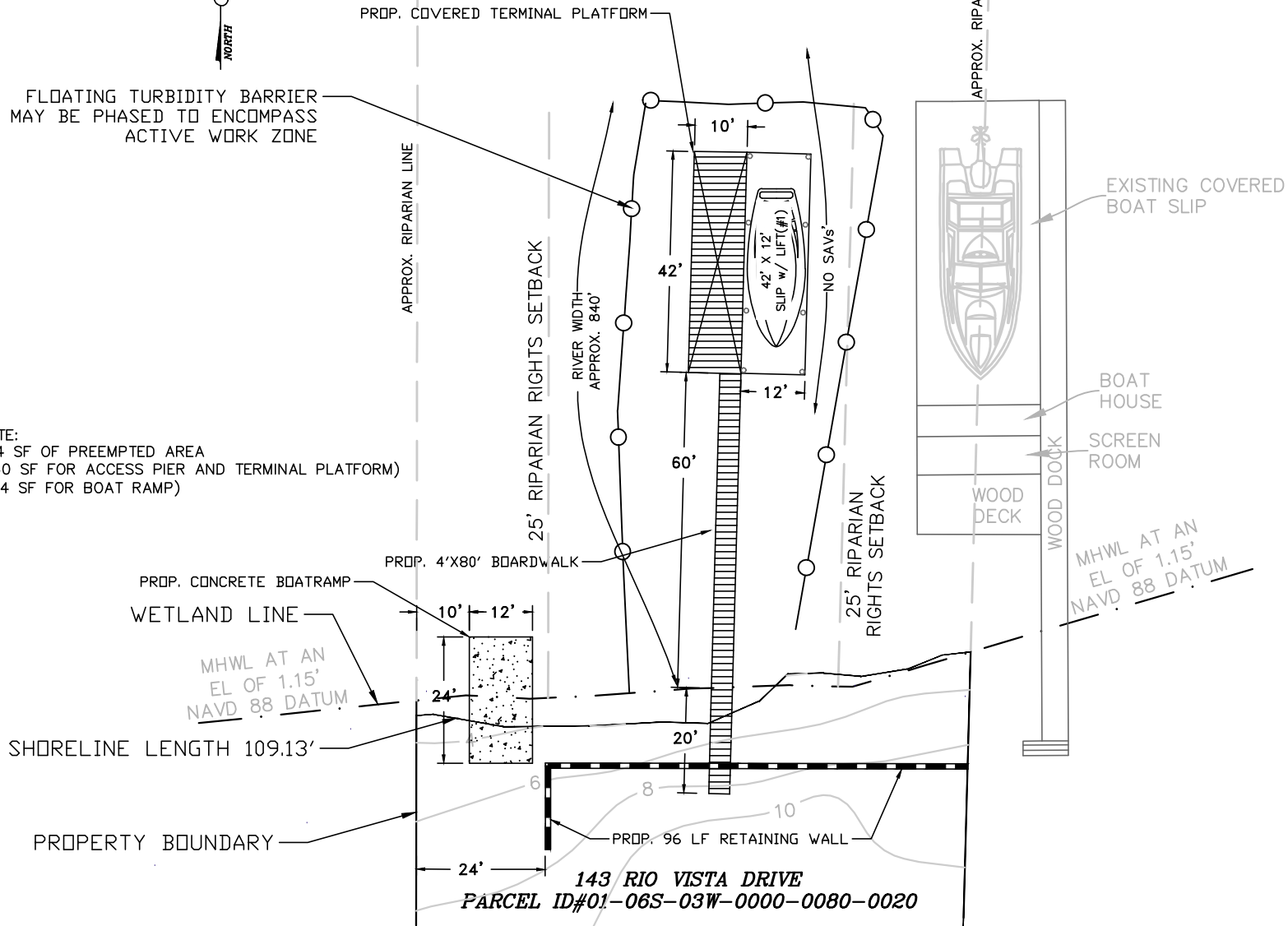


# OCHLOCKONEE RIVER



FLOATING TURBIDITY BARRIER  
MAY BE PHASED TO ENCOMPASS  
ACTIVE WORK ZONE

NOTE:  
804 SF OF PREEMPTED AREA  
(660 SF FOR ACCESS PIER AND TERMINAL PLATFORM)  
(144 SF FOR BOAT RAMP)



**FLORIDA ENVIRONMENTAL  
AND  
LAND SERVICES, INC.**

221-4 DELTA COURT  
TALLAHASSEE, FLORIDA 32303  
850-385-6255 (VOICE) 850-385-6355 (FAX)

PROJECT

**MILLER DOCK**

**FRANKLIN COUNTY, FL**

TITLE

**PLAN VIEW  
PROPOSED CONDITIONS**

DATE 9-28-2021

BY: BCW

CHK: EP

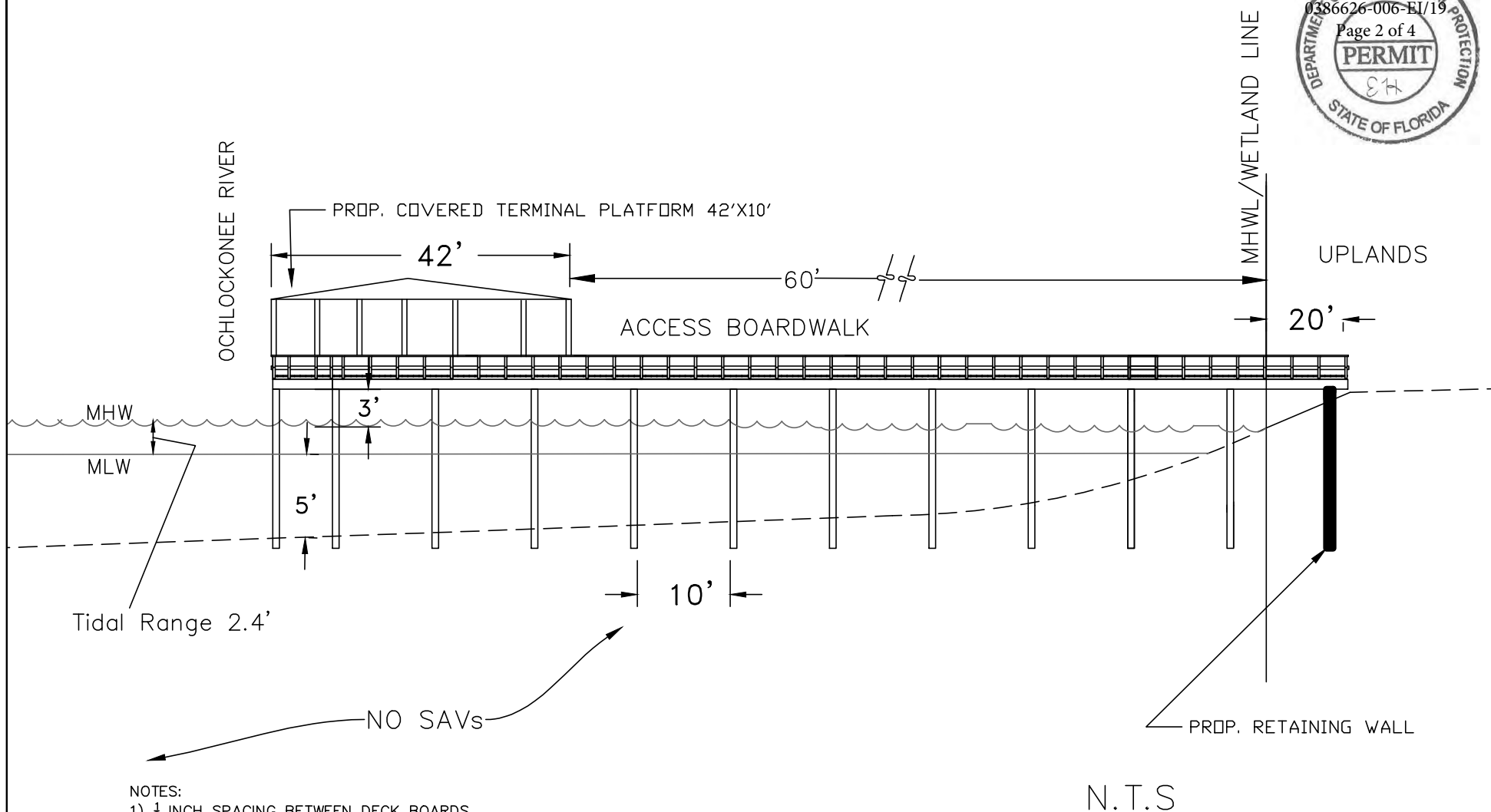
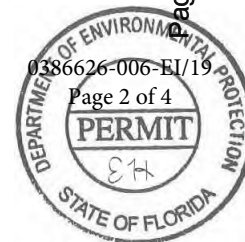
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PAGE:

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OF: 4





NOTES:

- 1) 1/2 INCH SPACING BETWEEN DECK BOARDS
- 2) PILINGS SPACED 10 FT APART
- 3) PILINGS TO BE MARINE TREATED
- 4) BOARD WIDTH WILL BE NO MORE THAN 8"

**FLORIDA ENVIRONMENTAL  
AND  
LAND SERVICES, INC.**

221-4 DELTA COURT  
TALLAHASSEE, FLORIDA 32303  
850-385-6255 (VOICE) 850-385-6355 (FAX)

PROJECT

**MILLER DOCK**

**FRANKLIN COUNTY, FL**

TITLE

**SECTION VIEW  
PROPOSED CONDITIONS**

DATE

9-28-2021

BY:

BCW

CHK:

EP

PROJ:

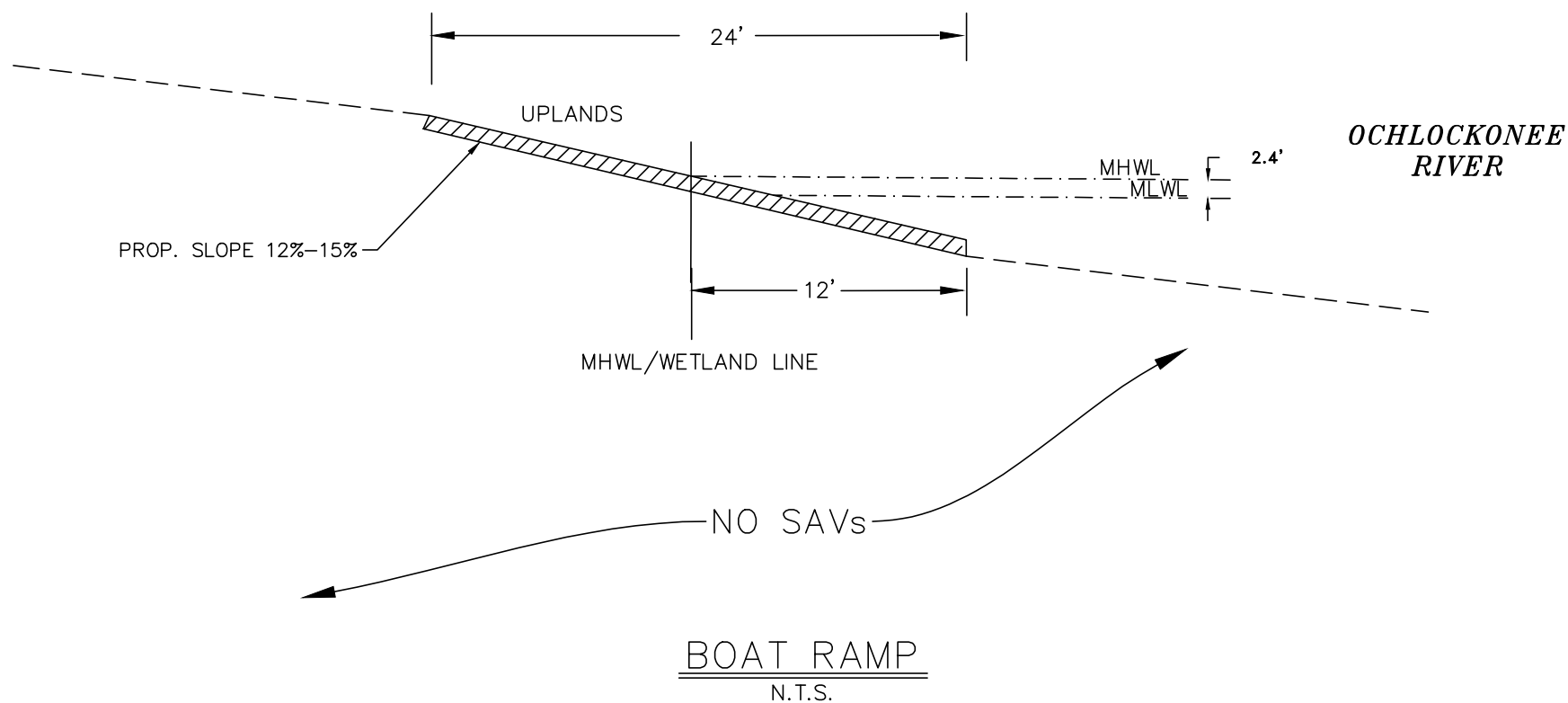
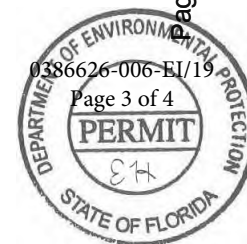
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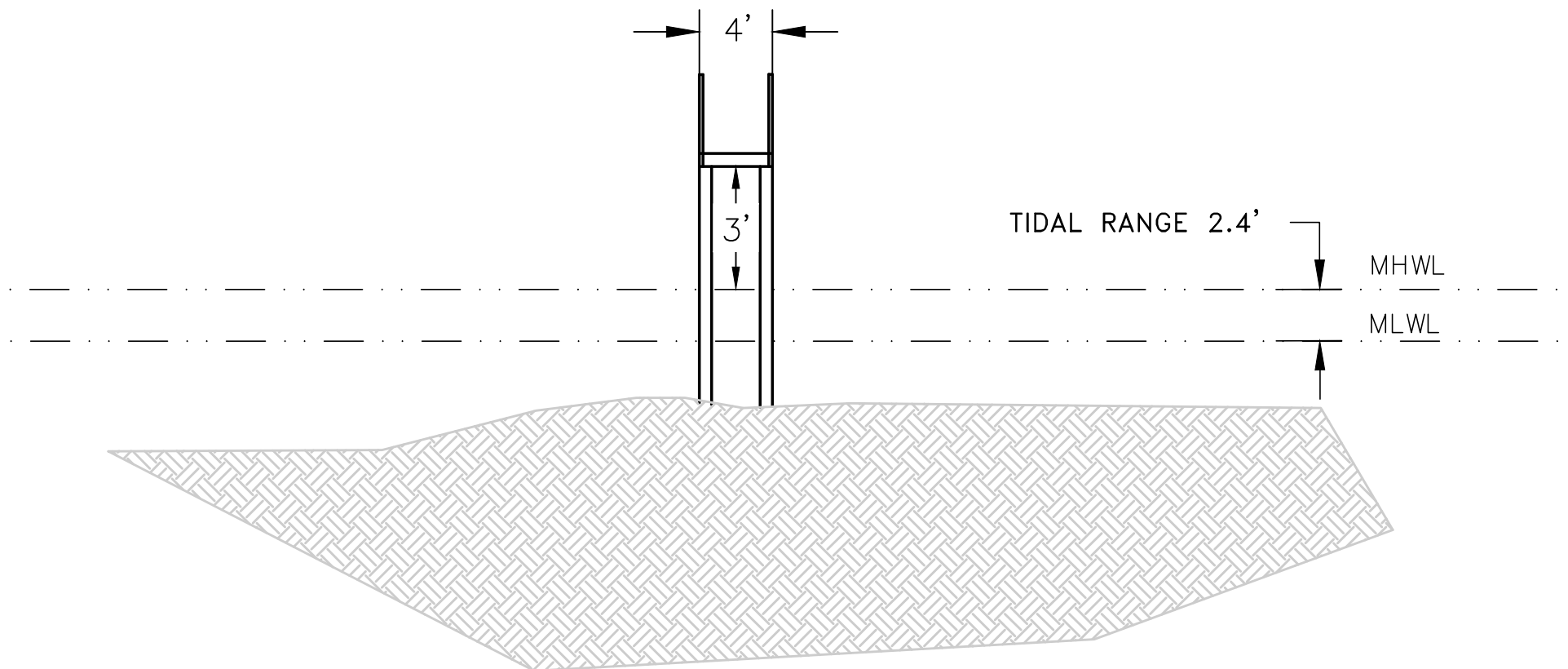
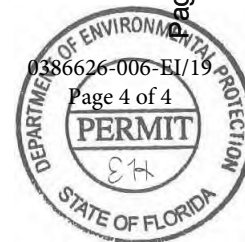
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<p><b>FLORIDA ENVIRONMENTAL AND LAND SERVICES, INC.</b> 221-4 DELTA COURT TALLAHASSEE, FLORIDA 32303 850-385-6255 (VOICE) 850-385-6355 (FAX)</p>	<p>PROJECT <b>MILLER DOCK</b>  <b>FRANKLIN COUNTY, FL</b></p>	<p>TITLE <b>SECTION VIEW PROPOSED CONDITIONS</b></p> <table border="1"> <tr> <td>DATE 9-28-2021</td><td>BY: BCW</td><td>CHK: EP</td><td>PROJ: 21-1871</td></tr> </table>	DATE 9-28-2021	BY: BCW	CHK: EP	PROJ: 21-1871	<p>PAGE: <b>3</b>  OF: 4</p>
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N.T.S

<p><b>FLORIDA ENVIRONMENTAL AND LAND SERVICES, INC.</b> 221-4 DELTA COURT TALLAHASSEE, FLORIDA 32303 850-385-6255 (VOICE) 850-385-6355 (FAX)</p>	<p>PROJECT <b>MILLER DOCK</b>  FRANKLIN COUNTY, FL</p>	<p>TITLE <b>DETAIL</b> PROPOSED CONDITIONS</p> <table border="1"> <tr> <td>DATE 9-28-2021</td><td>BY: BCW</td><td>CHK: EP</td><td>PROJ: 21-1871</td></tr> </table>	DATE 9-28-2021	BY: BCW	CHK: EP	PROJ: 21-1871	<p>PAGE: 4  OF: 4</p>
DATE 9-28-2021	BY: BCW	CHK: EP	PROJ: 21-1871				



# **FRANKLIN COUNTY DOCK 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**



- I understand that the dock must be constructed on pilings set a minimum of eight (8) feet apart center to center. INITIAL: RM
- 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: RM
- 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: RM
- 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: RM
- I understand the type and location of fixtures must be included on a diagram of dock or pier and submitted with permit application. INITIAL: RM
- 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: RM

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

[Signature] 1/4/22  
Contractor/Owner Signature: Date

Robert Miller

Contractor/Owner Printed Name:

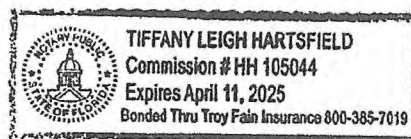
State of Florida  
County of Franklin

I, Robert Miller, who is personally known or provided the following identification  
[Signature], on this day 4th of January, 2022 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:

[Signature]  
Tiffany Hartsfield  
Printed Name

SEAL:







**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.franklincountyflorida.com/planning\\_building.aspx](http://www.franklincountyflorida.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: Robert Miller

Contact Information: Home #: 850-509-0376

Cell #: \_\_\_\_\_

Mailing Address: 204 Shadeville Rd

City/State/Zip: Crawfordville FL 32327

EMAIL Address: goldenconstructionfl@gmail.com

**PROPERTY DESCRIPTION:** 911 Address: 143 Rio Vista Drive

Lot/s: \_\_\_\_\_ Block: \_\_\_\_\_ Subdivision: \_\_\_\_\_ Unit: \_\_\_\_\_

Parcel Identification #: 01-06S-03W-0000-0080-0020

**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: RM \_\_\_\_\_
- 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: RM \_\_\_\_\_
- 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: RM \_\_\_\_\_
- 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: RM \_\_\_\_\_
- 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: RM \_\_\_\_\_
- 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: RM \_\_\_\_\_
- I understand that the lot must be kept in natural vegetation within the Critical Habitat Zone. INITIAL: RM \_\_\_\_\_
- 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: RM \_\_\_\_\_
- 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: RM \_\_\_\_\_



Form # 9B-3.053-2002-02  
**Private Provider**  
**Plan Compliance Affidavit**  
Effective January 20, 2003

Private Provider Firm: Code Specialist Inspections LLC

Private Provider: Rocky Wilde

Address: 40 Dustin Ln

850-363-2008

Phone: Csinspectionsllc@gmail.com

Fax:

Email:

I hereby certify that to the best of my knowledge and belief the plans submitted were reviewed for and are in compliance with the Florida Building Code and all local amendments to the Florida Building Code by the following affiant, who is duly authorized to perform plans review pursuant to Section 553.791, Florida Statute and holds the appropriate license or certificate:

Name: Rocky Wilde

Plan Sheets: 4

Florida License/Registration/Certification #(s) and description:

BU2031, BN7104, PX3942, RPX291

Signature of Reviewer:

*Rocky Wilde*

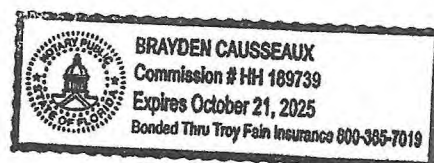
SWORN AND SUBSCRIBED before me by Rocky Wilde  
being personally known to me ☒ or having produced as identification \_\_\_\_\_  
and who being fully sworn and cautioned, state  
that the foregoing is true and correct to the best of his/her knowledge or belief.

*Brayden Causseaux*  
Signature of Notary

Brayden Causseaux  
Print Name

Notary Public: NOTARY STAMP BELOW

My commission expires: 10/21/25





**Form # 9B-3.053-2002-01**  
**Notice to Building Official of**  
**Use of Private Provider**  
**Effective January 20, 2003**

Project Name: Miller Dock

Parcel Tax ID: 01-06S-03W-0000-0080-0020

Services to be provided: Plans Review X Inspections X

Note: If the notice applies to either private plan review or private inspection services the Building Official may require, at his or her discretion, the private provider be used for both services pursuant to Section 553.791(2) Florida Statute.

I Robert Miller, the fee owner, affirm I have entered into a contract with the Private Provider indicated below to conduct the services indicated above.

Private Provider Firm: Code Specialist Inspections LLC

Private Provider: Rocky Wilde

Address: 40 Dustin Ln

Telephone: (850) 363-2008

Fax: \_\_\_\_\_

Email Address (Optional): csinspectionsllc@gmail.com

Florida License, Registration or Certificate #: BU2031, BN7104, PX3942, RPX291

I have elected to use one or more private providers to provide building code plans review and/or inspection services on the building that is the subject of the enclosed permit application, as authorized by s. 553.791, Florida Statutes. I understand that the local building official may not review the plans submitted or perform the required building inspections to determine compliance with the applicable codes, except to the extent specified in said law. Instead, plans review and/or required building inspections will be performed by licensed or certified personnel identified in the application. The law requires minimum insurance requirements for such personnel, but I understand that I may require more insurance to protect my interests. By executing this form, I acknowledge that I have made inquiry regarding the competence of the licensed or certified personnel and the level of their insurance and am satisfied that my interests are adequately protected. I agree to indemnify, defend, and hold harmless the local government, the local building official, and their building code enforcement personnel from any and all claims arising from my use of these licensed or certified personnel to perform building code inspection services with respect to the building that is the subject of the enclosed permit application.

I understand the Building Official retains authority to review plans, make required inspections, and enforce the applicable codes within his or her charge pursuant to the standards established by s. 553.791, Florida Statutes. If I make any changes to the listed private providers or the services to be provided by those private providers, I shall, within 1 business day after any change, update this notice to reflect such changes. The building plans review and/or inspection services provided by the private provider is limited to building code compliance and does not include review for fire code, land use, environmental or other codes.

Page 98



The following attachments are provided as required:

1. Qualification statements and/or resumes of the private provider and all duly authorized representatives.
2. Proof of insurance for professional and comprehensive liability in the amount of \$1 million per occurrence relating to all services performed as a private provider, including tail coverage for a minimum of 5 years subsequent to the performance of building code inspection services.

**Individual**

\_\_\_\_\_  
(signature)  
Print  
Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Telephone  
No.: \_\_\_\_\_

Please use appropriate notary block.

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

**Individual**

Before me, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared \_\_\_\_\_ who executed the foregoing instrument, and acknowledged before me that same was executed for the purposes therein expressed.

**Corporation**

Golden Construction Company, Inc.  
Print Corporation Name  
By: \_\_\_\_\_  
(signature)  
Print  
Name: Robby Miller  
Its: \_\_\_\_\_  
Address: 204 Shadenville Rd  
Crawfordville, FL 32927  
Telephone  
No. 850-509-0376

**Partnership**

\_\_\_\_\_  
Print Partnership Name  
By: \_\_\_\_\_  
(signature)  
Print  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
Telephone  
No.: \_\_\_\_\_

**Partnership**

Before me, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared \_\_\_\_\_, partner/agent on behalf of \_\_\_\_\_, a partnership, who executed the foregoing instrument and acknowledged before me that same was executed for the purposes therein expressed.

**Corporation**

Before me, this 4th day of January, 2023, personally appeared Robert Miller of Golden Construction, a corporation, on behalf of the state corporation, who executed the foregoing instrument and acknowledged before me that same was executed for the purposes therein expressed.

Personally known ☒; or Produced identification \_\_\_\_\_ Type of identification produced \_\_\_\_\_

Signature of Notary Tiffany Hartsfield

Print Name Tiffany Hartsfield

Notary Public: NOTARY STAMP BELOW

My commission expires:





# CSI Contract for Private Provider Services

Date: 1-14-2022

Property Address = 143 Rio Vista Drive

This instrument shall be the sole agreement between: Robert Miller

(The Owner/Company) and Code Specialist inspections LLC (CSI) the Private Provider for Inspections and Plan Review for any project named now or in the future and attached hereto by the above listed company for the services.

CSI agrees to perform all plan review for code compliance as required by Florida law for building, electrical, mechanical plumbing and other applicable codes.

CSI agrees to perform all inspections for code compliance as required by Florida law for building, electrical, mechanical, plumbing all other applicable codes.

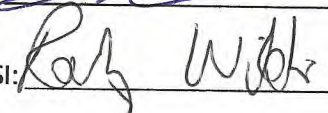
CSI agrees that it will use only personnel who are certified according to chapter 468-part Vtl Florida law to perform either plan review and/or Inspections.

CSI agrees to keep in full force and effect all insurance required by chapter 553 section 791 Florida statutes and to have the company/owner named as additional insured and to receive notice if policy is canceled.

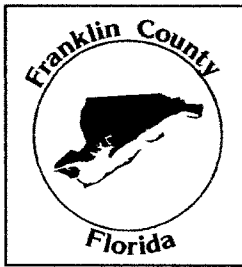
CSI agrees provide all required plan review and inspection reports to the Building Official and to post on the jobsite as required by Florida law.

CSI agrees to provide all plan review reports, inspection reports, notifications and Certificate of Compliance as required by Florida law. Also, to attend all meetings required in order to provide for a smooth and efficient completion of the project.

Owner/ Contractor:  Date signed 1/4/22

private Provider, CSI:  Date signed 1/4/22





## 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](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: ERIK ? KRISTA SMYDER  
Contact Information: Home #: 850 510-1866 Cell #: SAMS  
Mailing Address: 5799 BROADFORDVILLE RD. City/State/Zip: TALAHASSEE FL 32309  
EMAIL Address: smyds2@a.com @ \_\_\_\_\_

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

PROPERTY DESCRIPTION: 911 Address: 2374 HIGHWAY 98 EAST  
Lot/s: 4 Block: \_\_\_\_\_ Subdivision: \_\_\_\_\_ Unit: \_\_\_\_\_  
Parcel Identification #: 12-078-0400-1000-0000-0040

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

DESCRIPTION: 200'x4' Dock w/ lower Barge Platform, 10'x20' End Platform AND A 12'x8' Box Lift

ZONING DISTRICT: \_\_\_\_\_ CONTRACT COST: \_\_\_\_\_

TOTAL SQUARE FOOT: 950 FOUNDATION TYPE: Piling

ROOF MATERIAL: NA

APPROVED BY: ☐ Planning & Zoning Date: \_\_\_\_\_ ☐ County Commissioners Date: \_\_\_\_\_

WATER BODY: \_\_\_\_\_

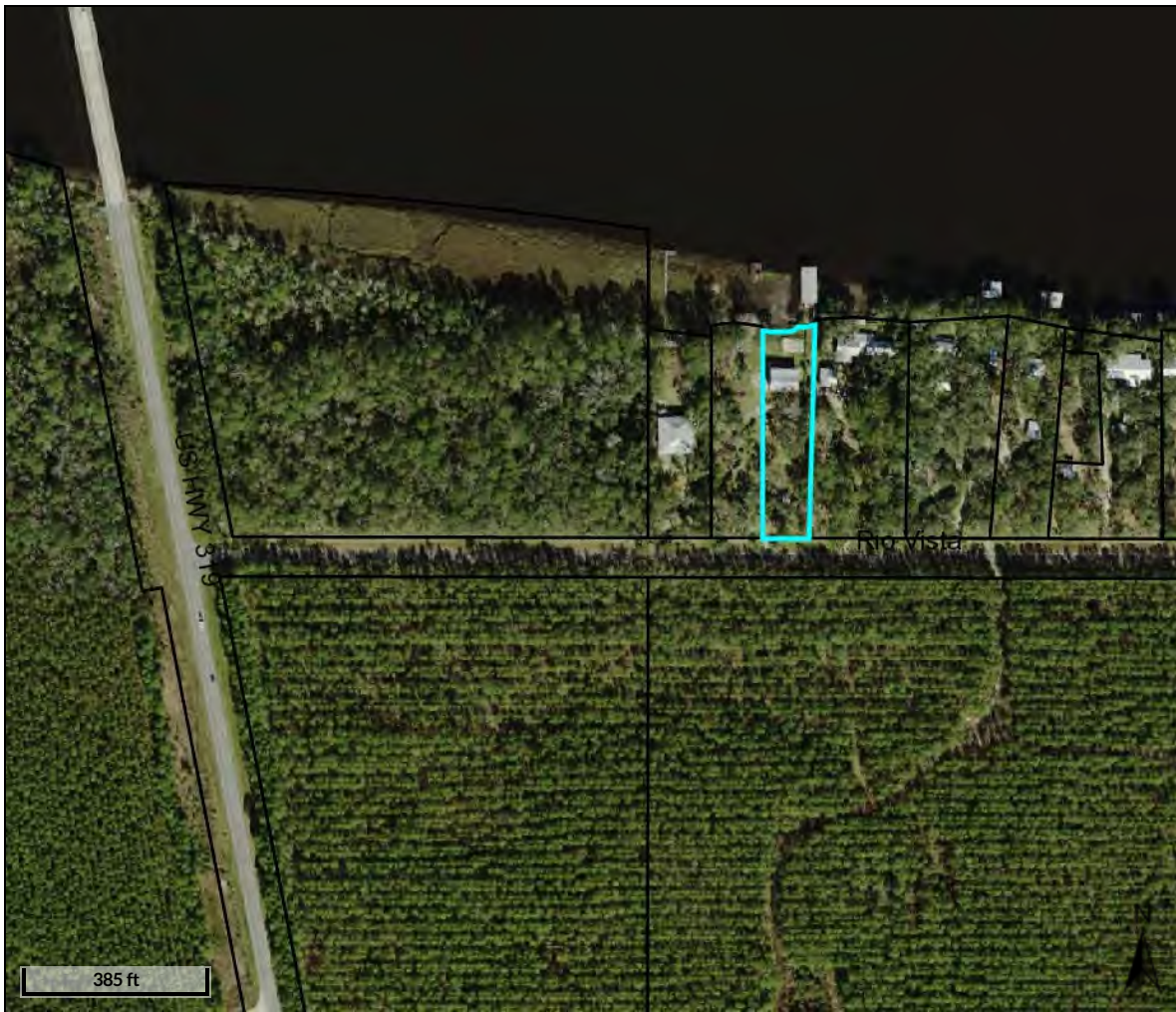
CRITICAL SHORELINE DISTRICT: ☐ YES ☐ NO CRITICAL HABITAT ZONE: ☐ YES ☐ NO

BUILDING OFFICIAL \_\_\_\_\_ Date \_\_\_\_\_

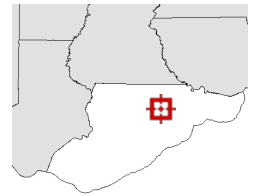
OWNER (Required) [Signature] 11/16/21 Date \_\_\_\_\_

CONTRACTOR (Required) \_\_\_\_\_ Date \_\_\_\_\_





#### Overview



#### Legend

-  Parcels
-  Roads
-  City Labels

<b>Parcel ID</b>	01-06S-03W-0000-0080-0020	<b>Alternate ID</b>	03W06S01000000800020	<b>Owner Address</b>	MILLER ROBERT J & AMBER M
<b>Sec/Twp/Rng</b>	1-6S-3W	<b>Class</b>	SINGLE FAMILY		MILLER AMBER M
<b>Property Address</b>	143 RIO VISTA DR	<b>Acreage</b>	n/a		204 SHADEVILLE RD
					CRAWFORDVILLE, FL 32327-2315

**District** 1  
**Brief Tax Description** LOT 3 BREAKAWY LODGE PROP  
 (Note: Not to be used on legal documents)

Date created: 2/18/2022  
 Last Data Uploaded: 2/18/2022 4:35:47 AM

Developed by 








Overview



Legend

-  Parcels
-  Roads
-  City Labels

Parcel ID	12-075-04W-1000-0000-0040	Alternate ID	04W07512100000000040	Owner Address	SNYDER KRISTAK & ERIK L
Sec/Twp/Rng	—	Class	VACANT		5799 BRADFORDVILLE ROAD
Property Address	HWY 98 & BEACH FRONT	Acreage	0.344		TALLAHASSEE, FL 32309
	ST JAMES				

District 6  
 Brief Tax Description MARINA SUNSET LOT 4 PB 7/14  
 (Note: Not to be used on legal documents)

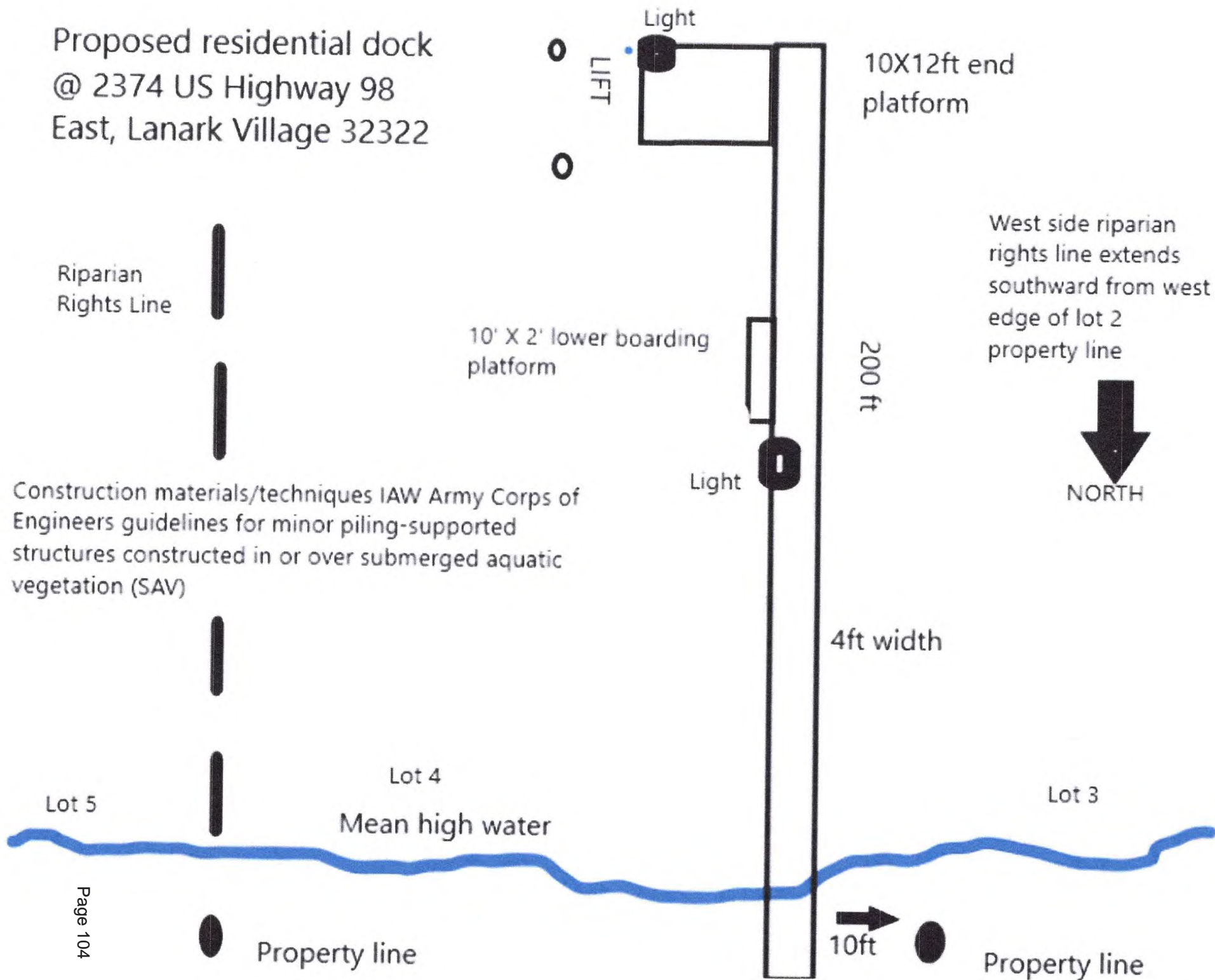
Date created: 11/15/2021  
 Last Data Uploaded: 11/15/2021 7:51:25 AM

Developed by  **Schneider**  
 GEOSPATIAL

**RIPARIAN RIGHTS**



Proposed residential dock  
@ 2374 US Highway 98  
East, Lanark Village 32322





PROPERTY I.D. NUMBER	ESCROW CD	EXEMPTIONS	DIST CD
12-07S-04W-1000-0000-0040			006

TAX BILL R 0321900  
NUMBER

SNYDER KRISTA K & ERIK L  
5799 BRADFORDVILLE ROAD  
TALLAHASSEE, FL 32309-6611

344  
MARINA SUNSET LOT 4 PB 7/14  
OR 697/308  
ALSO THE PARCEL SOUTH OF LOTS  
4.3 & 2 1163/152

MAILING ADDRESS: P.O. DRAWER 158, APALACHICOLA FL 32329 \* (850) 653-8323 or (850) 653-8364 SITE: HWY 98 & BEACH ST JAMES 32323

AD VALOREM TAXES					
TAXING AUTHORITY	MILLAGE RATE	ASSESSED VALUE	EXEMPTION VALUE	TAXABLE VALUE	TAXES LEVIED
COUNTY	.00547070	65,000		65,000	355.60
SCHOOL-LRE	.00260600	65,000		65,000	182.39
SCHOOL-DISC	.00224800	65,000		65,000	146.12
NW FL WATER MGMT	.00002940	65,000		65,000	1.91
TOTAL MILLAGE 0.01055410 AD VALOREM TAXES					686.02

RETAIN THIS PORTION FOR YOUR RECORDS  
WALK-IN CUSTOMERS  
PLEASE BRING FOR RECEIPT

LEVYING AUTHORITY		NON-AD VALOREM ASSESSMENTS RATE	AMOUNT
LANARK V ACREAGE			10.00
NON-AD VALOREM ASSESSMENTS			10.00

COMBINED TAXES AND ASSESSMENTS 696.02 See reverse side for important information

IF PAID BY:	NOV01-NOV30	DEC01-DEC31	JAN01-JAN31	FEB01-FEB28	MAR01-MAR31
	668.18	675.14	682.10	689.06	696.02

**RICHARD WATSON**  
FRANKLIN COUNTY TAX COLLECTOR

2021 REAL ESTATE

NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS

PROPERTY I.D. NUMBER	ESCROW CD	EXEMPTIONS	DIST CD
12-07S-04W-1000-0000-0040			006

TAX BILL R 0321900  
NUMBER



SNYDER KRISTA K & ERIK L  
5799 BRADFORDVILLE ROAD  
TALLAHASSEE, FL 32309-6611

002509  
P2 19

344  
MARINA SUNSET LOT 4 PB 7/14  
OR 697/308  
ALSO THE PARCEL SOUTH OF LOTS  
4.3 & 2 1163/152

PLEASE PAY IN U.S. FUNDS TO RICHARD WATSON, FRANKLIN COUNTY TAX COLLECTOR

IF PAID BY:	NOV01-NOV30	DEC01-DEC31	JAN01-JAN31	FEB01-FEB28	MAR01-MAR31
	668.18	675.14	682.10	689.06	696.02





no-reply@dep.state.fl.us

1/24/2022 10:29 AM

## FDEP ERP Self-Certification Receipt

To snyds12@comcast.net Copy erp.selfcerts@dep.state.fl.us • spgp@usace.army.mil •  
nmfs.ser.programmaticreview@noaa.gov • nwd\_erp\_applications@floridadep.gov



### FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

**Ron DeSantis**  
Governor

**Jeanette Nuñez**  
Lt. Governor

**Shawn Hamilton**  
Secretary

### Receipt for Submission

#### SELF-CERTIFICATION FOR A PROJECT AT A PRIVATE, RESIDENTIAL SINGLE-FAMILY DOCK

**01/24/2022**

Self-Certification File No.: **0415363001EE**

File Name: **2374 Highway 98 East Carrabelle, FL 32322 - Self Cert Exempt Dock with Boat Lift(s) (General)**

Dear **Erik Snyder**: On **01/24/2022** you used the Florida Department of Environmental Protection's electronic Self Certification Process to certify compliance with the terms and conditions of the Single-Family Dock ERP Exemption Self Certification Process for a project at private, single-family residence located at:

LAT - Degrees: **29** Minutes: **52** Seconds: **49.8699**

LONG - Degrees: **-84** Minutes: **35** Seconds: **36.2816**

SITE ADDRESS: **2374 Highway 98 East Carrabelle, FL 32322**

COUNTY: **Franklin**

For:

**Erik Snyder**  
**5799 Bradfordville Rd Tallahassee, FL 32309**

You have certified that the project you propose to construct at the above location meets all the conditions of the Self-Certification Process. A project that is built in conformance to those conditions (attached for reference) will:

1. Qualify for a regulatory exemption under Section 403.813(1)(b) of the Florida Statutes (F.S.) and Chapter 62-330, Florida Administrative Code (F.A.C.). As such, it is exempt from the need to obtain a DEP Environmental Resource Permit.;
2. Qualify for Consent by Rule or Letter of Consent (as applicable) under Chapter 253, F.S. and Chapter 18-21, F.A.C. (and Chapter 258, F.S. and Chapter 18-20, F.A.C., if applicable), when the project is located on submerged lands owned by the State of Florida.



Your Self-Certification is based solely on the information you provided under this process and applies only to the statutes and rules in effect when your certification was completed. The certification is effective only for the specific project proposed, and only if the project is constructed, operated, and maintained in conformance with all the terms, conditions, and limitations stated in the Self-Certification Process. In addition, any substantial modifications in your plans should be submitted to the Department for review, as changes may result in a permit being required.

You have acknowledged that this Self Certification will automatically expire if:

1. Construction of the project is not completed within one year from the self-certification date;
2. site conditions materially change;
3. the terms, conditions, and limitations of the Self Certification are not followed; or
4. the governing statutes or rules are amended before construction of the project.

Completion of the Self Certification constitutes your authorization for Department or Corps personnel to enter the property for purposes of inspecting for compliance.

Receipt of this Self-Certification constitutes authorization to use sovereignty/state-owned submerged lands, as required by rule 18-21.005, F.A.C.

The authorization must be visibly posted during all construction activities.

In waters that are accessible to manatees, obtain information on your mandatory Manatee Protection sign by [clicking here](#).

## FEDERAL STATE PROGRAMMATIC GENERAL PERMIT (SPGP)

You have certified that the project you propose to construct at the above location meets all the conditions of the SPGP Self-Certification Process and will be built in conformance to those conditions (attached for reference). Your proposed activity as certified is in compliance with the SPGP program. U.S. Army Corps of Engineers (Corps) Specific conditions apply to your project, attached. **No further permitting for this activity is required by the Corps. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.**

**Notifications to the Corps.** For all authorizations under this SPGP VI, 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 (attached) 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.
- 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](mailto:SAJ-RD-Enforcement@usace.army.mil) (not to exceed 10 MB). The Permittee shall reference this permit number, SAJ-2015-2575 on all submittals.

This SPGP Self-Certification is based solely on the information you provided under this process and applies only to the statutes and rules in effect when your certification was completed. You have recognized that your certification is effective only for the specific project proposed, and provided the project is constructed, operated, and maintained in conformance with all the terms, conditions, and limitations stated in the SPGP Self-Certification Process. This Self-Certification will not apply if any substantial modifications are made to the project. You agree to contact the Department for review of any plans to construct additional structures or to modify the project, as changes may result in a permit being required.

You have acknowledged that this Self-Certification will automatically expire if:

1. construction of the project is not completed by midnight, July 27, 2026, unless construction commenced or a contract to construct was executed before July 27, 2026, in which case the time limit for completing the work authorized by the SPGP ends at midnight, July 27, 2027. However, in no case can construction continue for more than one year beyond the Self-Certification date;
2. site conditions materially change;
3. the terms, conditions, and limitations of the Self-Certification are not followed; or
4. the governing statutes or rules are amended before construction of the project.

Completion of the Self-Certification constitutes your authorization for Department or Corps personnel to enter the property for purposes of inspecting for compliance.

If you have any questions, please contact your local Department District Office. Contact information can be found at:

[https://floridadep.gov/sites/default/files/SLERC\\_contacts\\_web\\_map\\_01-2017\\_0.pdf](https://floridadep.gov/sites/default/files/SLERC_contacts_web_map_01-2017_0.pdf).

For further information, contact the Corps directly at:

<https://www.saj.usace.army.mil/Missions/Regulatory.aspx>. When referring to your project, please use the SPGP Self-Certification file number listed above.

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

## **ADDITIONAL INFORMATION**

This Self-Certification Process does not relieve you from the responsibility of obtaining other permits or authorizations from other agencies (federal, state, Water Management District, or local) that may be required for the project. Failure to obtain all applicable authorizations prior to construction of the project may result in enforcement.

If you have any questions or issues with the attached documents, please contact your local Department District Office:

Northwest District

[NWD\\_ERP\\_Applications@FloridaDEP.gov](mailto:NWD_ERP_Applications@FloridaDEP.gov)

Sincerely,

Florida Department of Environmental Protection.



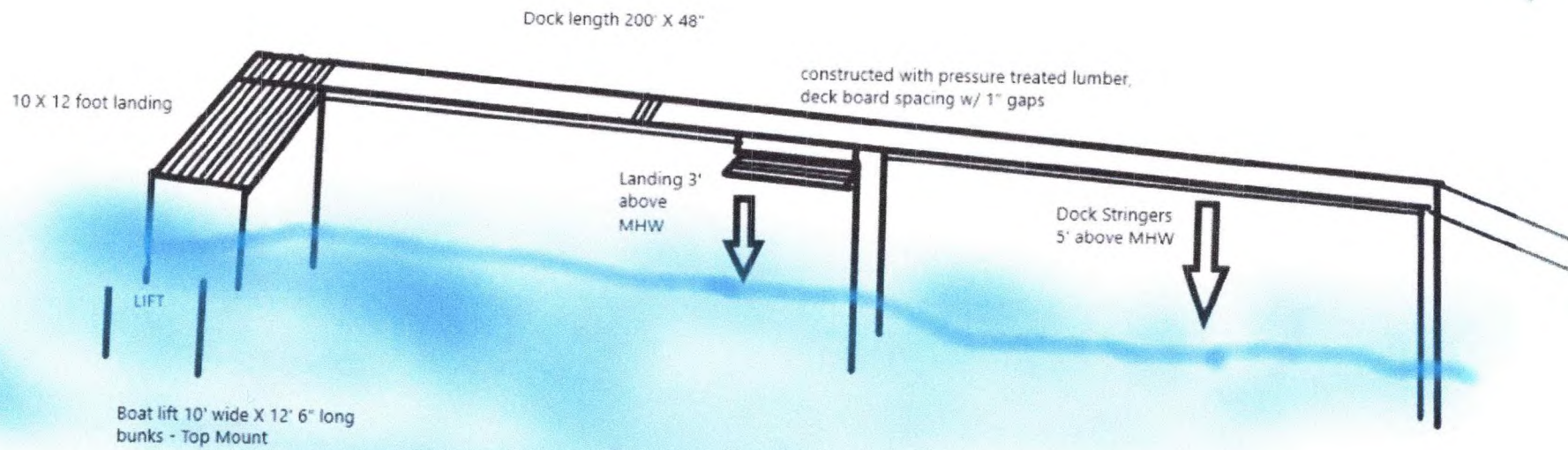
**Attachments:**

FDEP Terms and Conditions  
SPGP Terms and Conditions  
Project Design Criteria



- Part\_1.2.bin (68 KB)
- 55a51eac473eefdd8a73e985ee54cc85.pdf (68 KB)
- b246be6ed3aab6325dad2749210db44.pdf (68 KB)
- ProjectDesignCriteria\_1\_01.pdf (4 MB)









REPLY TO  
ATTENTION OF

DEPARTMENT OF THE ARMY  
JACKSONVILLE DISTRICT CORPS OF ENGINEERS  
P. O. BOX 4970  
JACKSONVILLE, FLORIDA 32232-0019

(Update December 17, 2018)

**Project Design Criteria (PDCs) Applicable To Self Certified Projects**  
**STATE PROGRAMMATIC GENERAL PERMIT**  
**(SPGP V-R1)**  
**STATE OF FLORIDA**

Background. On one the Florida Department of Environmental Protection (FDEP) Self-Certification web pages for “Exempt Single Family Dock (Self Certification)”, the Permittee/Agent answers either “yes” or “no” to the statement ““I certify the Project design and construction will meet the “Project Design Criteria (PDCs) Applicable To Self-Certified Projects” and authorize the FDEP to transmit this to the Corps on my behalf.”

Explanation. Below are the excerpts from the SPGP V-R1 Permit where the PDCs relevant to the Self Certification were transcribed from the National Marine Fisheries Service’s (NMFS) Jacksonville District’s Programmatic Biological Opinion (JAXBO) dated November 20, 2017.

**(Excerpts begin here)**

\* \* \*

**Procedure:**

\* \* \*

4. Self-Certification. The FDEP may authorize certain single-family docks and boatlifts under this SPGP V-R1 through their online, electronic self-certification process, if all of the following requirements are implemented:

a.Limitations:

\* \* \*

(5) Project cannot be the following (Reference: JAXBO Section 2.3, page238):

(i) On an unbridged, undeveloped coastal island or undeveloped coastal island segment or undeveloped coastal barrier island;



## PDCs Applicable To Self Certified Projects

- (ii) On sandy beaches fronting the Gulf of Mexico or Atlantic coast shoreline, exclusive of bays, inlets, rivers, bayous, creeks, passes, and the like;
- (iii) Within 50 feet of the Mean High Water Line (MHWL) at any riparian coastal location fronting the Gulf of Mexico or Atlantic Coast shoreline;
- (iv) Located in the coastal counties of Wakulla, Taylor, Dixie, Levy, Pasco, and Monroe;
- (v) Located in Biscayne Bay Aquatic Preserve;
- (vi) Located in 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);
- (vii) In Federal Special Waters (Biscayne Bay National Park, Blackwater Creek, Faka Union Canal, Garfield Point, Loxahatchee River, Okeechobee Waterway, Rock Springs Run, St. Marys River, Tampa Bypass Canal, Timucuan Preserve, Wekiva River);
- (viii) Located in any of the following restriction or exclusion zones (described by Section 2.1.1 of JAXBO): Smalltooth Sawfish Critical Habitat Limited Exclusion Zone (see Work Authorized paragraph B.1.m below and Attachment 23); Gulf Sturgeon Critical Habitat Migratory Restriction Zones (see Work Authorized paragraph B.1.n below and Attachment 28); Atlantic Sturgeon Critical Habitat Exclusion Zone (see Work Authorized paragraph B.1.o below and Attachment 30); and North Atlantic Right Whales Educational Sign Zones (see Work Authorized paragraph E.2.c. and Attachment 29); and
- (ix) Located in an area with non-ESA listed seagrasses and will result in any impacts or shading to these seagrasses, except for projects that comply with Work Authorized paragraph B.2.d / Special Condition paragraph 8.h.

\* \* \*

### **Work Authorized:**

\* \* \*

#### *B. Red and Green for all types of Projects.*

1. Red: The following Projects are not authorized by this SPGP V-R1:



## PDCs Applicable To Self Certified Projects

\* \* \*

m. Smalltooth Sawfish Critical Habitat Limited Exclusion Zone. Any project within the areas on the Caloosahatchee River (Lee County) shown on page 25 of JAXBO (Attachment 23) (Reference: JAXBO PDCs AP.4, A1.8.5, A2.12.).

n. Gulf Sturgeon Critical Habitat Migratory Restriction Zone. Any project at the mouths of Gulf sturgeon spawning rivers (Escambia River, Blackwater/Yellow Rivers, Choctawhatchee River, Apalachicola River, and Suwannee River) and narrow inlets (Indian Pass and Government Cut in Apalachicola Bay and Destin Pass in Choctawhatchee Bay) shown on the page 28 of JAXBO (Attachment 28) (Reference: JAXBO PDCs AP.4, A.1.9, A2.11.).

o. Atlantic Sturgeon Critical Habitat Exclusion Zone. The main stem St. Marys River from the confluence of Middle Prong St. Marys and the St. Marys Rivers downstream to its mouth (river kilometer zero) shown in Attachment 30 (the page from the Federal Register) (Reference: JAXBO PDC AP4.).

p. For all projects involving the installation of piles, sheet piles, concrete slab walls or boatlift I-beams (Reference: Categories D and E of JAXBO *PDCs for In-Water Noise from Pile and Sheet Pile Installation*, page 86):

(1) Any installation of metal pipe or metal sheet pile by impact hammer.

(2) Any installation by impact hammer greater than 5 piles/slabs/beams installed per day.

\* \* \*

2. Green: In addition to the other requirements of this SPGP V-R1, a project to be authorized under this SPGP V-R1 must meet the following to be "Green":

a. A Project that is not "Red".

\* \* \*

c. For all projects involving the installation of piles, sheet piles, concrete slab walls or boatlift I-beams (Reference Categories A, B and C of JAXBO *PDCs for In-Water Noise from Pile and Sheet Pile Installation*, page 86):

(1) Construction methods limited to trench and fill, pilot hole (auger or drop punch), jetting, vibratory, and impact hammer (however, impact hammer limited to installing no more than 5 per day).



## PDCs Applicable To Self Certified Projects

(2) Material limited to wood piles with a 14-inch diameter or less, concrete piles with a 24-inch diameter/width or less, metal pipe piles with a 36-inch diameter or less, metal boatlift I-beams, concrete slab walls, vinyl sheet piles, and metal sheet piles (however, not authorized is installation of metal pipe or metal sheet pile by impact hammer).

d. Regarding submerged and emergent aquatic vegetation, the design and construction of a Project must comply with the following:

(1) 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:

(a) 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) For all other Projects (other than (1) above),

\* \* \*

(ii) 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 freshwater 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.

\* \* \*

(iv) 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



## PDCs Applicable To Self Certified Projects

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).

\* \* \*

e. Regarding mangroves, the design and construction of a Project must comply with the following (Reference: JAXBO PDCs AP.3 and AP.12.):

- (1) All projects must be sited and designed to avoid or minimize impacts to mangroves.
- (2) Mangrove removal must be conducted in a manner that avoids any unnecessary removal and is limited to the following instances:
  - (i) Removal to install up to a 4-ft-wide walkway for a dock.
  - (ii) Removal of mangroves above the mean high water line (MHWL) provided that the tree does not have any prop roots that extend into the water below the MHWL.
- (3) Mangrove trimming. Mangrove trimming refers to the removal (using hand equipment such as chain saws and/or machetes) of lateral branches (i.e., no alteration of the trunk of the tree) in a manner that ensures survival of the tree.
  - (i) Projects with associated mangrove trimming waterward of the MHWL are authorized if the trimming: (a) occurs within the area where the authorized structures are placed or will be placed (i.e., removal of branches that overhang a dock or lift), (b) is necessary to provide temporary construction access, and (c) is conducted in a manner that avoids any unnecessary trimming.
  - (ii) Projects proposing to remove red mangrove prop roots waterward of the MHWL are not authorized, except for removal to install the dock walkways as described above.
- (4) For pile-supported structures, the following additional requirements for mangroves found 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) shall apply:
  - (i) The width of the piling-supported structure is limited to a maximum of 4 feet.



## PDCs Applicable To Self Certified Projects

(ii) Mangrove clearing is restricted to the width of the piling-supported structure.

(iii) The location and alignment of the piling-supported structure should be through the narrowest area of the mangrove fringe.

f. Regarding coral and hard bottom habitat, the design and construction of a Project must comply with the following (Reference: JAXBO PDCs AP.3 and AP.14.):

(1) Projects are not authorized that may affect, directly or indirectly, species of coral listed under the Endangered Species Act found from St. Lucie Inlet, Martin County south to the Dry Tortugas.

\* \* \*

(3) Projects are not authorized if non-listed corals are found within the project footprint.

(4) Projects are not authorized if hard bottom habitat is found within the project footprint. Hard bottom is defined in the following ways:

(i) Natural consolidated hard substrate that is suitable to support corals, coral larval settlement, reattachment and recruitment of asexual coral fragments. These areas of hard bottom or dead coral skeleton must be free from fleshy or turf macroalgae cover and sediment cover.

(ii) Nearshore and surf-zone, low-profile hard bottom outcroppings. (e.g., worm-rock reef [sabellariid worm reefs] and eolianite, granodiorite). This habitat can be persistent or ephemeral, cycling through periods of exposure and cover by sand. The range of this hard bottom habitat extends along the southeastern coast of Florida from Cape Canaveral to Miami-Dade County and in the U.S. Caribbean. It is an important developmental habitat for juvenile hawksbill and green sea turtles, which use it for both foraging and refuge.

g. A project must also meet the activity-specific “Red” and “Green” requirements.

\* \* \*

*E. Red and Green for Docks, Piers, Associated Facilities, and other Minor Piling-Supported Structures.* The conditions herein are in addition to those in paragraph B above.

1. Red: The following projects are not authorized by this SPGP V-R1:



## PDCs Applicable To Self Certified Projects

\* \* \*

c. Municipal or commercial fishing piers (Reference: JAXBO PDC A2.17.).

d. Within *Acropora* critical habitat, if essential features present (table in Attachment 9), new or expanded pile supported structures not allowed (Reference: JAXBO PDC A2.10.).

(1) However, repair/replacement within existing footprint is authorized.

\* \* \*

f. Within Loggerhead sea turtle critical habitat (Reference: JAXBO PDC A2.15.):

(1) ATONs (pile-supported and anchored buoys) are allowed in nearshore reproductive habitat of the Northwest Atlantic Distinct Population Segment (NWA DPS) of loggerhead sea turtle critical habitat.

(2) No other pile-supported structures are allowed in nearshore reproductive habitat.

2. Green: In addition to the other requirements of this SPGP V-R1, a project must meet the following Special Conditions in order to be “Green”:

a. A Project shall be designed and constructed within the following limits:

(1) This SPGP V-R1 authorizes only the following pile-supported and anchored structures: docks and piers; boatlifts; mooring piles and dolphin piles associated with docks/piers; ATONs and Private Aids to Navigation (PATONs); floating docks; pile-supported chickees (i.e., small, back-country, over-water, pile-supported, primitive camping shelters); boardwalks (as long as they are designed and clearly marked to prohibit fishing and vessel mooring); and other minor pile-supported structures. This does not include structures, such as ferry terminals and large ports, which support large commercial vessels including ferries, tankers, and cargo ships (Reference: JAXBO PDC A2.1.1.).

(2) Pile-supported docks/piers for a single-family residential lot are limited to 4 slips for motorized vessels. This limit is cumulative: existing and proposed/new; wet and dry slips. Slips for non-motorized vessels (e.g., kayak, canoe, and paddleboard) and associated launching areas do not count toward the total slip number (Reference: JAXBO PDC A2.1.2.).

\* \* \*

c. North Atlantic Right Whale. For any dock project (new construction, repair, or replacement) at a private residence located within 11 nautical miles of



## PDCs Applicable To Self Certified Projects

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), the FDEP or Designee will attach to their authorization the *North Atlantic Right Whale Information Form, Attachment 27* (from Appendix C of JAXBO, page 332) (Reference: JAXBO PDC A2.4.).

\* \* \*

### **Special Conditions:**

\* \* \*

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.).

\* \* \*

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

\* \* \*

f. 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.).

g. 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.).

h. Regarding submerged and emergent aquatic vegetation, the design and construction of a Project must comply with the following:



## PDCs Applicable To Self Certified Projects

(1) 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:

(i) 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) For all other Projects,

\* \* \*

(ii) 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.

(iii) 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).

\* \* \*

11. 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



## PDCs Applicable To Self Certified Projects

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.

\* \* \*

### **Attachments to Department of the Army State Programmatic General Permit (SPGP V-R1)**

\* \* \*

2. Department of the Army Permit Transfer for SPGP V-R1.

\* \* \*

5. Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat.

6. PDCs for In-Water Activities.



## PDCs Applicable To Self Certified Projects

### 7. Submerged Aquatic Vegetation Survey Guidelines

\* \* \*

### 9. Critical Habitat Essential Features/PCEs

### 10. Acropora spp. Critical Habitat Maps.

\* \* \*

### 23. Smalltooth Sawfish Critical Habitat Limited Exclusion Zones.

### 24. Loggerhead Turtle Nearshore Reproductive Critical Habitat.

\* \* \*

### 28. Gulf Sturgeon Critical Habitat Restriction Zone.

### 29. North American Right Whale Education Sign Zones.

### 30. Atlantic Sturgeon Critical Habitat Exclusion Zone.

\* \* \*

### 32. Self Certification Statement of Compliance.





**US Army Corps  
of Engineers®**

**Department of the Army Permit  
State Programmatic General Permit  
(SPGP V-R1)**

**Attachment 2**

**Department of the Army Permit Transfer for SPGP V-R1.**



**Department of the Army Permit Transfer for SPGP V-R1**

PERMITEE: \_\_\_\_\_

PERMIT NUMBER: \_\_\_\_\_ DATE: \_\_\_\_\_

ADDRESS/LOCATION OF PROJECT:

\_\_\_\_\_  
\_\_\_\_\_

(Subdivision)

(Lot)

(Block)

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. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.

To validate the transfer of this permit and the associated responsibilities associated with compliance with its terms and conditions, have the transferee sign and date below and mail to the U.S. Army Corps of Engineers, Enforcement Branch, Post Office Box 4970, Jacksonville, FL 32232-0019.

\_\_\_\_\_  
(Transferee Signature)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Name Printed)

\_\_\_\_\_  
(Street address)

\_\_\_\_\_  
(Mailing address)

\_\_\_\_\_





**US Army Corps  
of Engineers®**

**Department of the Army Permit  
State Programmatic General Permit  
(SPGP V-R1)**

**Attachment 5**

**Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in  
or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat.**



**Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in  
or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat  
U.S. Army Corps of Engineers/National Marine Fisheries Service  
November 2017**

**Submerged Aquatic Vegetation:**

1. Avoidance. The piling-supported structure shall be aligned so as to minimize the size of the footprint over SAV beds.
2. The height of piling-supported structure shall be a minimum of 5 feet above MHW/OHW as measured from the top surface of the decking.
3. The width of the piling-supported structure is limited to a maximum of 4 feet. A turnaround area is allowed for piling-supported structures greater than 200 feet in length. The turnaround is limited to a section of the piling-supported structure no more than 10 feet in length and no more than 6 feet in width. The turnaround shall be located at the midpoint of the piling-supported structure.
4. Over-SAV bed portions of the piling-supported structure shall be oriented in a north-south orientation to the maximum extent that is practicable.
5. a. If possible, terminal platforms shall be placed in deep water, waterward of SAV beds or in an area devoid of SAV beds.  
  
b. If a terminal platform is placed over SAV areas and constructed of grated decking, the total size of the platform shall be limited to 160 square feet. The grated deck material shall conform to the specifications stipulated below. The configuration of the platform shall be a maximum of 8 feet by 20 feet. A minimum of 5 feet by 20 feet shall conform to the 5-foot height requirement; a 3 feet by 20 feet section may be placed 3 feet above MHW to facilitate boat access. The long axis of the platform should be aligned in a north-south direction to the maximum extent that is practicable.  
  
c. If the terminal platform is placed over SAV areas and constructed of planks, the total size of the platform shall be limited to 120 square feet. The configuration of the platform shall be a maximum of 6 feet by 20 feet of which a minimum 4-foot wide by 20-foot long section shall conform to the 5-foot height requirement. A section may be placed 3 feet above MHW to facilitate boat access. The 3 feet above MHW section shall be cantilevered. The long axis of the platform should be aligned in a north-south direction to the maximum extent that is practicable. If the 3 feet above MHW section is constructed with grating material, it may be 3 feet wide.
6. One uncovered boat lift area is allowed. A narrow catwalk (2 feet wide if planks are used, 3 feet wide if grating is used ) may be added to facilitate boat maintenance along the outboard side of the boat lift and a 4-foot wide walkway may be added along the stern end of the boat lift, provided all such walkways are elevated 5 feet above MHW. The catwalk shall be cantilevered from the outboard mooring pilings (spaced no closer than 10 feet apart).
7. Pilings shall be installed in a manner which will not result in the formation of sedimentary deposits("donuts" or "halos") around the newly installed pilings. Pile driving is the preferred method of installation, but jetting with a low pressure pump may be used.
8. The spacing of pilings through SAV beds shall be a minimum of 10 feet on center.
9. The gaps between deckboards shall be a minimum of ½ inch.

October 2002 - Grid Specifications and Suppliers Section modified to add an additional vendor of materials.

February 2003 – Manufacturer name changed from ChemGrate to FiberGrate

May 2003 - The terms dock and pier were removed and replaced by the term piling-supported structure, to clarify our intent.

March 2008 – Added requirement for 43% open space in grids; added additional manufacturer of grating.

November 2017 – Manufacturer of grated material updated to include Voyager Industries.



### **Marsh:**

1. The piling-supported structure shall be aligned so as to have the smallest over-marsh footprint as practicable.
2. The over-marsh portion of the piling-supported shall be elevated to at least 4 feet above the marsh floor.
3. The width of the piling-supported is limited to a maximum of 4 feet. Any exceptions to the width must be accompanied by an equal increase in height requirement.

### **Mangroves.**

1. The width of the piling-supported structure is limited to a maximum of 4 feet.
2. Mangrove clearing is restricted to the width of the piling-supported structure.
3. The location and alignment of the piling-supported structure should be through the narrowest area of the mangrove fringe.

## **Grid Specifications and Suppliers**

The following information does not constitute a U.S. Army Corps of Engineers endorsement or advertisement for any particular provider and is provided only as an example for those interested in obtaining these materials for piling-supported structure construction. Light-transmitting materials are made of various materials shaped in the form of grids, grates, lattices, etc., to allow the passage of light through the open spaces. **All light-transmitting materials used in construction for minor piling-supported structures shall have a minimum of forty-three (43) percent open space.**

A type of fiberglass grate panel is manufactured by SeaSafe (Lafayette, LA; phone: 1-800-326-8842) and FiberGrate (1-800-527-4043). A type of plastic grating is manufactured by ThruFlow Interlocking Panels (1-888-478-3569). Plastic grate panels are also distributed by Southern Pine Lumber Company (Stuart, FL; 772-692-2300). Grated panels can be obtained from Titan Deck/Voyager Industries (Brandon, MN; 877-207-4136; [www.titandeck.net](http://www.titandeck.net)). Panels are available in a variety of sizes and thicknesses. For safety, the grate should contain an anti-slip texture which is integrally molded into the top surface. The manufacturer or local distributor should be consulted to ensure that the load-bearing capacity of the selected product is sufficient to support the intended purpose. Contact the manufacturer(s) for product specifications and a list of regional distributors.

October 2002 - Grid Specifications and Suppliers Section modified to add an additional vendor of materials.

February 2003 - Manufacturer name changed from ChemGrate to FiberGrate

May 2003 - The terms dock and pier were removed and replaced by the term piling-supported structure, to clarify our intent.

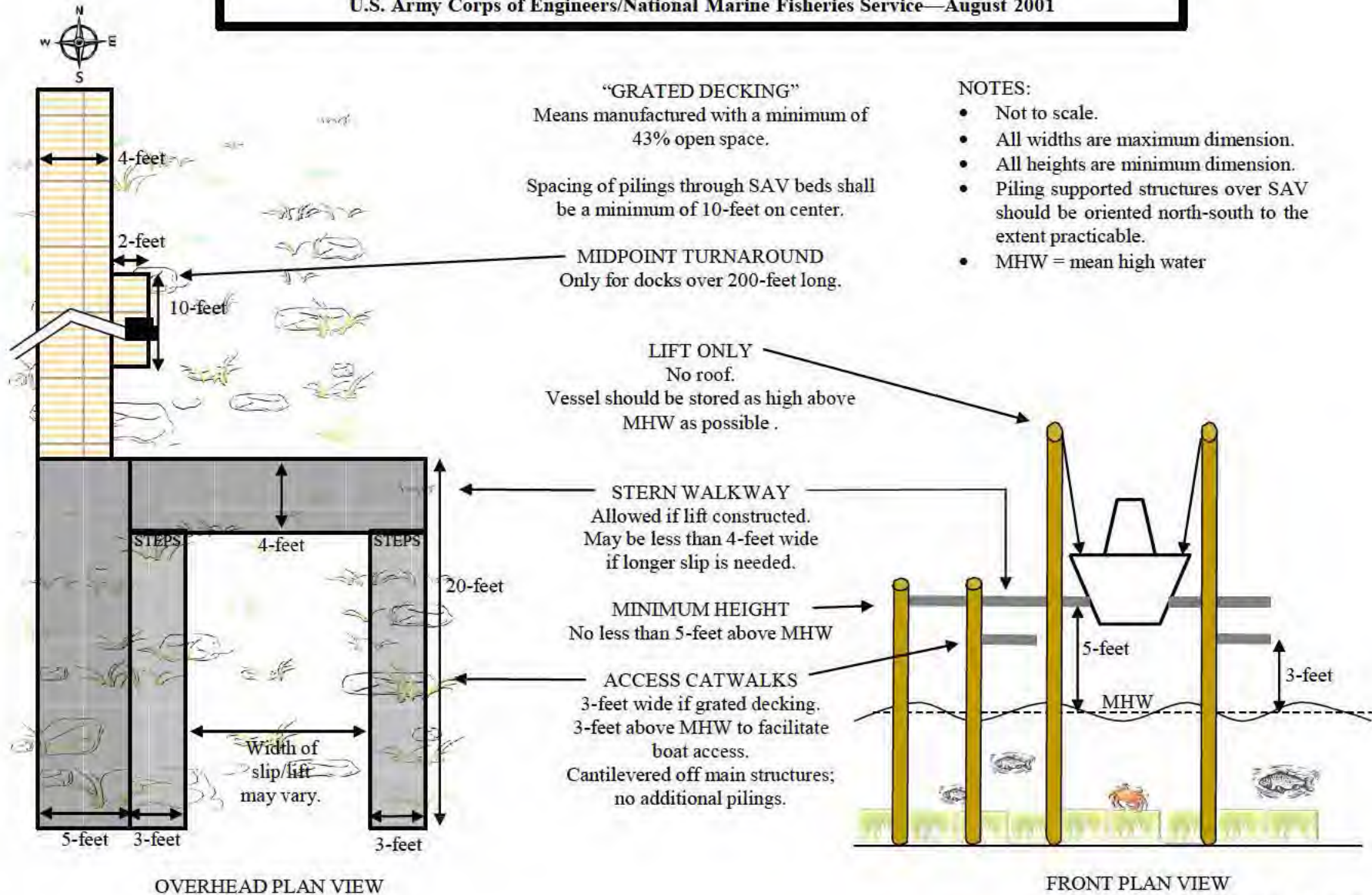
March 2008 - Added requirement for 43% open space in grids; added additional manufacturer of grating.

November 2017 - Manufacturer of grated material updated to include Voyager Industries.



# DOCK EXAMPLE — GRATED TERMINAL PLATFORM

Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat  
U.S. Army Corps of Engineers/National Marine Fisheries Service—August 2001

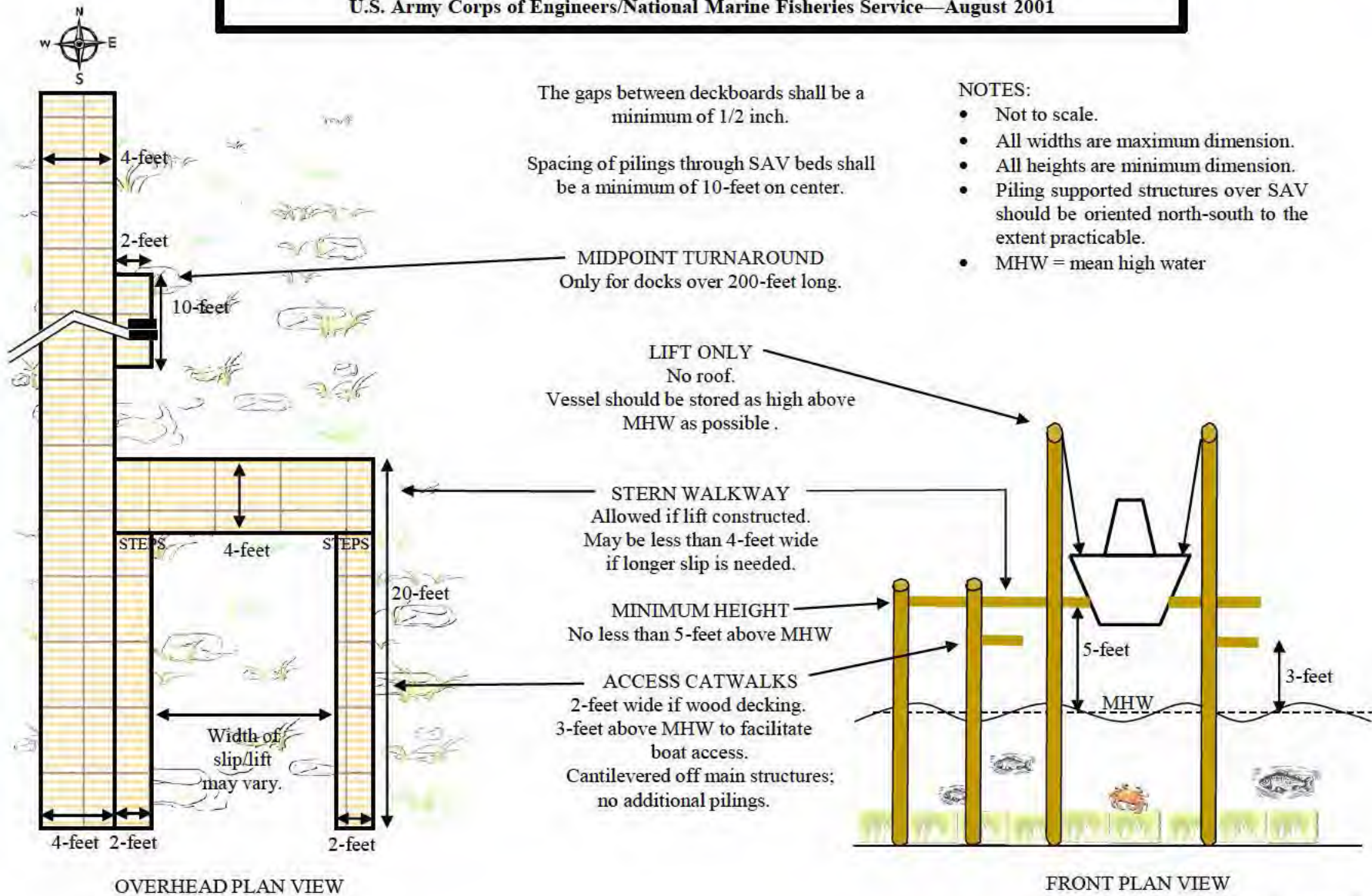


VER: 201407



# DOCK EXAMPLE — WOOD PLANK TERMINAL PLATFORM

Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat  
U.S. Army Corps of Engineers/National Marine Fisheries Service—August 2001



VER: 201407





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Attachment 6

PDCs for In-Water Activities.



### PDCs for In-Water Activities

For an activity to be covered under this Opinion, the USACE authorization must include the following conditions. Failure to comply with these conditions could result in enforcement action by the USACE and/or NMFS.

**AP.7. Education and Observation:** The permittee must ensure that all personnel associated with the project are instructed about the potential presence of species protected under the ESA and the Marine Mammal Protection Act (MMPA). All on-site project personnel are responsible for observing water-related activities for the presence of protected species. All personnel shall be advised that there are civil and criminal penalties for harming, harassing, or killing ESA-listed species or marine mammals. To determine which species may be found in the project area, please review the relevant Protected Species List at:  
[http://sero.nmfs.noaa.gov/protected\\_resources/section\\_7/threatened\\_endangered/index.html](http://sero.nmfs.noaa.gov/protected_resources/section_7/threatened_endangered/index.html)

**AP.8. Reporting** of interactions with protected species:

- a) Any collision(s) with and/or injury to any sea turtle, sawfish, whale, or sturgeon occurring during the construction of a project, shall be reported immediately to NMFS's Protected Resources Division (PRD) at (1-727-824-5312) or by email to [takeareport.nmfs@noaa.gov](mailto:takeareport.nmfs@noaa.gov) and [SAJ-RD-Enforcement@usace.army.mil](mailto:SAJ-RD-Enforcement@usace.army.mil).
- b) Smalltooth sawfish: Report sightings to 1-844-SAWFISH or email [Sawfish@MyFWC.com](mailto:Sawfish@MyFWC.com)
- c) Sturgeon: Report dead sturgeon to 1-844-STURG 911 (1-844-788-7491) or email [nmfs.ser.sturgeonnetwork@noaa.gov](mailto:nmfs.ser.sturgeonnetwork@noaa.gov)
- d) Sea turtles and marine mammals: Report stranded, injured, or dead animals to 1-877-WHALE HELP (1-877-942-5343).
- e) North Atlantic right whale: Report injured, dead, or entangled right whales to the USCG via VHF Channel 16.

**AP.9. Vessel Traffic and Construction Equipment:** All vessel operators must watch for and avoid collision with species protected under the ESA and MMPA. Vessel operators must avoid potential interactions with protected species and operate in accordance with the following protective measures:

- a) *Construction Equipment:*
  - i) All vessels associated with the construction project shall operate at "Idle Speed/No Wake" at all times while operating in water depths where the draft of the vessel provides less than a 4-foot (ft) clearance from the bottom, and in all depths after a protected species has been observed in and has departed the area.
  - ii) All vessels will follow marked channels and/or routes using the maximum water depth whenever possible.
  - iii) Operation of any mechanical construction equipment, including vessels, shall cease immediately if a listed species is observed within a 50-ft radius of construction equipment and shall not resume until the species has departed the area of its own volition.



- iv) If the detection of species is not possible during certain weather conditions (e.g., fog, rain, wind), then in-water operations will cease until weather conditions improve and detection is again feasible.
- b) *All Vessels:*
  - i) Sea turtles: Maintain a minimum distance of 150 ft.
  - ii) North Atlantic right whale: Maintain a minimum 1,500-ft distance (500 yards).
  - iii) Vessels 65 ft in length or longer must comply with the Right Whale Ship Strike Reduction Rule (50 CFR 224.105) which includes reducing speeds to 10 knots or less in Seasonal Management Areas (<http://www.fisheries.noaa.gov/pr/shipstrike/>).
  - iv) Mariners shall check various communication media for general information regarding avoiding ship strikes and specific information regarding right whale sightings in the area. These include NOAA weather radio, USCG NAVTEX broadcasts, and Notices to Mariners.
  - v) Marine mammals (i.e., dolphins, whales [other than North Atlantic right whales], and porpoises): Maintain a minimum distance of 300 ft.
  - vi) When these animals are sighted while the vessel is underway (e.g., bow-riding), attempt to remain parallel to the animal's course. Avoid excessive speed or abrupt changes in direction until they have left the area.
  - vii) Reduce speed to 10 knots or less when mother/calf pairs or groups of marine mammals are observed, when safety permits.

**AP.10. Turbidity Control Measures during Construction:** Turbidity must be monitored and controlled. Prior to initiating any of the work covered under this Opinion, the Permittee shall install turbidity curtains as described below. In some instances, the use of turbidity curtains may be waived by the USACE project manager if the project is deemed too minimal to generate turbidity (e.g., certain ATON installation, scientific survey device placement, marine debris removal) or if the current is too strong for the curtains to stay in place. Turbidity curtains specifications:

- a) Install floating turbidity barriers with weighted skirts that extend to within 1 ft of the bottom around all work areas that are in, or adjacent to, surface waters.
- b) Use these turbidity barriers throughout construction to control erosion and siltation and ensure that turbidity levels within the project area do not exceed background conditions.
- c) Position turbidity barriers in a way that does not block species' entry to or exit from designated critical habitat.
- d) Monitor and maintain turbidity barriers in place until the authorized work has been completed and the water quality in the project area has returned to background conditions.
- e) In the range of ESA-listed corals (St. Lucie Inlet, Martin County south to the Dry Tortugas and the U.S. Caribbean) and Johnson's seagrass (Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida):
  - Projects that include upland earth moving (e.g., grading to install a building or parking lot associated with a dock and seawall project), must install sediment control barriers to prevent any upland sediments from reaching estuarine or marine waters.
  - The turbidity curtain requirement cannot be waived for any project that moves or removes sediment (e.g., dredging, auger to create a pile, trenching to install a cable



line). If turbidity curtains are not feasible in an area based on site conditions such as water current, high wave action, or stormy conditions, the project must undergo individual Section 7 consultation and is not covered under this Programmatic Opinion.

**AP.11. Entanglement:** All turbidity curtains and other in-water equipment must be properly secured with materials that reduce the risk of entanglement of marine species (described below). Turbidity curtains likewise must be made of materials that reduce the risk of entanglement of marine species.

- a) In-water lines (rope, chain, and cable, including the lines to secure turbidity curtains) must be stiff, taut, and non-looping. Examples of such lines are heavy metal chains or heavy cables that do not readily loop and tangle. Flexible in-water lines, such as nylon rope or any lines that could loop or tangle, must be enclosed in a plastic or rubber sleeve/tube to add rigidity and prevent the line from looping and tangling. In all instances, no excess line is allowed in the water.
- b) Turbidity curtains and other in-water equipment must be placed in a manner that does not entrap species within the construction area or block access for them to navigate around the construction area.

#### **PDCs for Mangroves, Seagrasses, Corals and Hard Bottom for All Projects**

Note: **For projects authorized in reliance on this Opinion only**, the PDCs below supercede any other guidance documents otherwise applicable to reduce or avoid impacts to mangroves, seagrasses, and corals. This includes the NMFS's *Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation, Marsh, or Mangrove Habitat* dated August 2001, and NMFS's *Key for Construction Conditions for Docks or Other Minor Structures Constructed in or over Johnson's Seagrass (Halophila johnsonii)*, dated October 2002. NMFS may still apply these guidance documents in other consultations, including consultations on Essential Fish Habitat under the Magnuson-Stevens Fishery Conservation and Management Act, as appropriate.

#### **AP.12. Mangroves**

- To qualify for coverage under this Opinion, all projects must be sited and designed to avoid or minimize impacts to mangroves.
- Mangrove removal must be conducted in a manner that avoids any unnecessary removal and is limited to the following instances:
  - Removal to install up to a 4-ft-wide walkway for a dock.
  - Removal to install up to an 8-ft-wide walkway for public docks, where the walkway is necessary to address compliance with the Americans with Disability Act (ADA).
  - Removal to install culverts necessary to improve water quality or restore hydrology between 2 water bodies. Such mangrove removal is limited to a maximum of 20 linear feet (lin ft) of shoreline per culvert opening.
  - Removal of mangroves above mean high water (MHW) provided that the tree does not have any prop roots that extend into the water below the MHWL.





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**Attachment 7**

**Submerged Aquatic Vegetation Survey Guidelines**



## **Submerged Aquatic Vegetation Survey Guidelines**

### **May 7, 2018**

Please provide information on the presence of any submerged aquatic vegetation (SAV) at or adjacent to the proposed location of the work by conducting a SAV survey. SAV surveys can only be performed between June 1 and September 30 of each year.

At a minimum, the surveyed area shall encompass a 50-foot radius around the location of the proposed work. The ensuing report shall describe the survey method, depict the locations of all SAV, and shall clearly depict the distribution of the various species of SAV. In addition, the report shall contain the percent cover of each species of SAV, frequency of occurrence of each species of SAV, and the name, mailing address and telephone number of the qualified person performing the survey. Furthermore, if Johnson's seagrass (*Halophila johnsonii*) is observed, the report shall include the shoot density of the Johnson's seagrass. The report should also include a plan view drawing depicting any existing structures and the proposed work in reference to the surveyed area. If the proposed work is a dock or pier and SAV is present, or if the proposed work is a dock or pier and is located in the known range of Johnson 's seagrass (in lagoons on Florida' s east coast from Turkey Creek/Palm Bay (Brevard County) south to and including central Biscayne Bay (Miami-Dade County) , the dock or pier should be designed in accordance with the joint U.S. Army Corps of Engineers/National Marine Fisheries Service dock construction guidelines (Dock Construction Guidelines in Florida for Docks or Other Minor Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat - U.S. Army Corps of Engineers/National Marine Fisheries Service - November 2017) and the Project Design Criteria for the National Marine Fisheries Service and U.S. Army Corps of Engineers Jacksonville District's Programmatic Biological Opinion (November 2017)..





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Attachment 9

Critical Habitat Essential Features/PCEs



Marine Mammals			
North Atlantic right whale	E	P	NP
Blue whale	E	P	P
Fin whale	E	P	P
Sei whale	E	P	P
Sperm whale	E	P	P
Bryde's whale (proposed)	E	P	NP
E = endangered; T = threatened, P = Present, NP = Not Present			

**Table 6. Designated Critical Habitat NMFS Believes is In or Near the Action Area**

Species	Unit in Florida	Unit in U.S. Caribbean
Smalltooth sawfish	<ul style="list-style-type: none"> <li>• Charlotte Harbor Estuary (CHEU)</li> <li>• Ten Thousand Islands/ Everglades (TTIEU)</li> </ul>	N/A
Gulf sturgeon	Units 9-14 <sup>10</sup>	N/A
Loggerhead sea turtle (NWA DPS)	<ul style="list-style-type: none"> <li>• Nearshore Reproductive Habitat: Units LOGG-N-14 to 32</li> <li>• Breeding Habitat: Units LOGG-N-17, 19</li> <li>• Migratory Habitat: Units LOGG-N-17, 18, 19</li> <li>• <i>Sargassum</i> Habitat: Unit LOGG-S-01</li> </ul>	N/A
Green sea turtle (NA DPS)	N/A	Culebra Island
Hawksbill sea turtle	N/A	Mona and Monita Island
Leatherback sea turtle	N/A	St Croix Island
Staghorn and elkhorn coral	Area 1: Florida	<ul style="list-style-type: none"> <li>• Area 2: Puerto Rico and Associated Islands</li> <li>• Area 3: St. John/St. Thomas, U.S. Virgin Islands</li> <li>• Area 4: St. Croix, U.S. Virgin Islands</li> </ul>
Johnson's seagrass	Units A-J	N/A
North Atlantic right whale	Unit 2	N/A
Atlantic sturgeon	South Atlantic Unit 7 <sup>11</sup>	N/A
N/A = Not applicable		

Table 7 (below) provides a complete list of the essential features/primary constituent elements (PCEs) of each critical habitat unit that occurs in Florida and the U.S. Caribbean. Note that the table below refers to both essential features and PCEs of critical habitat. This duality of terms is

<sup>10</sup> Gulf sturgeon critical habitat is under the joint jurisdiction of the USFWS and NMFS, with the USFWS managing riverine habitat and NMFS managing estuarine and marine habitats. Units 9-14 are the only areas under NMFS's jurisdiction that are found in the action area.

<sup>11</sup> The South Atlantic Unit 7 (St. Marys Unit) includes the St. Marys River in (1) Camden and Charlton Counties in Georgia and (2) Baker and Nassau Counties in Florida.



because the USFWS uses the term “PCE” and NMFS uses “essential features” when describing critical habitat. When we develop a critical habitat rule jointly with USFWS, the term PCE is often used. Recent amendments to the Services’ joint regulations implementing the ESA, however, removed reference to “primary constituent elements” (81 FR 7414, Feb. 11, 2016). As we explained in the final rule, removing this phrase is not intended to substantively alter anything about the designation of critical habitat, but to eliminate redundancy in how we describe the physical or biological features. New critical habitat rules will describe physical biological features (PBFs) to help identify habitat essential to the conservation of the species. In this Opinion, we refer to the features as they were described in the rule designating that critical habitat. For example, the Gulf sturgeon critical habitat rule refers to PCEs, and thus we have used that term in the table below. Critical habitat boundary maps are available at [http://sero.nmfs.noaa.gov/maps\\_gis\\_data/protected\\_resources/critical\\_habitat/index.html](http://sero.nmfs.noaa.gov/maps_gis_data/protected_resources/critical_habitat/index.html).

**Table 7. Essential Features/PCEs/PBFs of Each Critical Habitat Unit in Florida and the U.S. Caribbean**

Smalltooth sawfish (74 FR 45353, Sept. 2, 2009)	The physical and biological features essential to the conservation of the U.S. DPS of smalltooth sawfish, which provide nursery area functions are: red mangroves and shallow euryhaline habitats characterized by water depths between the Mean High Water line and 3 ft (0.9 m) measured at Mean Lower Low Water (MLLW). These features are included in critical habitat within the boundaries of the specific areas in paragraph (b) of this section, except where the features were not physically accessible to sawfish at the time of this designation (September 2009); for example, areas where existing water control structures prevent sawfish passage to habitats beyond the structure.
Gulf sturgeon (68 FR 13370, March 19, 2003)	Based on the best available information, there are 7 PCEs essential for the conservation of the Gulf sturgeon. Only the following 4 are under NMFS’s jurisdiction: <ol style="list-style-type: none"> <li>1. Abundant prey items within estuarine and marine habitats and substrates for juvenile, subadult, and adult life stages;</li> <li>2. Water quality, including temperature, salinity, pH, hardness, turbidity, oxygen content, and other chemical characteristics, necessary for normal behavior, growth, and viability of all life stages;</li> <li>3. Sediment quality, including texture and other chemical characteristics, necessary for normal behavior, growth, and viability of all life stages; and</li> <li>4. Safe and unobstructed migratory pathways necessary for passage within and between riverine, estuarine, and marine habitats (e.g., a river unobstructed by any permanent structure, or a dammed river that still allows for passage).</li> </ol>



<p>Loggerhead sea turtle (79 FR 39855, July 10, 2014)</p>	<ol style="list-style-type: none"> <li>1. Nearshore reproductive habitat: The PBF of nearshore reproductive habitat as a portion of the nearshore waters adjacent to nesting beaches that are used by hatchlings to egress to the open-water environment as well as by nesting females to transit between beach and open water during the nesting season. The following PCEs support this habitat: (i) Nearshore waters directly off the highest density nesting beaches and their adjacent beaches, as identified in 50 CFR 17.95(c), to 1.6 kilometer (km) offshore; (ii) Waters sufficiently free of obstructions or artificial lighting to allow transit through the surf zone and outward toward open water; and (iii) Waters with minimal man-made structures that could promote predators (i.e., nearshore predator concentration caused by submerged and emergent offshore structures), disrupt wave patterns necessary for orientation, and/or create excessive longshore currents.</li> <li>2. Winter areas: Florida does not contain any winter areas.</li> <li>3. Breeding areas: the PBF of concentrated breeding habitat as those sites with high densities of both male and female adult individuals during the breeding season. PCEs that support this habitat are the following: (i) High densities of reproductive male and female loggerheads; (ii) Proximity to primary Florida migratory corridor; and (iii) Proximity to Florida nesting grounds.</li> <li>4. Constricted migratory habitat: the PBF of constricted migratory habitat as high use migratory corridors that are constricted (limited in width) by land on one side and the edge of the continental shelf and Gulf Stream on the other side. PCEs that support this habitat are the following: (i) Constricted continental shelf area relative to nearby continental shelf waters that concentrate migratory pathways; and (ii) Passage conditions to allow for migration to and from nesting, breeding, and/or foraging areas.</li> <li>5. <i>Sargassum</i> habitat: the PBF of loggerhead <i>Sargassum</i> habitat as developmental and foraging habitat for young loggerheads where surface waters form accumulations of floating material, especially <i>Sargassum</i>. PCEs that support this habitat are the following: (i) Convergence zones, surface-water downwelling areas, the margins of major boundary currents (Gulf Stream), and other locations where there are concentrated components of the <i>Sargassum</i> community in water temperatures suitable for the optimal growth of <i>Sargassum</i> and inhabitation of loggerheads; (ii) <i>Sargassum</i> in concentrations that support adequate prey abundance and cover; (iii) Available prey and other material associated with <i>Sargassum</i> habitat including, but not limited to, plants and cyanobacteria and animals native to the <i>Sargassum</i> community such as hydroids and copepods; and (iv) Sufficient water depth and proximity to available currents to ensure offshore transport (out of the surf zone), and foraging and cover requirements by <i>Sargassum</i> for post-hatchling loggerheads, i.e., &gt; 10-m depth.</li> </ol>
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<i>Acropora</i> (Staghorn and elkhorn coral) (73 FR 72210, Nov. 26, 2008)	The physical feature essential to the conservation of elkhorn and staghorn corals is: substrate of suitable quality and availability to support larval settlement and recruitment, and reattachment and recruitment of asexual fragments. "Substrate of suitable quality and availability" is defined as natural consolidated hard substrate or dead coral skeleton that is free from fleshy or turf macroalgae cover and sediment cover.
Johnson's seagrass (65 FR 17786, April 5, 2000)	Based on the best available information, general physical and biological features of the critical habitat areas include adequate water quality, salinity levels, water transparency, and stable, unconsolidated sediments that are free from physical disturbance.
North Atlantic right whale (81 FR 4837, Jan. 27, 2016)	<p>Critical habitat includes 2 areas (Units) located in the Gulf of Maine and Georges Bank Region (Unit 1) and off the coast of North Carolina, South Carolina, Georgia and Florida (Unit 2). Only Unit 2 occurs within the action area.</p> <p>The physical features essential to the conservation of the North Atlantic right whale, which provide calving area functions in Unit 2, are:</p> <ol style="list-style-type: none"> <li>1. Sea surface conditions associated with Force 4 or less on the Beaufort Scale</li> <li>2. Sea surface temperatures of 7°C to 17°C</li> <li>3. Water depths of 20-92 ft (6- 28 m), where these features simultaneously co-occur over contiguous areas of at least 231 squared nautical miles (nmi<sup>2</sup>) of ocean waters during the months of November through April. When these features are available, they are selected by right whale cows and calves in dynamic combinations that are suitable for calving, nursing, and rearing, and which vary, within the ranges specified, depending on factors such as weather and age of the calves.</li> </ol>
Atlantic sturgeon (82 FR 39160, August 17, 2017)	<p>The physical features essential for the conservation of Atlantic sturgeon belonging to the Carolina and South Atlantic DPSs are those habitat components that support successful reproduction and recruitment. These are:</p> <ol style="list-style-type: none"> <li>1. Hard bottom substrate (e.g., rock, cobble, gravel, limestone, boulder, etc.) in low salinity waters (i.e., 0.0-0.5 parts per thousand range) for settlement of fertilized eggs and refuge, growth, and development of early life stages;</li> <li>2. Aquatic habitat inclusive of waters with a gradual downstream gradient of 0.5 up to as high as 30 parts per thousand and soft substrate (e.g., sand, mud) between the river mouth and spawning sites for juvenile foraging and physiological development;</li> <li>3. Water of appropriate depth and absent physical barriers to passage (e.g., locks, dams, thermal plumes, turbidity, sound, reservoirs, gear, etc.) between the river mouth and spawning sites necessary to support: <ol style="list-style-type: none"> <li>(i) Unimpeded movement of adults to and from spawning sites;</li> <li>(ii) Seasonal and physiologically dependent movement of juvenile</li> </ol> </li> </ol>



	<p>Atlantic sturgeon to appropriate salinity zones within the river estuary; and</p> <p>(iii) Staging, resting, or holding of subadults or spawning condition adults. Water depths in main river channels must also be deep enough (at least 1.2 meters) to ensure continuous flow in the main channel at all times when any sturgeon life stage would be in the river;</p> <p>4. Water quality conditions, especially in the bottom meter of the water column, with temperature and oxygen values that support:</p> <p>(i) Spawning;</p> <p>(ii) Annual and inter-annual adult, subadult, larval, and juvenile survival; and</p> <p>(iii) Larval, juvenile, and subadult growth, development, and recruitment. Appropriate temperature and oxygen values will vary interdependently, and depending on salinity in a particular habitat. For example, 6.0 mg/L dissolved oxygen or greater likely supports juvenile rearing habitat, whereas dissolved oxygen less than 5.0 mg/L for longer than 30 days is less likely to support rearing when water temperature is greater than 25°C. In temperatures greater than 26°C, dissolved oxygen greater than 4.3 mg/L is needed to protect survival and growth. Temperatures of 13 to 26 °C likely support spawning habitat.</p>
Green sea turtle (63 FR 46693, Sept. 2,1998)	<p>Critical habitat for the green sea turtle is designated in the waters surrounding the island of Culebra, Puerto Rico, from the mean high water line (MHWL) seaward to 3 nmi. These waters include Culebra's outlying Keys, including Cayo Norte, Cayo Ballena, Cayos Geniquí, Isla Culebrita, Arrecife Culebrita, Cayo de Luís Peña, Las Hermanas, El Mono, Cayo Lobo, Cayo Lobito, Cayo Botijuela, Alcarraza, Los Gemelos, and Piedra Steven. At the time of designation, essential features to critical habitat were not precisely defined; however, the critical habitat was designated to provide protection for important developmental and resting habitats. Juvenile and adult green sea turtles depend on seagrasses as the principal dietary component for foraging. In addition, coral reefs and other topographic features within the waters around Culebra Island and surrounding islands and cays provide green turtles with shelter during interforaging periods that serve as refuge from predators.</p> <p>On April 6, 2016, NMFS published a final rule listing 11 DPSs of the green sea turtle, including the NA DPS. 81 FR 20058; April 6, 2016. NMFS will issue a rule designating critical habitat for the DPSs in a future rulemaking. In the interim, the existing critical habitat designation described herein remains in effect for the NA DPS of green sea turtles.</p>
Hawksbill sea turtles (63 FR 46693,	<p>Critical habitat for the hawksbill sea turtle has been designated in the waters surrounding the islands of Mona and Monito, Puerto Rico, from the MHWL seaward to 3 nmi. At the time of designation, essential features to critical</p>



Sept. 2, 1998)	habitat were not precisely defined; however, the critical habitat was designated to provide protection for important developmental and resting habitats. Hawksbill sea turtles depend on sponges as their principal dietary component and healthy coral reefs for foraging and shelter habitats.
Leatherback sea turtles (44 FR 8491, March 23, 1979)	Critical habitat for the leatherback sea turtle has been designated in the waters adjacent to Sandy Point on the southwest corner of St. Croix, U.S. Virgin Islands, in waters from the 100-fathom curve shoreward to the level of mean high tide, with boundaries at 17°42'12"N and 64°50'00"W. At the time of designation, essential features to critical habitat were not precisely defined; however, critical habitat for leatherback sea turtles was designated to provide protection to sea turtles using these waters for courting, breeding, and as access to and from nesting areas on Sandy Point Beach, St. Croix, U.S. Virgin Islands.

## 2.2 Activities Analyzed, Project Design Criteria, and Potential Routes of Effect

In this section of the Opinion, we describe the categories of activities under consultation, the PDCs that each activity must meet to be covered under this Opinion, and the expected effects of each category of activities on ESA-listed species and designated critical habitat. In particular, for each category of activity covered by this Opinion, we will provide the following information:

1. Activity Description: A general description of how the activity typically is implemented with sample photos and drawings. We are providing a general overview of the typical implementation for context; the installation materials, methods, and locations are limited by the PDCs.
2. PDCs: A description of the non-discretionary PDCs applicable to all projects covered under this Opinion. The general PDCs ensure that the covered activities meet certain thresholds designed to avoid or minimize impacts on ESA-listed species and critical habitat.

In addition to the general PDCs, each of the 10 categories of covered activities is subject to additional activity-specific PDCs. Like the general PDCs, activity-specific PDCs are non-discretionary requirements for coverage under the Opinion that avoid or minimize the potential effects of permitted activities on ESA-listed species and designated critical habitat.

All PDCs were developed based on information from the USACE's past permitting practices and review of consultations on USACE-authorized in-water construction activities in Florida and the U.S. Caribbean. The activity-specific PDCs are typical of measures used to protect ESA listed species and designated critical habitat and are substantially similar to the PDCs that NMFS included in other programmatic consultations with the USACE in the last 5 years including the SWPBO, 12 SAJ General Permit Programmatic, SAJ-42, SAJ-82, and SPGP IV-R1.

In addition, PDCs designed to avoid or minimize effects on critical habitat are provided at the end of each category of activity when additional protections, beyond the general and activity-specific PDCs, are required to avoid or minimize effects on a particular critical habitat unit.





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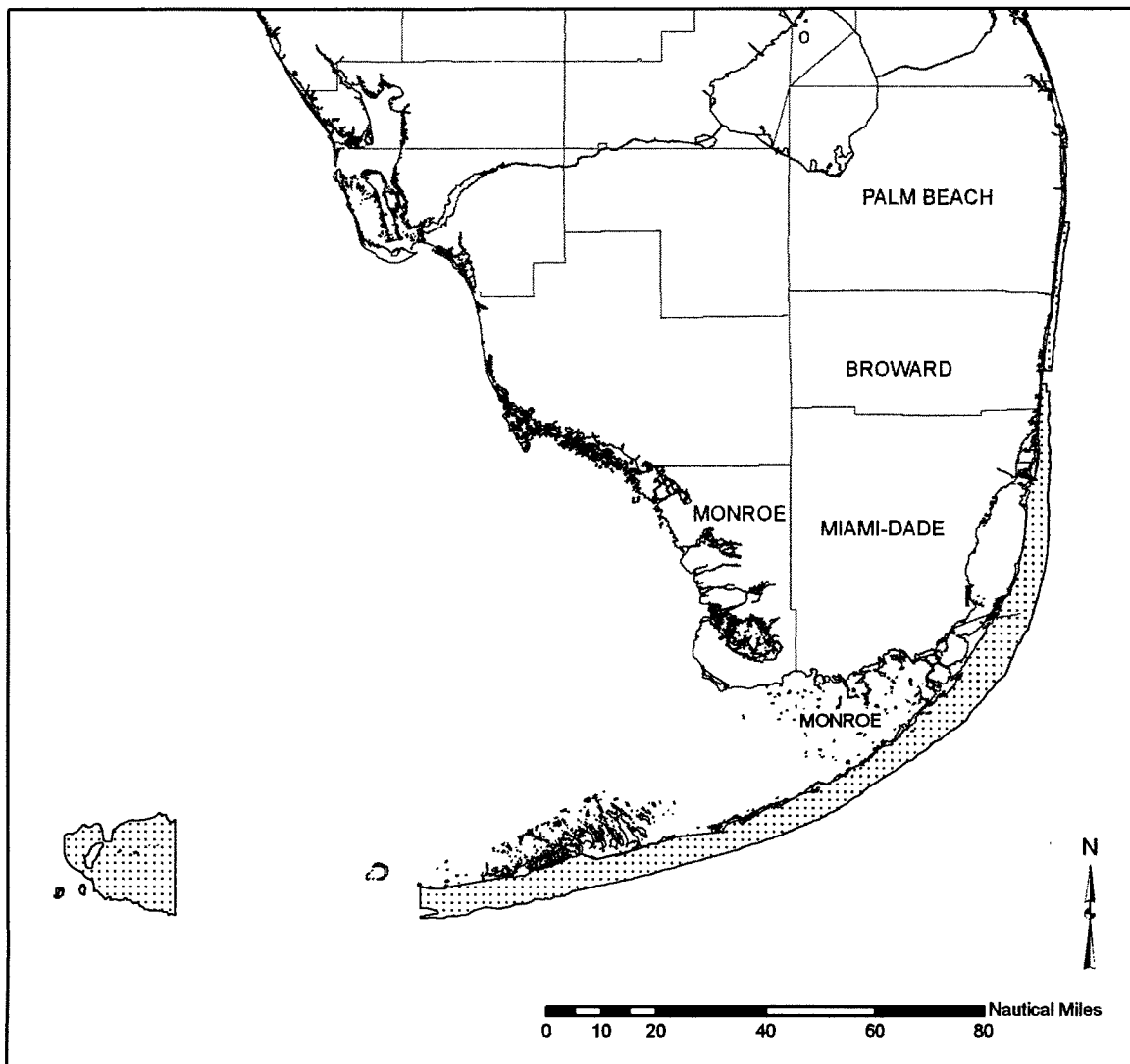
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Attachment 10

Acropora spp. Critical Habitat Maps.



**Critical Habitat for Elkhorn and Staghorn Corals**  
**Area 1: Florida**



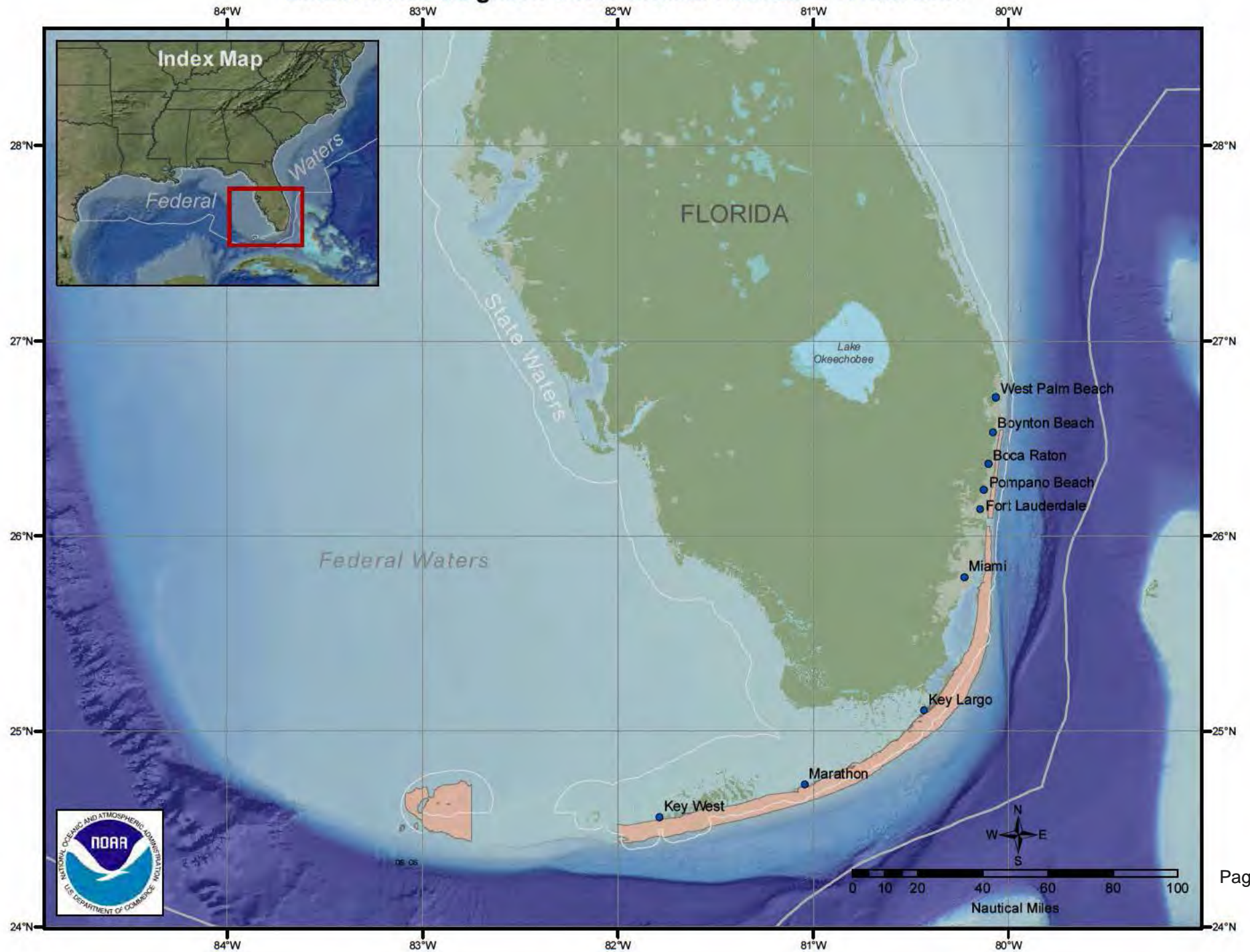
**Legend**

- County Line
- ▨ Critical Habitat





# Elkhorn and Staghorn Coral Critical Habitat - Florida Unit







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Attachment 23

Smalltooth Sawfish Critical Habitat Limited Exclusion Zones.



**Table 1. Limited Exclusion Zones in Smalltooth Sawfish Critical Habitat**

Name	Latitude	Longitude
<b>U.S. 41 Bridges (the area between the following coordinates)</b>		
U.S. 41 (northwest corner)	26.660413°N	81.885243°W
U.S. 41 (northeast corner)	26.666827°N	81.872966°W
U.S. 41 (southwest corner)	26.642991°N	81.873880°W
U.S. 41 (southeast corner)	26.649405°N	81.861605°W
<b>Iona Cove (the area between the following coordinates)</b>		
Iona Cove (northwest corner)	26.521437°N	81.991586°W
Iona Cove (northeast corner)	26.521212°N	81.976191°W
Iona Cove (southwest corner)	26.511762°N	81.991762°W
Iona Cove (southeast corner)	26.511537°N	81.976368°W
<b>Glover Bight (the area between the following coordinates)</b>		
Glover Bight (northwest corner)	26.542971°N	81.997791°W
Glover Bight (northeast corner)	26.542678°N	81.977745°W
Glover Bight (southwest corner)	26.529478°N	81.998035°W
Glover Bight (southeast corner)	26.529185°N	81.977992°W
<b>Cape Coral (the area between the following coordinates)</b>		
Cape Coral (point 1)	26.551662°N	81.947412°W
Cape Coral (point 2)	26.551561°N	81.940683°W
Cape Coral (point 3)	26.539075°N	81.940916°W
Cape Coral (point 4)	26.539205°N	81.951049°W
Cape Coral (point 5)	26.542181°N	81.951047°W
Cape Coral (point 6)	26.542133°N	81.947776°W

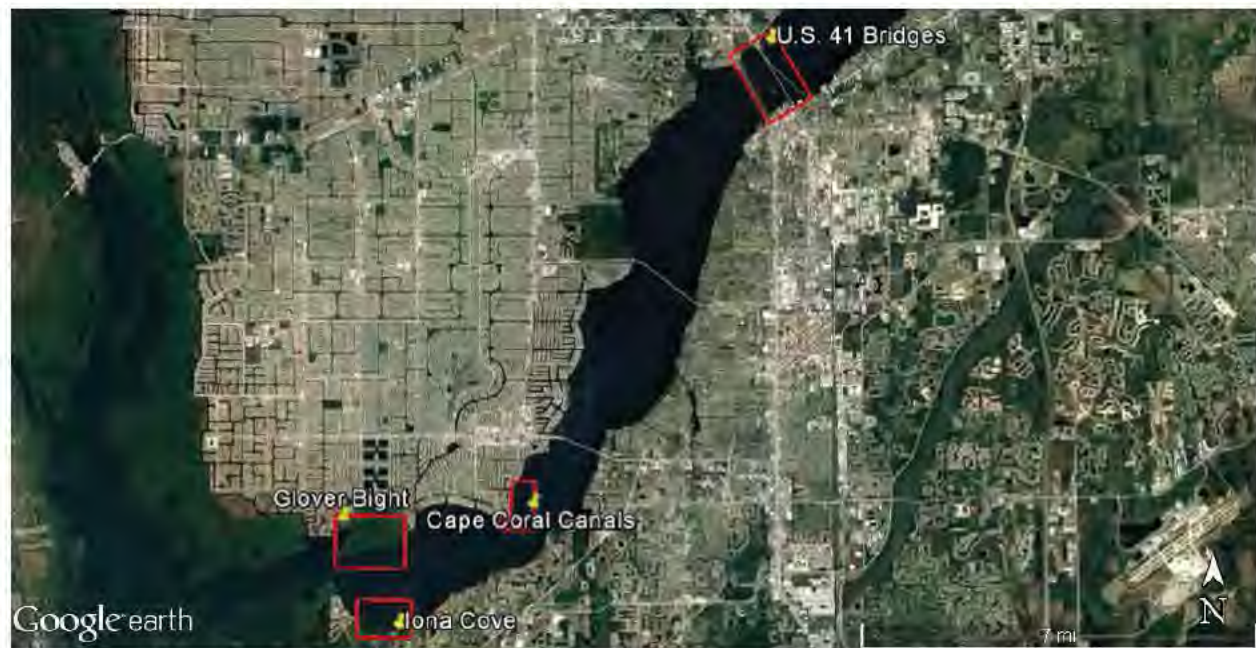


Figure 1. Smalltooth sawfish limited exclusion zones.





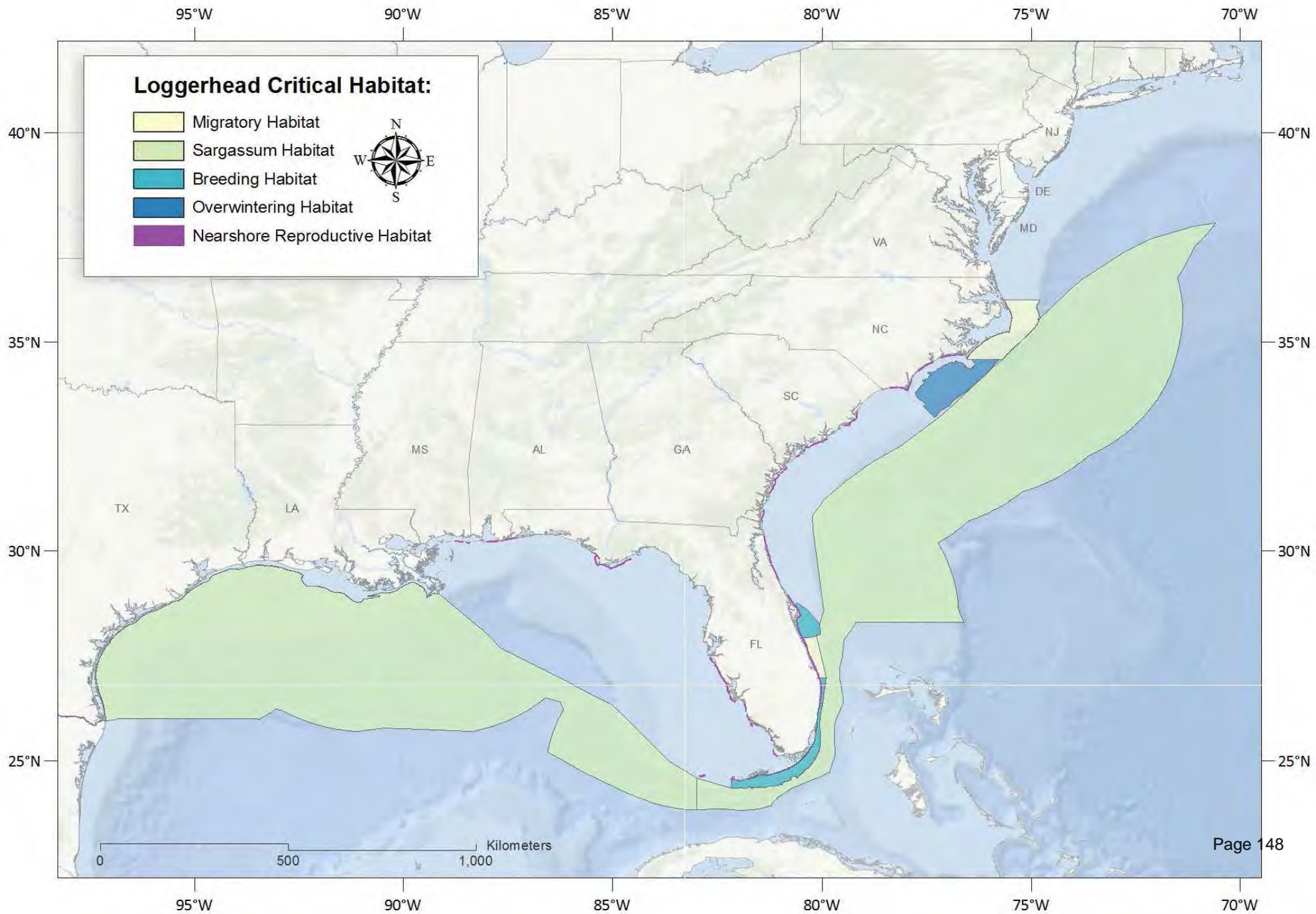
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**Department of the Army Permit  
State Programmatic General Permit  
(SPGP V-R1)**

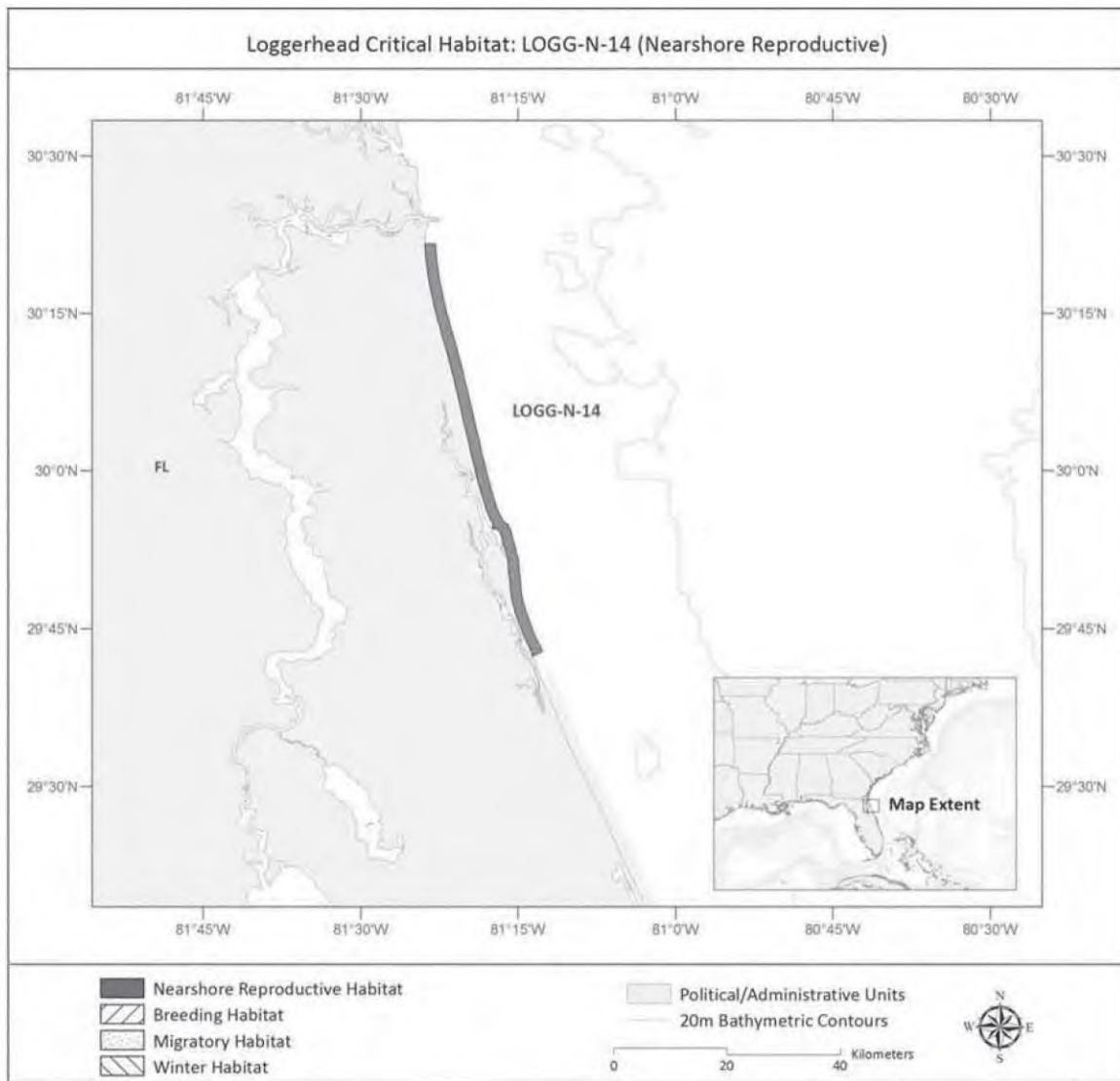
Attachment 24

Loggerhead Turtle Nearshore Reproductive Critical Habitat.

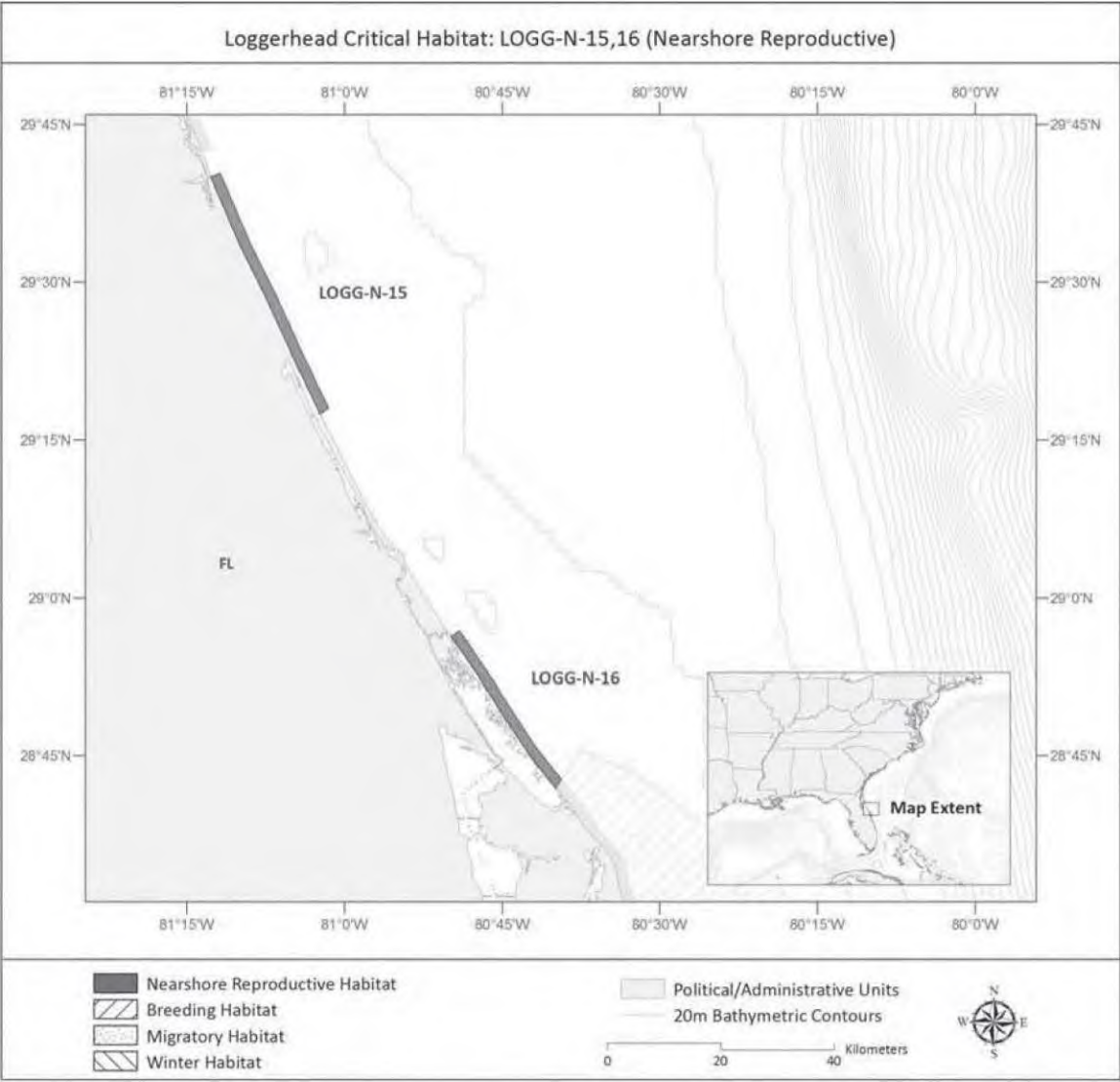




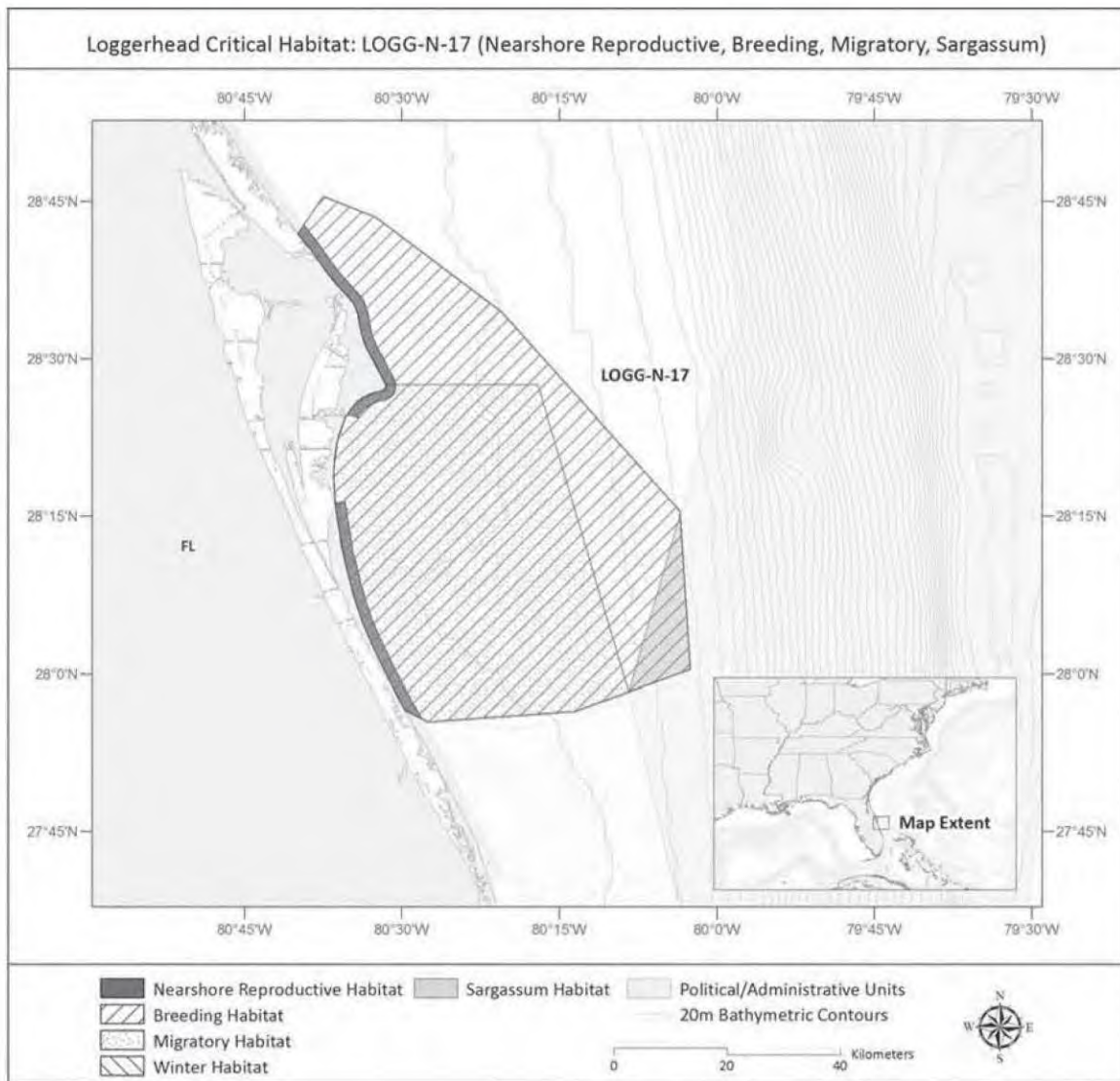




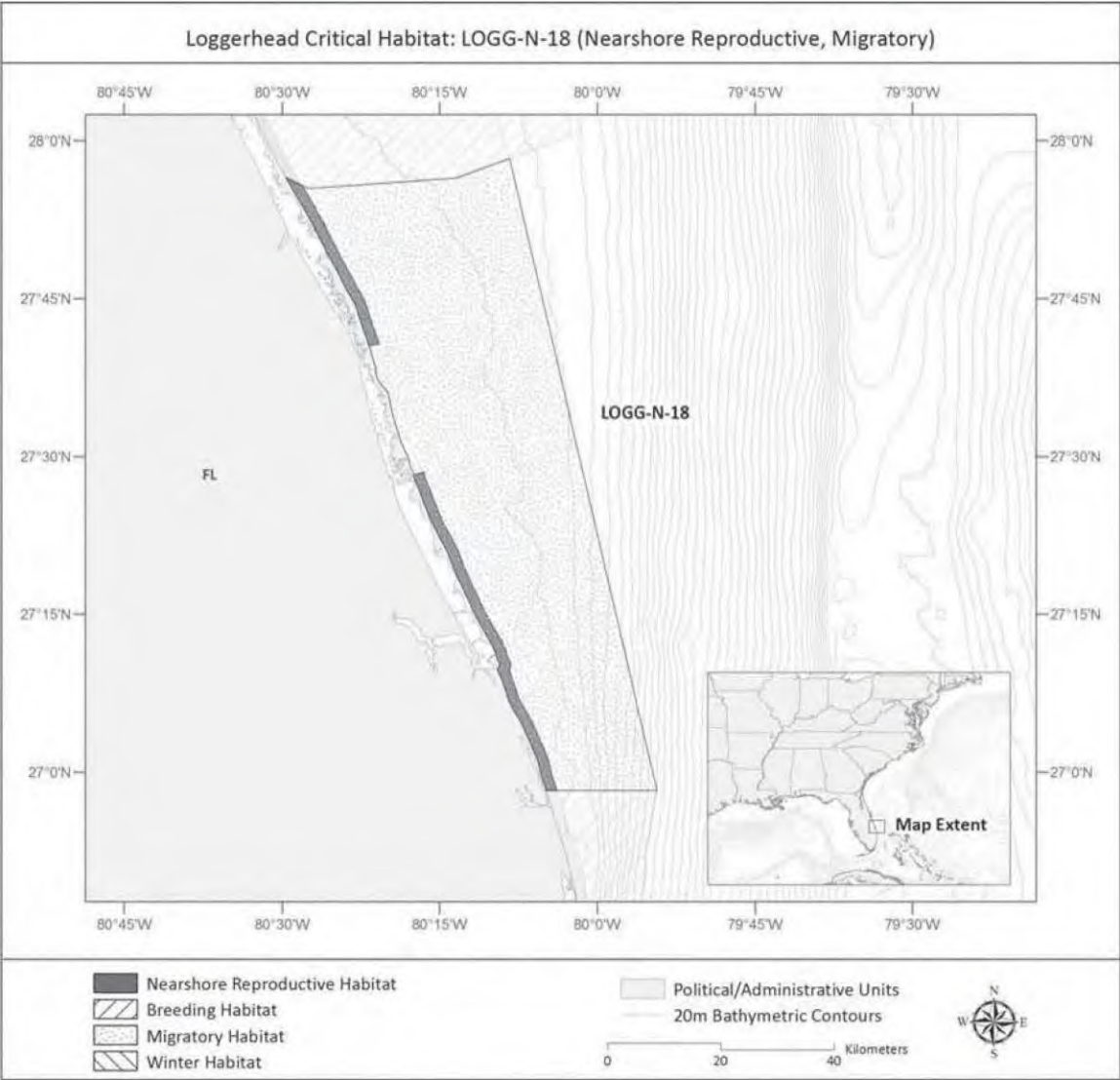




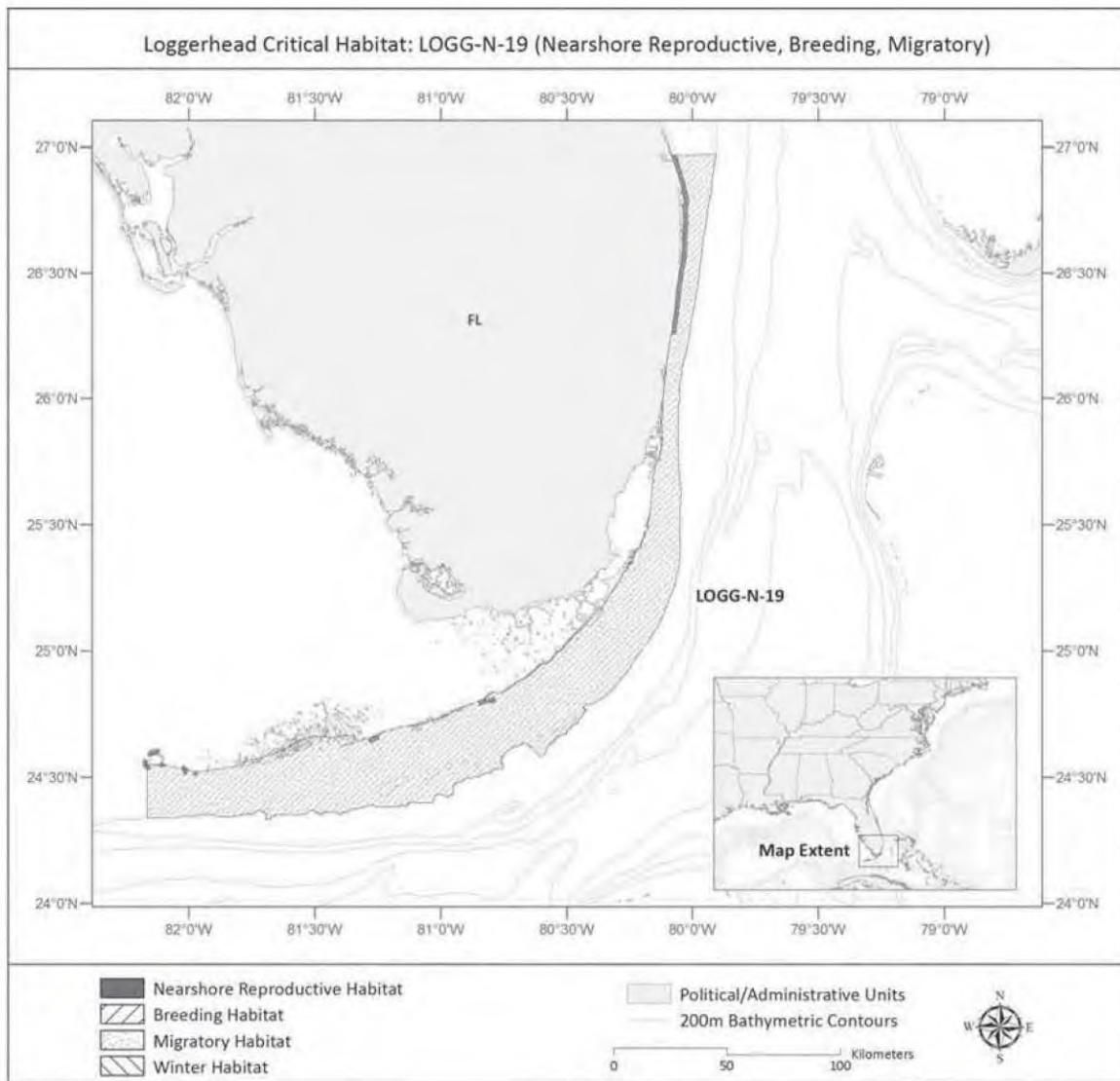




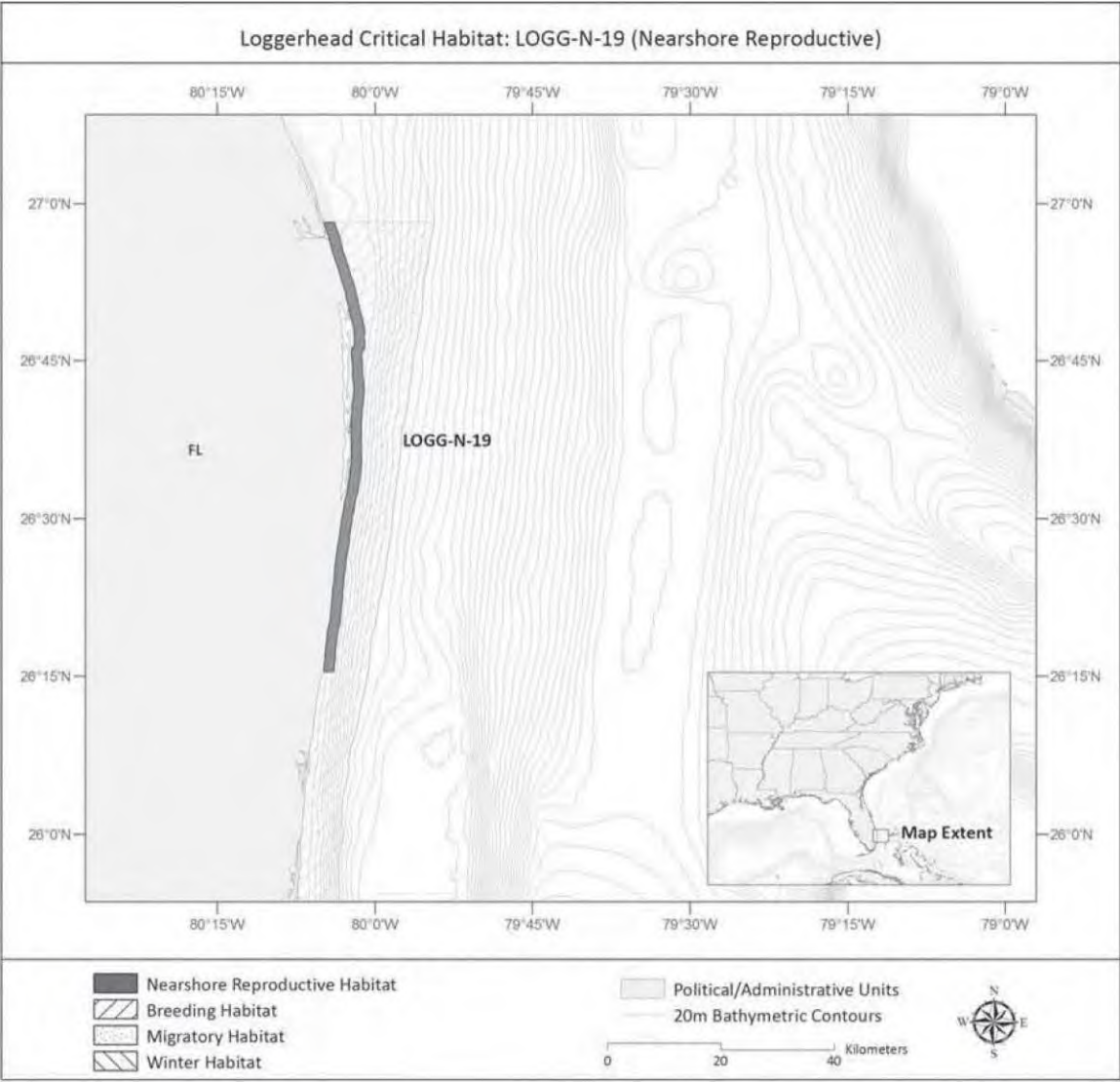




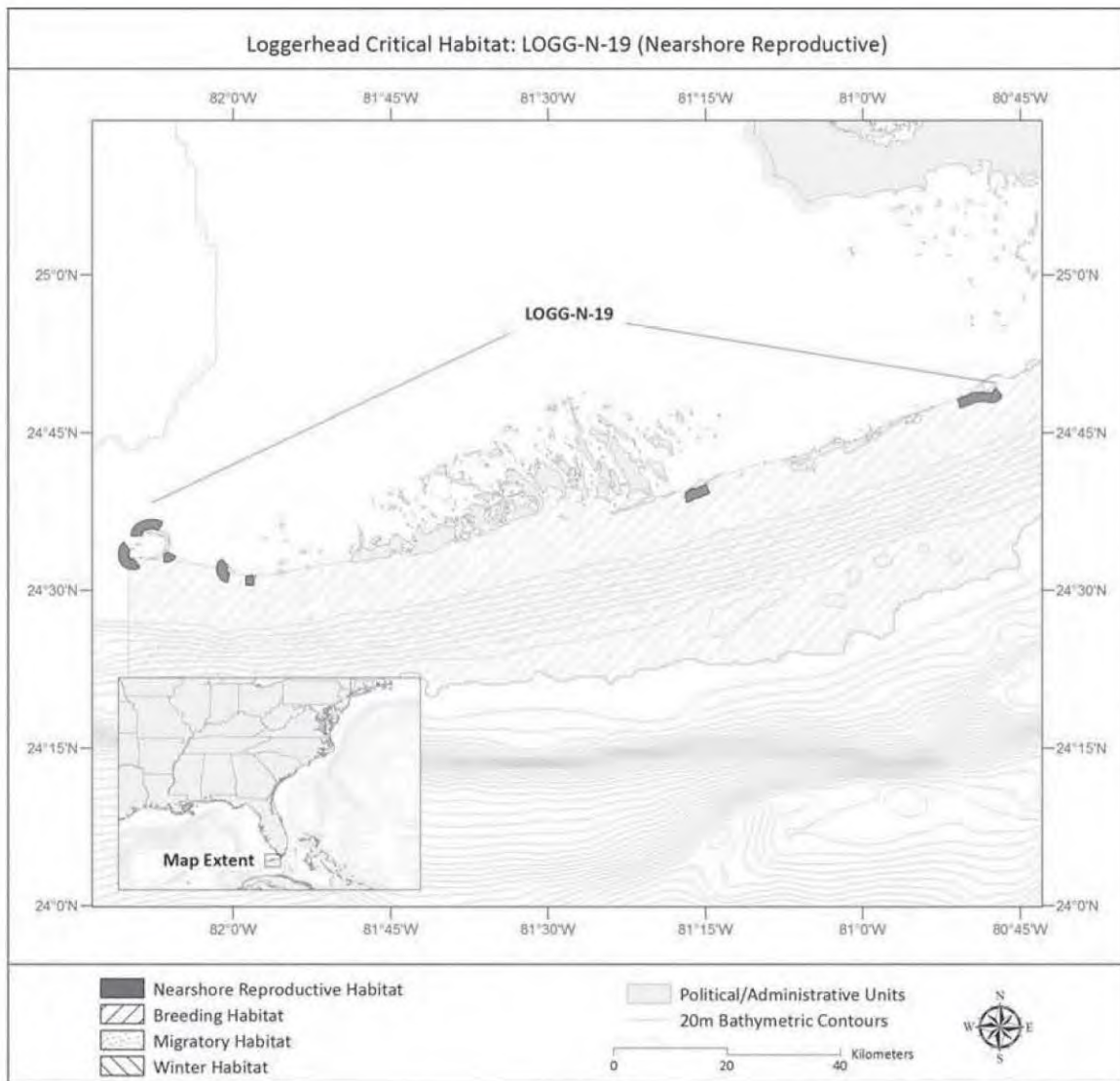




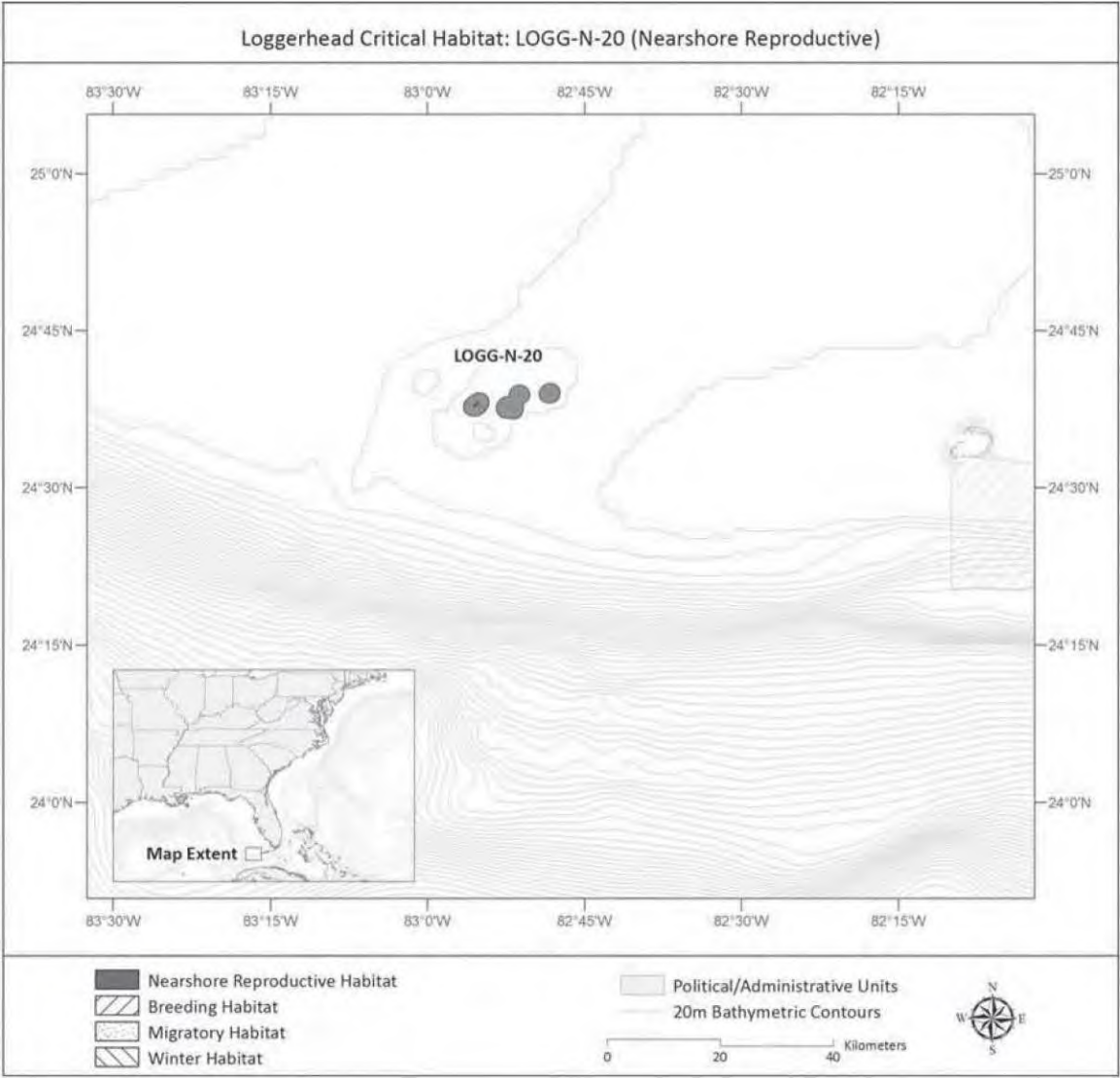




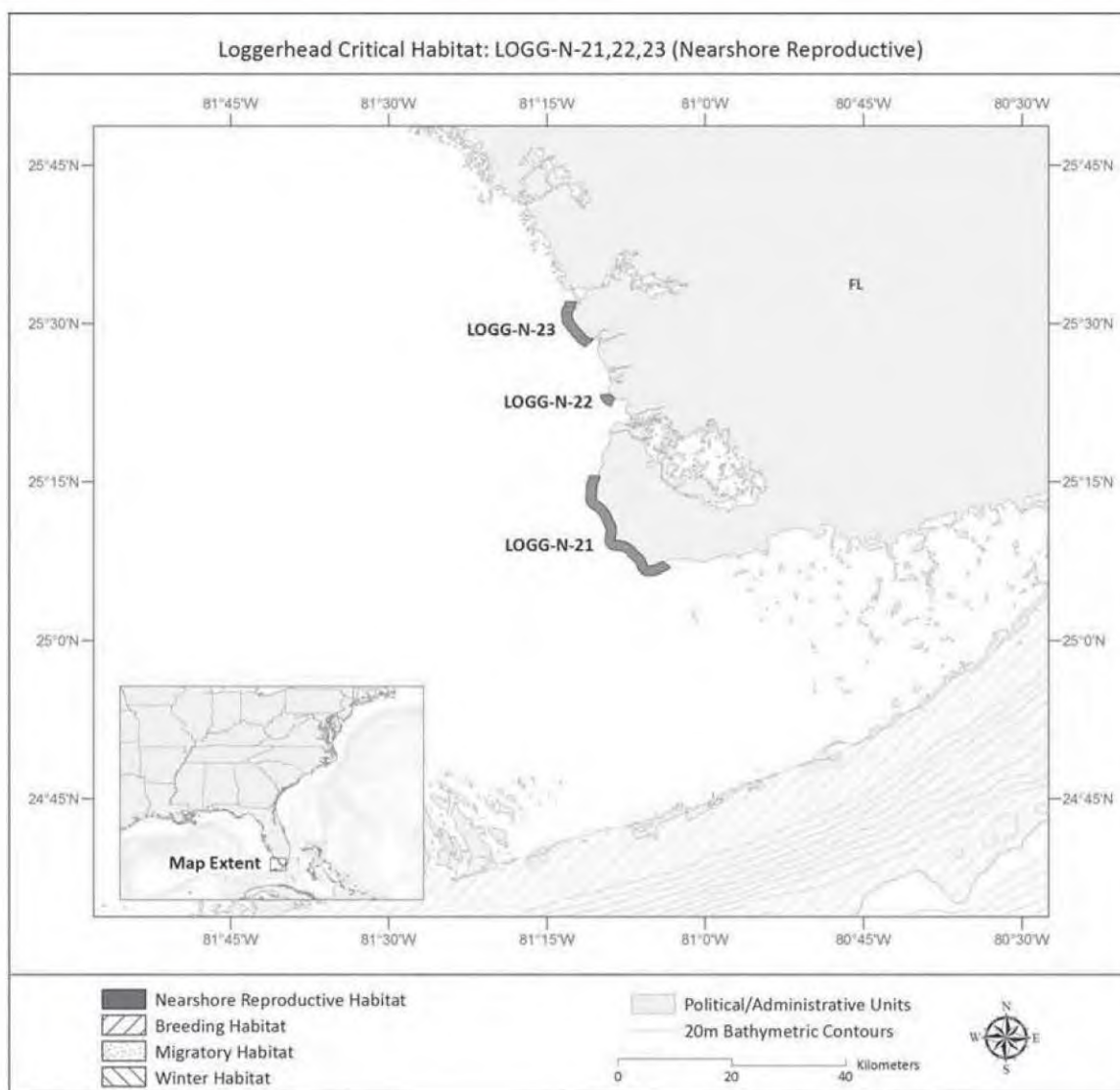




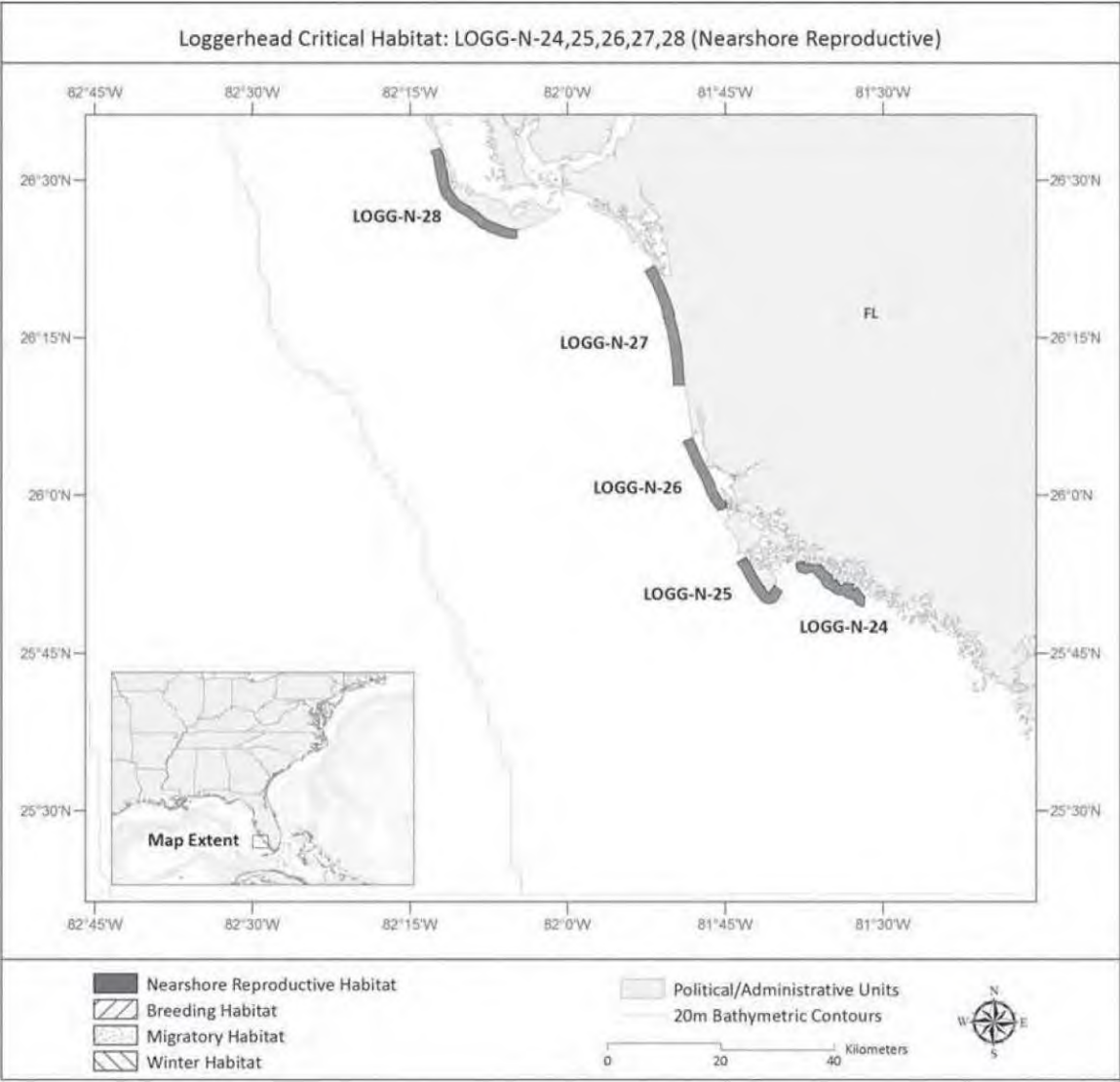




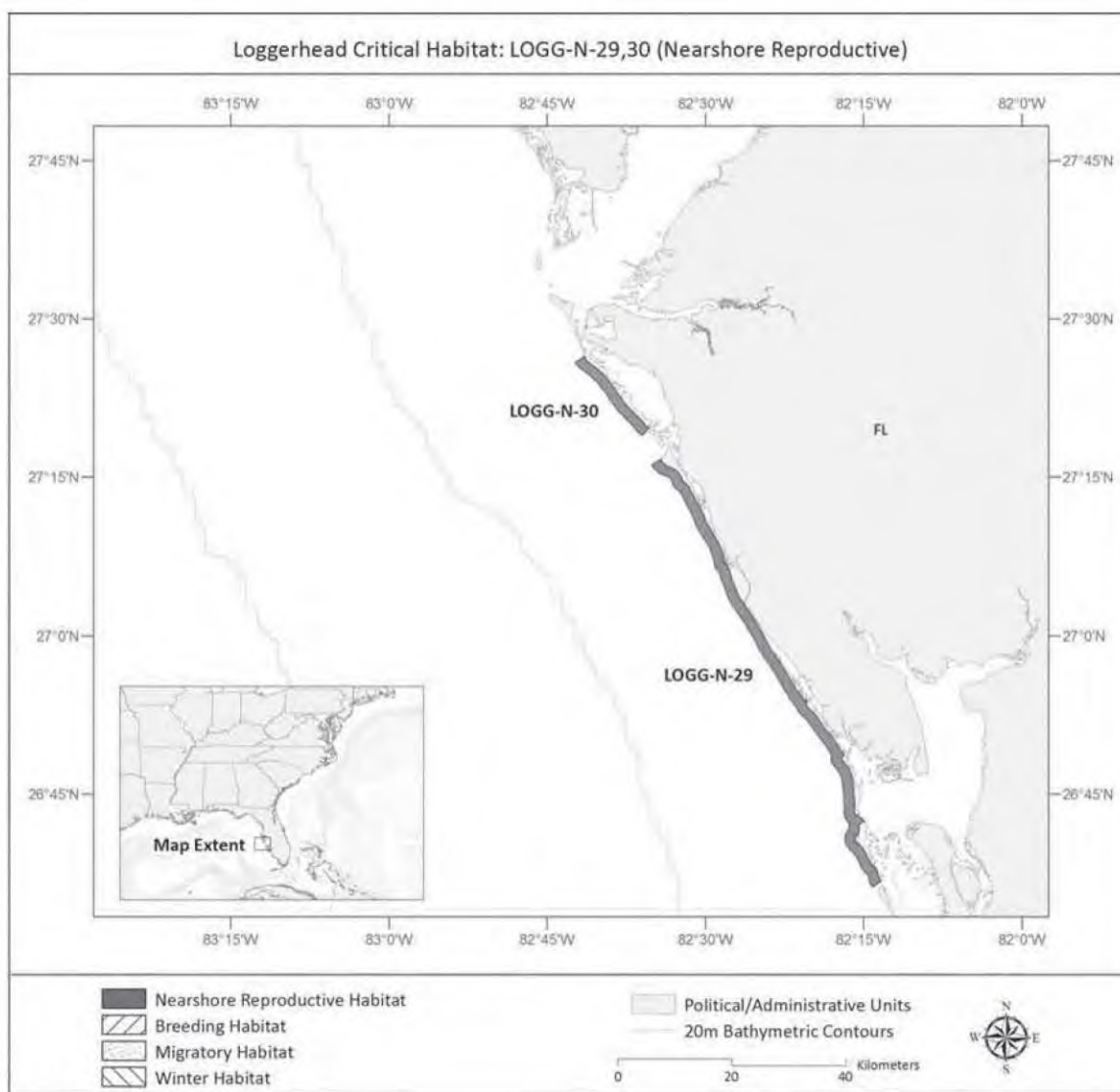




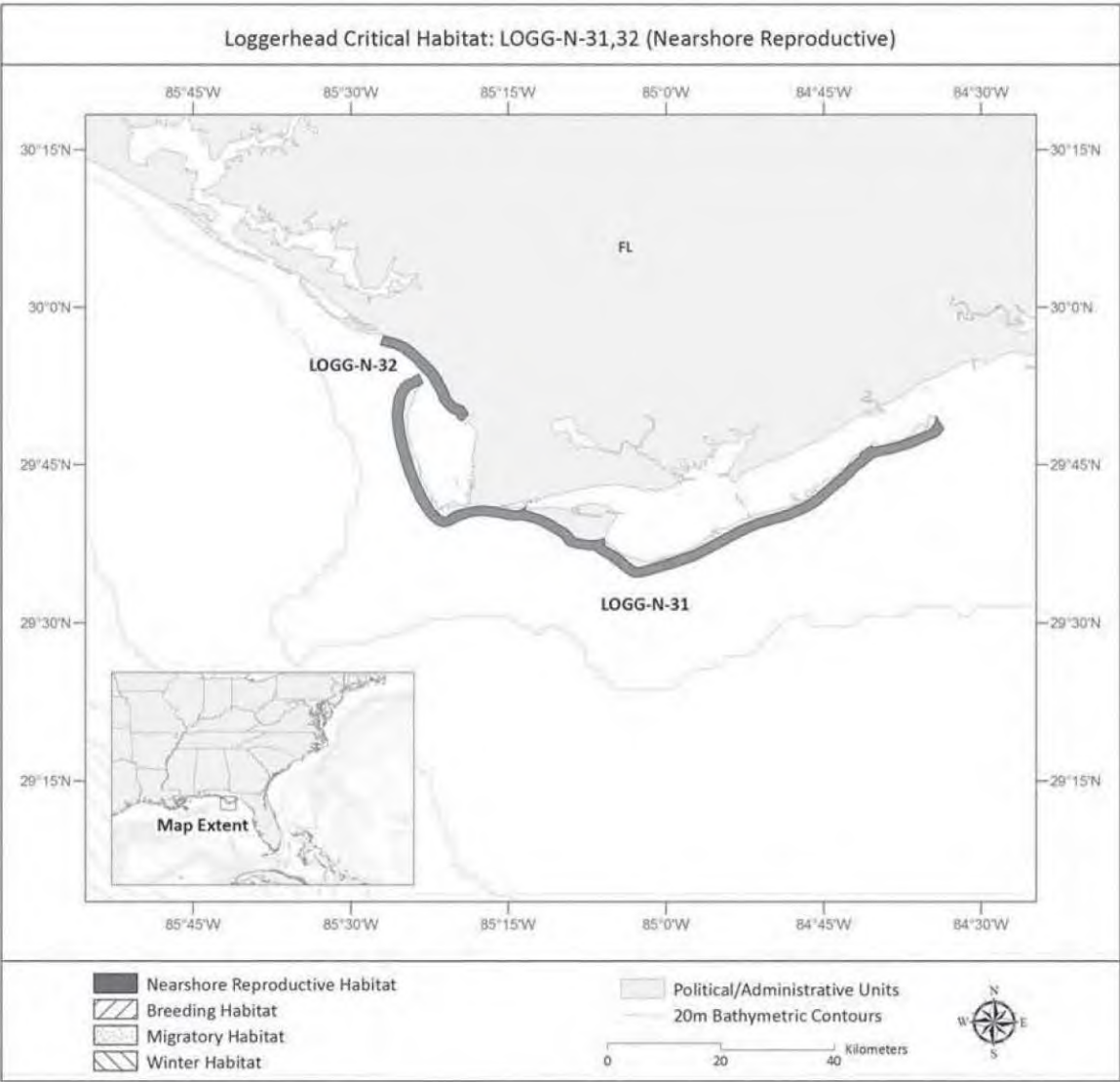




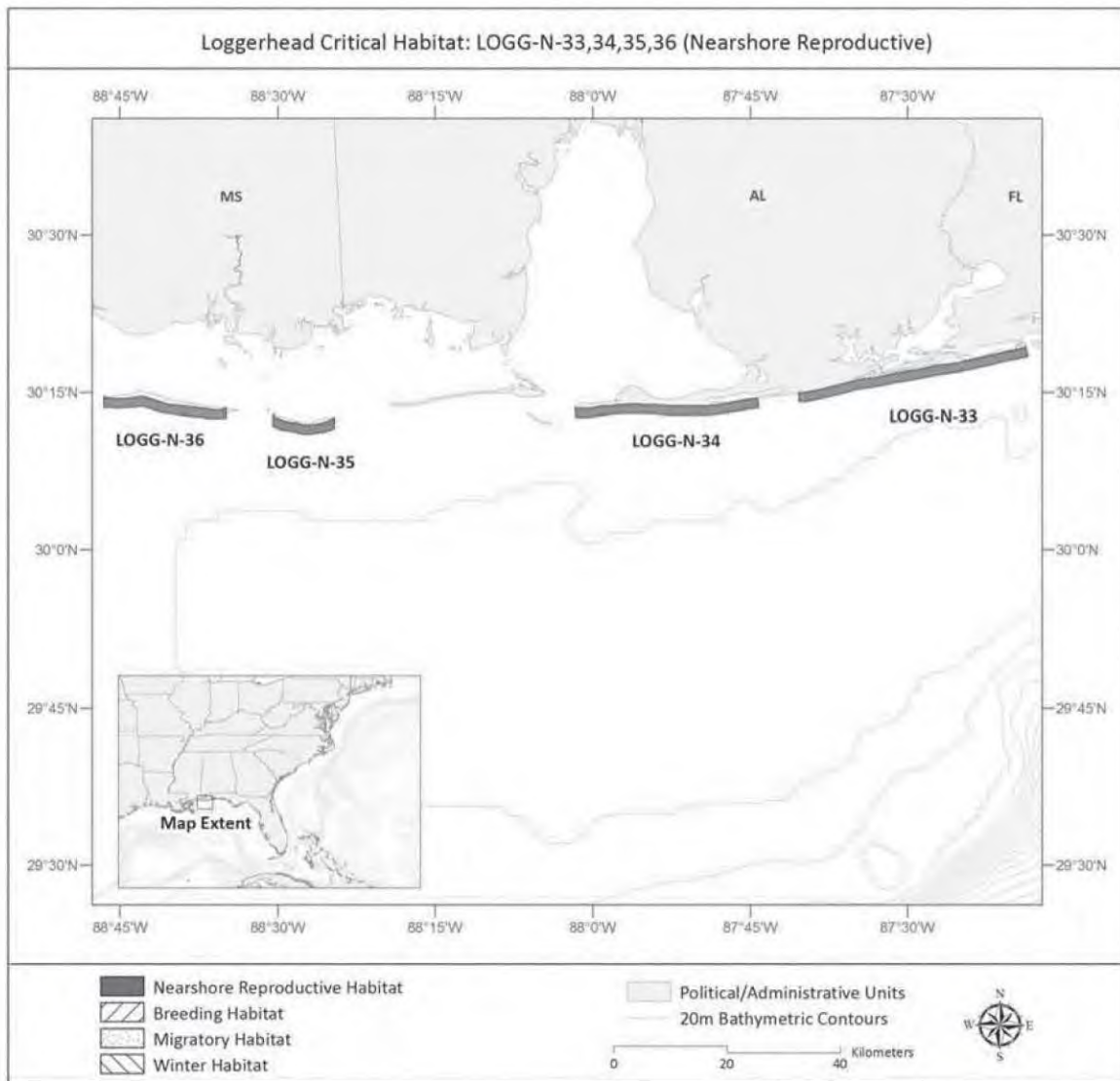
















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Attachment 28

Gulf Sturgeon Critical Habitat Restriction Zone.



If additional measures or areas are deemed necessary for protection, or if the areas defined below require modification, meetings (see Section 2.4)

**Table 2. Gulf sturgeon critical habitat migratory restriction zones**

Water Body	Delineation Type	Point A	Point B	Point C	Point D
Escambia River		30.5146361°N 87.16093°W	30.5323916°N 7.13192°W		
Blackwater/ Yellow Rivers	Line	30.5047°N 87.0475°W	30.5047°N 87.0196583°W		
Choctawhatchee Bay	Line	30.385183°N 86.515394°W	30.3814861°N 86.50684°W		
Choctawhatchee River	Line	30.429794°N 86.147725°W	30.37842°N 86.1252°W		
Apalachicola Bay	Polygon	29.675561°N 85.240283°W	29.6751°N 85.2160583°W	29.681216°N 85.2160583°W	29.684875°N 85.221502°W
Apalachicola Bay	Polygon	29.6308694°N 85.1060027°W	29.6223194°N 85.097038°W	29.6267861°N 85.093172°W	29.63268°N 85.09687°W
Apalachicola Bay	Polygon	29.611361°N 84.958483°W	29.611872°N 84.957338°W	29.61736°N 84.95926°W	29.6161583°N 84.9626638°W
Apalachicola Bay	Polygon	29.765272°N 84.6916361°W	29.77816°N 84.6669027°W	29.78695°N 84.674269°W	29.7721°N 84.695294°W
Apalachicola River	Polygon	29.7131027°N 84.99772°W	29.7120916°N 84.9744472°W	29.734772°N 84.9701027°W	29.731505°N 84.9846027°W
Suwanee River	Line	29.328483°N 83.167525°W	29.291116°N 83.1669694°W		
Suwanee River	Line	29.291116°N, 83.1669694°W	29.2670194°N 83.0946805°W		
<p>Lines (Points A and B) create a line marking the approximate mouth of the river. Projects on the marine side of the mouth of these rivers (i.e., areas under NMFS jurisdiction) must follow the migratory restrictions defined in this section.</p> <p>Polygons (Points A-D) create an area between the points marking restricted sections of a bay or pass. Projects in these defined areas must follow the migratory restriction requirements defined in this section.</p>					





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State Programmatic General Permit  
(SPGP V-R1)**

Attachment 29

North American Right Whale Education Sign Zones.



**Table 3. North Atlantic Right Whale Educational Sign Zone**

Name	Latitude	Longitude
Cumberland Sound	30.719564°N	81.449467°W
Nassau Sound	30.516611°N	81.444278°W
St. John's River	30.408053°N	81.399467°W
St Augustine Inlet	29.918411°N	81.288117°W
Matanzas Inlet	29.713831°N	81.227000°W
Ponce Inlet	29.083056°N	80.916494°W
Port Canaveral	28.409306°N	80.586689°W
Sebastian Inlet	27.860833°N	80.446725°W
Fort Pierce Inlet	27.471711°N	80.290378°W
St. Lucie Inlet	27.165567°N	80.157236°W
Jupiter Inlet	26.943950°N	80.070908°W
Riviera Beach	26.772353°N	80.034508°W

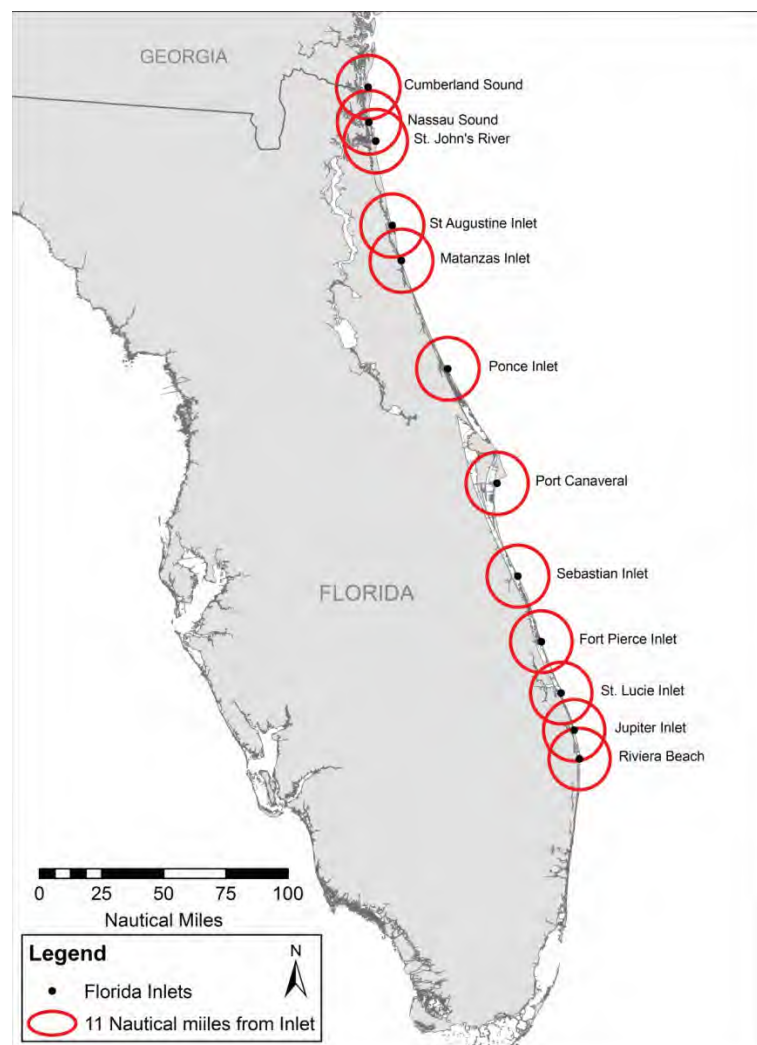


Figure 4. North Atlantic right whale educational sign zones.





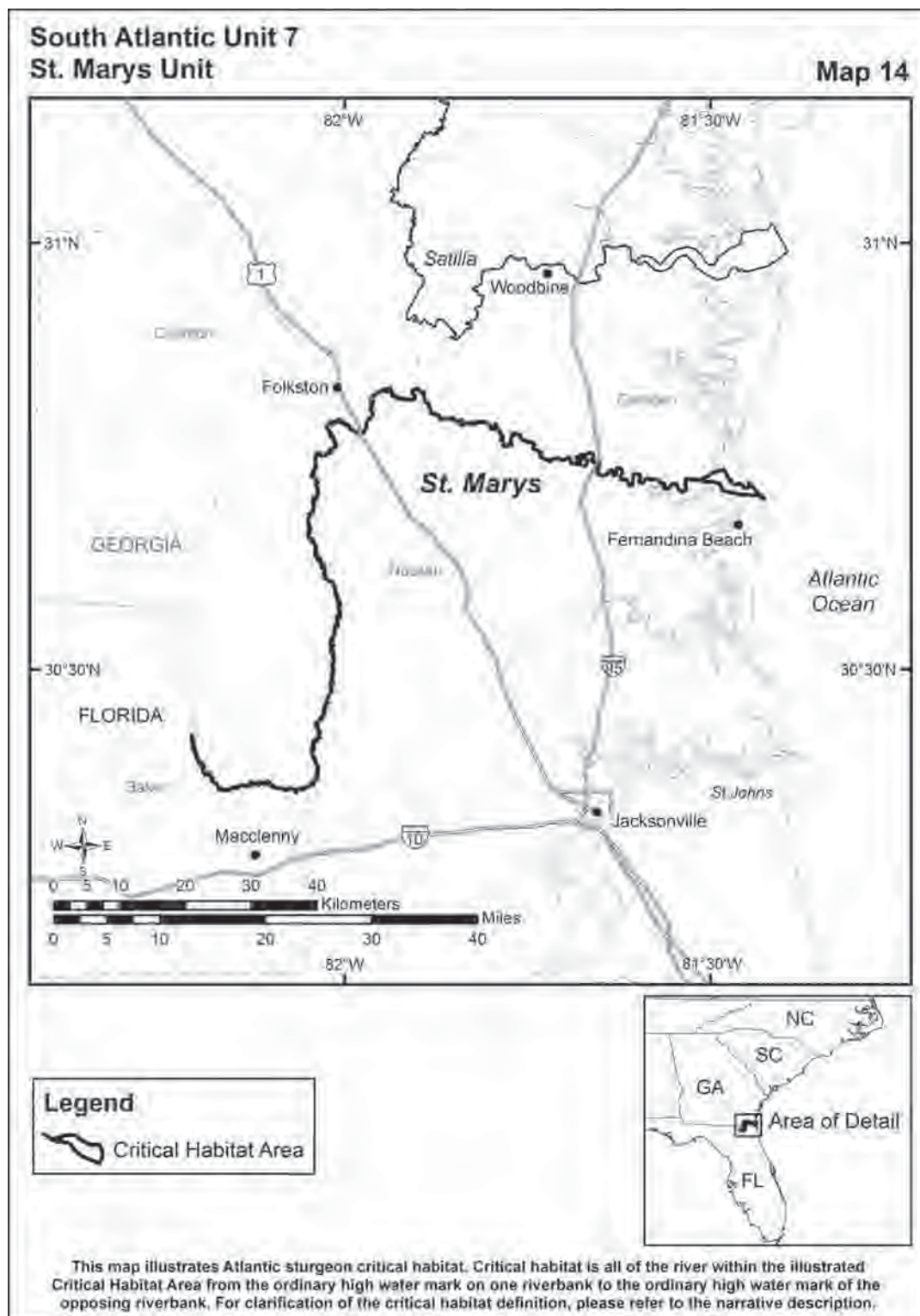
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State Programmatic General Permit  
(SPGP V-R1)**

Attachment 30

Atlantic Sturgeon Critical Habitat Exclusion Zone.





[FR Doc. 2017-17207 Filed 8-16-17; 8:45 am]  
BILLING CODE 3510-22-C





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**Department of the Army Permit  
State Programmatic General Permit  
(SPGP V-R1)**

Attachment 32

Self Certification Statement of Compliance.



**SELF-CERTIFICATION STATEMENT OF COMPLIANCE**  
**SPGP V-R1**

**Permit Number:** \_\_\_\_\_

Permittee's Name & Address (please print or type): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Telephone Number: \_\_\_\_\_

Location of the Work: \_\_\_\_\_

\_\_\_\_\_

Date Work Started: \_\_\_\_\_ Date Work Completed: \_\_\_\_\_

\_\_\_\_\_

**PROPERTY IS INACCESSIBLE WITHOUT PRIOR NOTIFICATION: YES \_\_\_\_\_ NO \_\_\_\_\_**

**TO SCHEDULE AN INSPECTION PLEASE CONTACT \_\_\_\_\_**  
**AT \_\_\_\_\_**

Description of the Work (e.g. bank stabilization, residential or commercial filling, docks, dredging, etc.): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Acreage or Square Feet of Impacts to Waters of the United States: \_\_\_\_\_

Describe Mitigation completed (if applicable): \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Describe any Deviations from Permit (attach drawing(s) depicting the deviations):

\_\_\_\_\_

\_\_\_\_\_

\*\*\*\*\*

I certify that all work, and mitigation (if applicable) was done in accordance with the limitations and conditions as described in the permit. Any deviations as described above are depicted on the attached drawing(s).

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date





## 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](http://www.franklincountyflorida.com/planning_building.aspx)

RECEIVED  
FEB 08 2022

PROPERTY OWNER'S NAME: Donnie R. and Donna Crum BY: \_\_\_\_\_  
MAILING ADDRESS: 1 Wildflower Lane City/State/Zip: Apalachicola, FL 32320  
PHONE #: 850-653-8326 CELL #: 850-653-7353 EMAIL: dcrum@gtcom.net

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

**PROPERTY DESCRIPTION:** 911 Address: 1 Wildflower Lane, Apalachicola, FL 32320  
Lot/s: \_\_\_\_\_ Block: \_\_\_\_\_ Subdivision: \_\_\_\_\_ Unit: \_\_\_\_\_

Parcel Identification #: \_\_\_\_\_

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

ACREAGE: 5 Acres

CURRENT ZONING: R3 CURRENT LAND USE: \_\_\_\_\_

REQUESTED ZONING: R2 REQUESTED LAND USE: \_\_\_\_\_

**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: \_\_\_\_\_

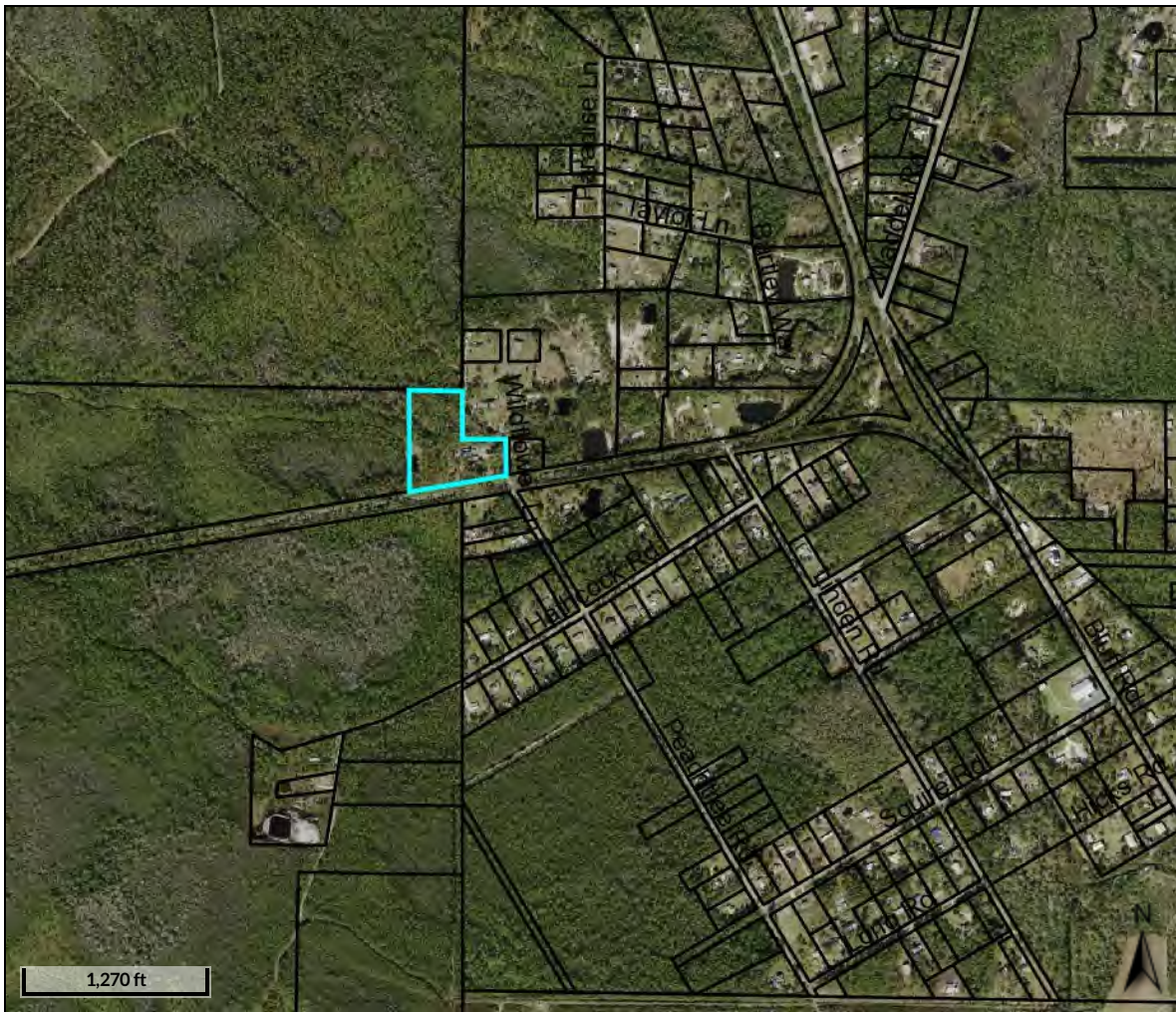
PUBLIC HEARING DATE: \_\_\_\_\_

☐ APPROVED ☐ DENIED ☐ TABLED  
CONDITIONS: \_\_\_\_\_

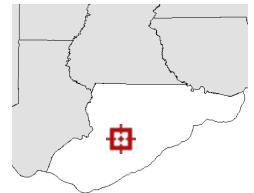
**Instructions:** Complete application, including proof of ownership in the form of deed, detailed description of request including any necessary information supporting request (site plan/survey) and application fee of \$250.00 for Re-Zoning and \$250.00 for Land Use Change. Return to the following address:

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





## Overview



## Legend

-  Parcels
-  Roads
-  City Labels

<b>Parcel ID</b>	10-09S-08W-0380-0000-0620	<b>Alternate ID</b>	08W09S10038000000620	<b>Owner Address</b>	CRUM DONNIE RUSS & DONNA
<b>Sec/Twp/Rng</b>	10-9S-8W	<b>Class</b>	SINGLE FAMILY		CRUM DONNA
<b>Property Address</b>	1 WILDFLOWER LANE	<b>Acreage</b>	6.58		1-WILDFLOWER LANE
					APALACHICOLA, FL 32320

**District** 1

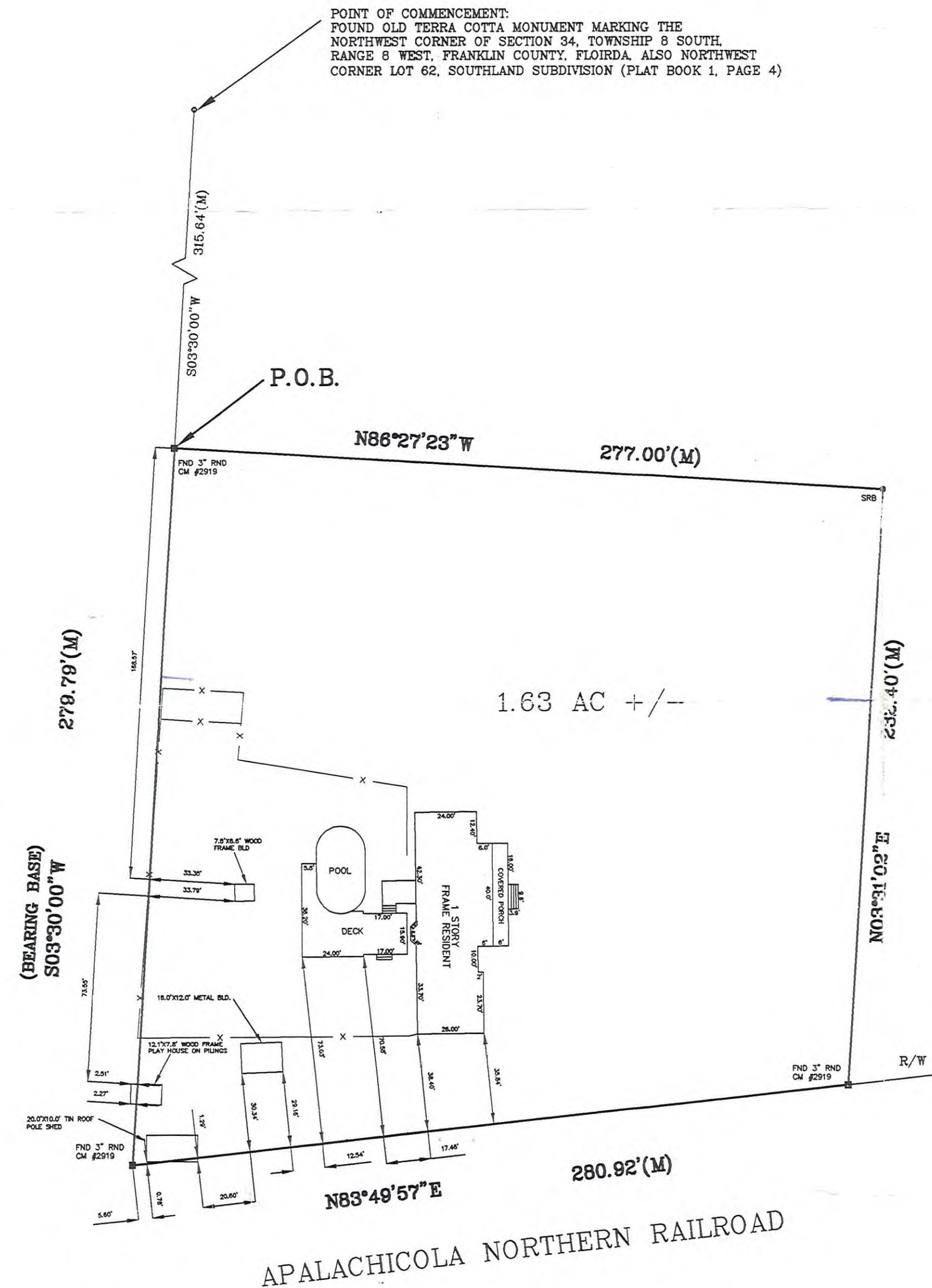
**Brief Tax Description** 1.58 AC M/L IN TRACT 62

(Note: Not to be used on legal documents)

Date created: 2/18/2022  
Last Data Uploaded: 2/18/2022 4:35:47 AM

Developed by  Schneider  
GEOSPATIAL





CERTIFIED TO: DONNA W. AND DONNIE R. CRUM AND TYNDALL FEDERAL CREDIT UNION.

I hereby certify that this is a true and correct representation of the property shown hereon and that this survey substantially meets the minimum technical standards for land surveying (Chapter 61G17, 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.

*Waide G. Brown*  
WAIDE G. BROWN  
Surveyor & Mapper  
Florida Certificate No. 5959  
(LB 6475)

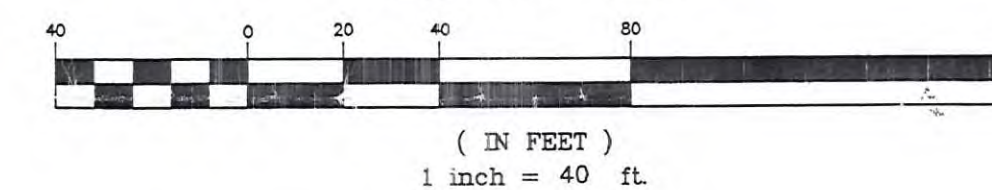
NOTES:

1. Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.
2. No improvements were located in this survey other than those shown.
3. See attached sheet for legal description.
4. As per Flood Insurance Rate Map for Franklin County, Florida, Community-Panel Number 120088 0095 B, Date of Firm Index: July 20, 1998, this property is located in Zone "A-3", Elevation: 10.00 feet, NGVD.
5. No underground encroachments were located in this survey.
6. Adjainers were not furnished.

LEGEND

FND -FOUND  
C.M. -CONCRETE MONUMENT  
POB -POINT OF BEGINNING  
SRB -SET 5/8" RE-BAR #6475  
D -DEED  
M -MEASURED  
P -RECORDED PLAT  
R/W -RIGHT OF WAY  
R -RADIUS  
Δ -DELTA  
CD -CHORD  
L -ARC LENGTH  
C -CALCULATED  
R/C -ROD AND CAP  
I.P. -IRON PIPE  
P.C. -POINT OF CURVE  
CL -CENTER LINE  
P -POWER POLE  
-X- -FENCE LINE

GRAPHIC SCALE



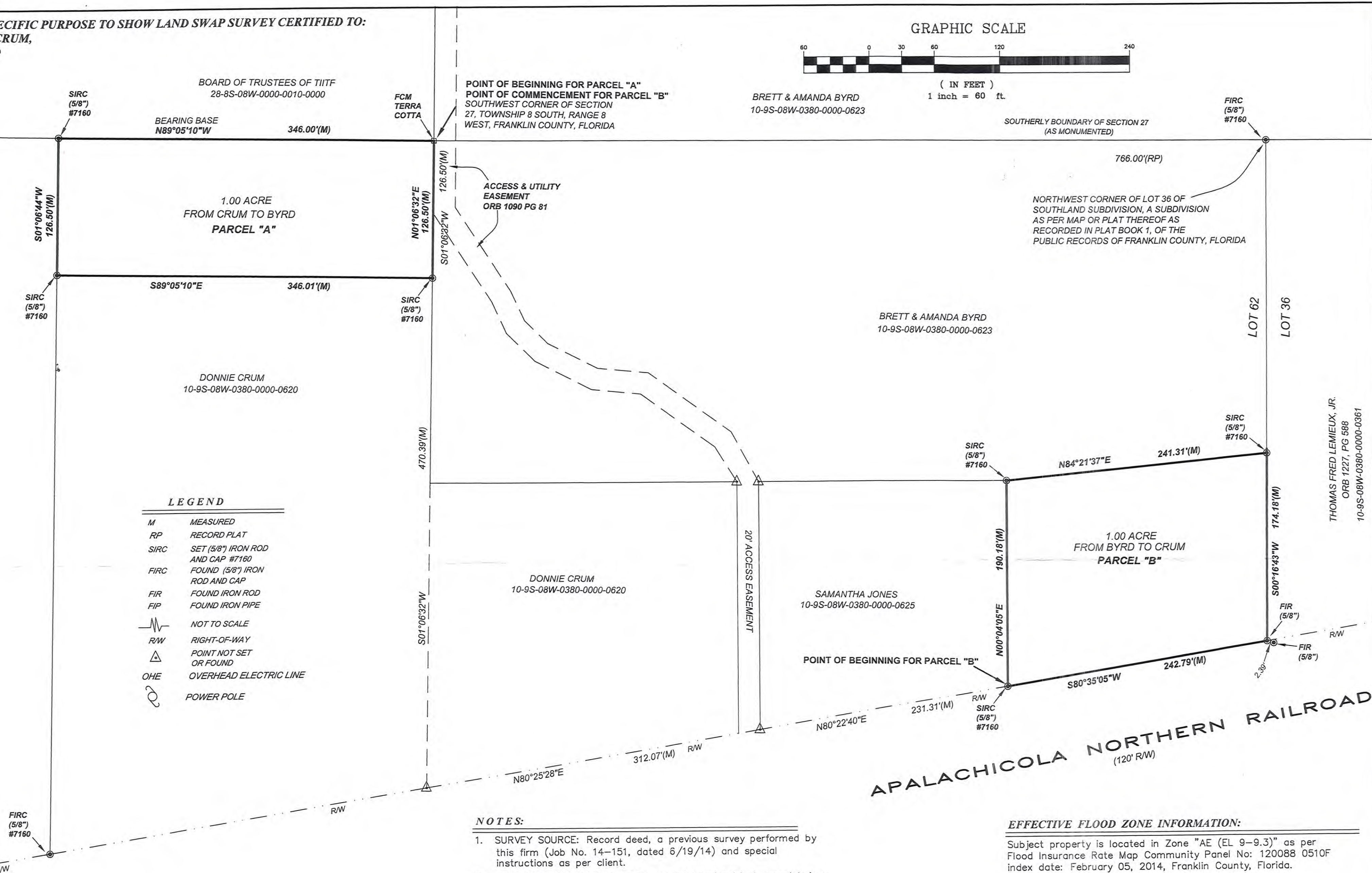
PLAT OF BOUNDARY SURVEY FOR  
DONNA W & DONNIE R. CRUM

PREPARED BY  
EDWIN G BROWN AND ASSOCIATES, INC.  
2815 CRAWFORDVILLE HWY. P.O. BOX 826 CRAWFORDVILLE, FL 32326 (904)928-3016

DATE	FOUNDATION PLAT 3/8/2000 FINAL PLAT 9/12/2000	DRAWN BY: JJF	CHECKED BY:
REVISION		SCALE: 1"=40'	
		DATE: NOVEMBER 12, 1999	
		JOB NUMBER	PSC#
		83-040	17527/17792



SPECIFIC PURPOSE TO SHOW LAND SWAP SURVEY CERTIFIED TO:  
CRUM,



this was performed under my responsible  
and the plat and description are  
the best of my knowledge and belief.  
exceeds the standards for practice for  
established by the Florida Board of  
Surveyors and Mappers (F.A.C. SJ-17.051/.052).

Surveyor has not been provided a current title  
of matters affecting title or boundary to the  
in possible there are deeds of records,  
easements or other instruments which could affect

4261

#### NOTES:

1. SURVEY SOURCE: Record deed, a previous survey performed by this firm (Job No. 14-151, dated 6/19/14) and special instructions as per client.
2. BEARING REFERENCE: Northerly boundary of subject parcel being North 89 degrees 05 minutes 10 seconds West as per previous survey mentioned above.
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. FLOOD ZONES and SETBACKS depicted hereon are not to be used for construction permitting purposes. All FLOOD ZONES and SETBACKS should be verified by the appropriate County Departments.
8. See attached sheet for legal description.

#### EFFECTIVE FLOOD ZONE INFORMATION:

Subject property is located in Zone "AE (EL 9-9.3)" as per Flood Insurance Rate Map Community Panel No: 120088 0510F index date: February 05, 2014, Franklin County, Florida.

#### PRELIMINARY FLOOD ZONE INFORMATION:

Subject property is located in Zone "AE (EL 9-9.3)" as per Flood Insurance Rate Map Community Panel No: 120088 0510G index date: June 13, 2019, Franklin County, Florida.



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: 12/07/21

DRAWN BY: BB

N.B. PER PLAT

COUNTY: FRANKLIN

FILE: 05604W.DWG

DATE OF LAST FIELD WORK:

CHECKED BY:

JOB NUMBER: 05-604



Tarpon Title, Inc.  
19 Island Drive  
File Number: RE 2006-1119

Inst:0200606384 Date:09/14/2006 Time:09:00

Doc Stamp-Deed : 525.00

*L. Johnson*  
Marcia Johnson, FRANKLIN County B:913 P:304

## This Warranty Deed

MADE THIS 13<sup>th</sup> day of September, A.D. 2006, DSW HOLDING, LLC, a Florida Limited Liability Company, hereinafter called the grantor, whose address is 233 Water Street, Apalachicola, Florida 32320, to **DONNIE R. CRUM and DONNA CRUM, his wife** whose mailing address is 1 Wildflower Lane, Apalachicola, FL 32320, hereinafter called the grantee;

(Whenever used herein the term "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

WITNESSETH, that the grantor, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, and conveys and confirms unto the grantee, all that certain land situate in Franklin County, Florida, viz:

SEE ATTACHED EXHIBIT "A"

SUBJECT TO covenants, restrictions, reservations and easements of record, if any, And, Franklin County Comprehensive Plan and land use ordinances and all other County, State, Federal and Local laws, rules and regulations regarding the use and development of said property.

The above described subject property is not the homestead of the Grantor.

TOGETHER with all 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 hat the grantor has good right and lawful authority to sell and convey said land; that the grantor herby fully 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, 2005.

IN WITNESS WHEREOF, the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered  
in our presence:

*Gwinell Wilson*  
Witness Signature  
Print Name: Gwinell Wilson

*William D Wilson*  
Witness Signature  
Print Name: William D Wilson

DSW HOLDINGS, LLC  
A Florida Limited Liability Company  
*Walter M. Ward, Sr.*  
WALTER M. WARD, SR.  
Managing Member

STATE OF FLORIDA  
COUNTY OF FRANKLIN

SWORN TO AND SUBSCRIBED before me this 13 day of September, 2006, by, Walter M. Ward, Sr., as Managing Member of DSW Holdings, LLC, a Florida Limited Liability Company, who ( ) produced \_\_\_\_\_ as identification, or ( ☒ ) is personally known to me, and did ( ), or did not ( ☒ ) take an oath.

*Gwinell Wilson*  
Notary Public





COMMITMENT

**Schedule A, Continuation Page**

A parcel of land lying in Section 33, Township 8 South, Range 8 West, Franklin County, Florida and being more particularly described as follows:

Begin at the Northeast corner of Section 33, Township 8 South, Range 8 West, Franklin County, Florida, thence along the east boundary line of said Section 33, Township 8 South, Range 8 West, Franklin County, Florida, South 01°06'25" West a distance of 598.10 feet to the Northerly right-of-way line of the Northern Apalachicola Railroad; thence along said Northerly right-of-way line of the Northerly right-of-way of the Northern Apalachicola Railroad South 80°25'22" West a distance of 352.10 feet; thence North 01°06'25" East a distance of 662.16 feet to the North boundary line of said Section 33, Township 8 South, Range 8 West, Franklin County, Florida; thence along said North boundary line of said Section 33, Township 8 South, Range 8 West, Franklin County, Florida South 89°05'43" East a distance of 346.00 feet to the Point Of Beginning.

Inst:0200606384 Date:09/14/2006 Time:09:00

Doc Stamp-Deed : 525.00

DC,Marcia Johnson,FRANKLIN County B:913 P:305

NOTE: This Commitment consists of insert pages labeled in Schedule A, Schedule B-Section 1, and Schedule B-Section 2. This commitment is of no force and effect unless all schedules are included, along with any Rider Pages incorporated by reference in the insert pages.

Plant File #: PC06-1210

Agent File #: 2006-1141



Lender or Client COASTAL COMMUNITY BANK

PAGE 02



IDENTIFY DATA: None



1. The legal description and sketch was prepared without the benefit of a GPS commitment.
2. Baskerville-Jameson, Inc. certifies of authorization not to provide surveying services in IA 12345.
3. This drawing not void without the signature and original seal of a Florida Registered Surveyor & Mapper.
4. No instruments of record reflecting easements, rights-of-way and/or ownership were furnished this surveyor except as shown herein.
5. This is not a boundary survey.
6. See sketch for basis of bearings.
7. The legal description and sketch are not full and complete without the other.
8. There may be outstanding restrictions affecting this property that may be found in the Public Records of this county.
9. The geometry of the portion of land being described herein is based solely upon the previously mentioned documents and is subject to an updated boundary survey.

### LEGEND

AC = ACRES  
FOE = POINT OF ESTABLISHMENT  
± = MORE OR LESS

TRACT 9  
5.01 AC±

EAST LINE OF  
SECTION 33,  
TOWNSHIP 8 SOUTH.  
RANGE 8 WEST

NORTHERLY LINE OF  
APALACHICOLA  
NORTHERN  
RAILROAD

S 80°25'22" W 352.10'

[illegible]

The survey shows factors was prepared in accordance with the American Technical Standards as set forth by the Florida Board of Professional Engineers and Surveyors in Chapter 61G21-1, Florida Administrative Code, pursuant to Section 472.002 Florida Statutes and the rules of my jurisdiction and board.

SEE SHEET 2 OF 2 FOR SIGNATURE AND SEAL

JEREMIAH BLANKEN  
PROFESSIONAL SURVEYOR AND APPRAISER  
LICENSE NO. 0101

DRAWN BY:	DAY	CHECKED BY:	DATE
SECTION:	33	SCALE:	1" = 50'
CONTRACT:	B-5	F.B. PAGE:	
RANGE:	B-W	ACAD. FEE:	
		CIVIL LEGAL:	

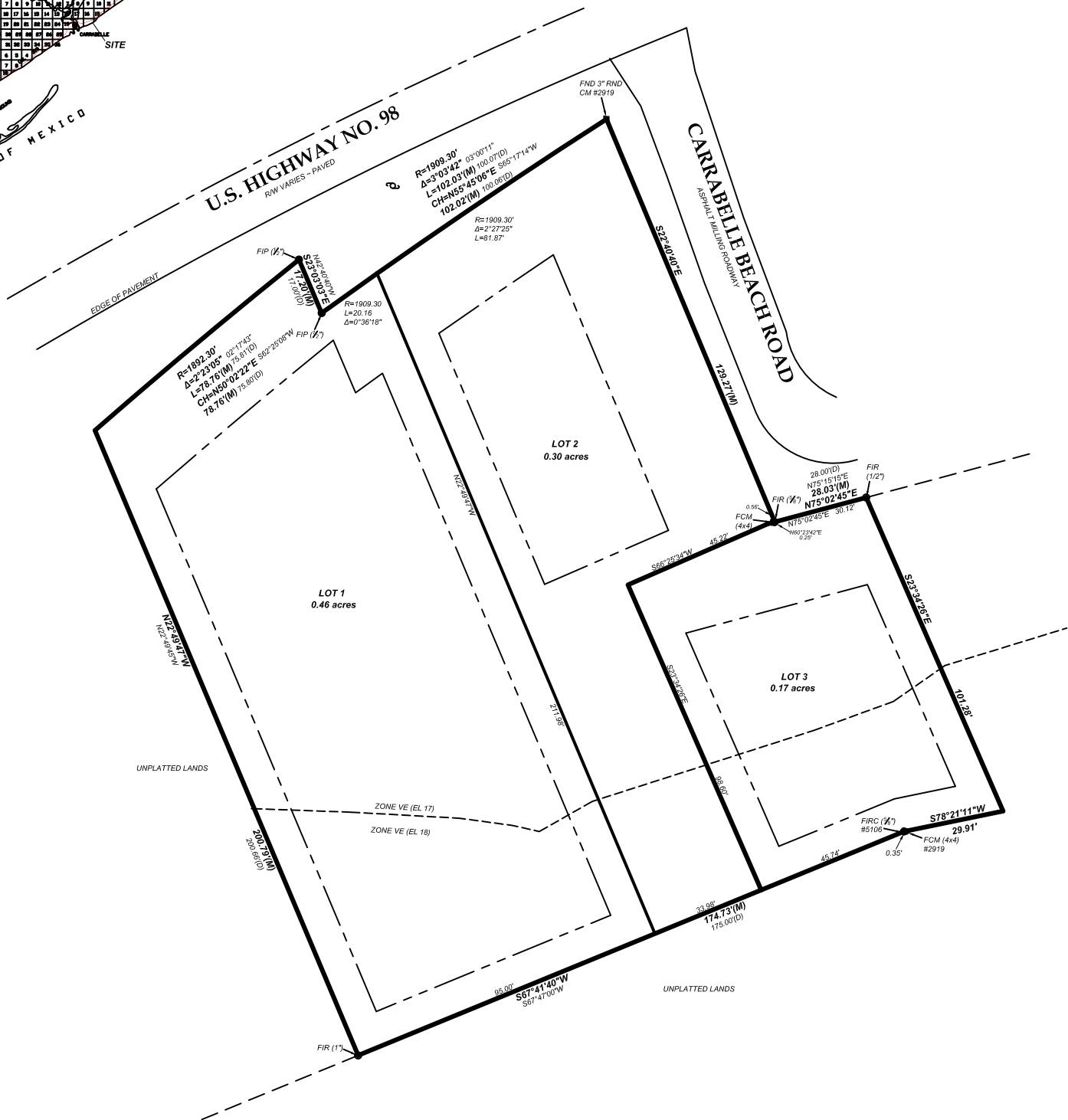
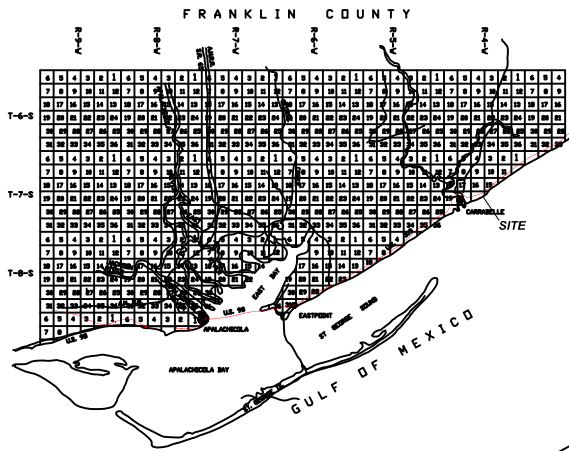
**SHEET 1 OF 2**



"THREE BY THE SEA"

A THREE UNIT SUBDIVISION  
LYING IN FRACTIONAL SECTION 25, TOWNSHIP 7 SOUTH, RANGE 5 WEST,  
FRANKLIN COUNTY, FLORIDA

PLAT BOOK PAGE 177



BUILDING SETBACKS  
FRONT/ROADWAY: 25 FEET  
SIDE: 10 FEET  
REAR: 10 FEET

CONFIRMATION  
STATE OF FLORIDA  
COUNTY OF FRANKLIN

APPROVED BY THE FRANKLIN BOARD OF COUNTY COMMISSIONERS THIS  
DAY OF \_\_\_\_\_, 2021.

RICKY D. JONES -- CHAIRMAN

THOMAS M. SHULER -- COUNTY ATTORNEY

ACCEPT FOR FILES AND RECORDED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_,  
2021 IN PLAT BOOK \_\_\_\_\_, PAGE \_\_\_\_\_, OF THE PUBLIC RECORDS OF  
FRANKLIN COUNTY, FLORIDA.

MICHELE MAXWELL  
CLERK OF THE CIRCUIT COURT

"IMPORTANT NOTICE" The roads and other infrastructures - if any - contained  
within this subdivision are not owned or maintained by Franklin County, should the  
roads or other improvements ever be maintained by Franklin County, it will be  
done at the expense of the property owners within this subdivision.

DEDICATION  
STATE OF FLORIDA  
COUNTY OF FRANKLIN

KNOWN BY ALL THESE PRESENT THAT VICTORIA DAYTON CONRAD  
THE OWNER AND FEE SIMPLE OF THE LANDS SHOWN HEREON PLATTED AS THREE BY THE SEA  
AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commencement Southwest corner of McKissack Beach Subdivision, a subdivision as per map or plat thereof recorded in Plat Book 1, Page 13 of the Public  
Records of Franklin County, Florida, thence run South 78 degrees 49 minutes 00 seconds West 944.52 feet to an iron rod marking the POINT OF BEGINNING;  
From said POINT OF BEGINNING run South 78 degrees 21 minutes 11 seconds West 29.91 feet to an iron rod and cap (marked #5106), thence run South 67  
degrees 41 minutes 40 seconds West 174.73 feet to an iron rod; thence run North 22 degrees 49 minutes 47 seconds West 200.79 feet to an iron rod lying on the  
Southernly right-of-way boundary of U.S. Highway No. 98 said point also lying on a curve concave to the Southeastly thence run Northeastly along said  
right-of-way boundary having a radius of 1,892.30 feet, through a central angle of 02 degrees 23 minutes 05 seconds, for an arc distance of 78.76 feet, chord being  
North 50 degrees 02 minutes 22 seconds East 78.76 feet to an iron pipe; thence run South 23 degrees 03 minutes 03 seconds East 17.20 feet to an iron pipe lying  
on a curve concave to the Southeastly, thence run Northeastly along said right-of-way boundary and curve having a radius of 1,909.30 feet, through a central  
angle of 03 degrees 03 minutes 42 seconds, for an arc distance of 102.03 feet, chord being North 55 degrees 45 minutes 06 seconds East 102.02 feet to a concrete  
monument (marked #2919) lying on the intersection of the Southernly right-of-way boundary of U.S. Highway No. 98 with the Westerly right-of-way boundary of  
Carrabelle Landing Road, thence run South 22 degrees 40 minutes 40 seconds East along the Westerly right-of-way boundary of said Carrabelle Landing Road  
129.27 feet to an iron rod lying on the Southernly right-of-way boundary of said Carrabelle Landing Road; thence run North 75 degrees 02 minutes 45 seconds East  
along said right-of-way boundary 28.03 feet to an iron rod; thence leaving said right-of-way boundary run South 23 degrees 34 minutes 26 seconds East 101.28 feet  
to the POINT OF BEGINNING containing 0.93 acres, more or less.

Having caused said lands to be divided and subdivided as shown hereon and do hereby  
dedicate to the following:

Reserving, in all cases however, the reversions thereof should the same be renounced,  
disclaimed, abandoned or the use thereon discontinued as prescribed by the law by  
appropriate official action of the proper officials having charge of jurisdiction thereof.

This \_\_\_\_\_ day of \_\_\_\_\_, A.D. 2021.

By: \_\_\_\_\_

Authorized Signature  
OWNER

Print Name

ACKNOWLEDGMENT  
STATE OF FLORIDA  
COUNTY OF FRANKLIN

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2021  
BY VICTORIA CONRAD, (OWNER)

HE IS PERSONALLY KNOWN TO ME OR HAS PRODUCED \_\_\_\_\_ AS IDENTIFICATION.  
WITNESS MY HAND AND SEAL AT \_\_\_\_\_, FLORIDA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2021

NOTARY

MY COMMISSION EXPIRES:

NOTARY SEAL

LEGEND

SN&C SET NAIL & CAP  
FND FOUND  
FCM FOUND CONCRETE MONUMENT (3"x3")  
SCM SET CONCRETE MONUMENT #7160 (4"x4")  
IRC IRON ROD AND CAP  
SIRC SET 5/8" IRON ROD AND CAP #7160  
FIRC FOUND 5/8" IRON ROD AND CAP  
IP IRON PIPE  
CIP CRIMPED TOP IRON PIPE  
IR IRON ROD (NO I.D.)  
■ = PCP = PERMANENT CONTROL POINT = SCM  
(M) MEASURED  
(D) DEED  
(RP) RECORD PLAT  
(UP) UNRECORDED PLAT  
(FT) FLAT TOP  
POB POINT OF BEGINNING  
POC POINT OF COMMENCEMENT  
R/W RIGHT-OF-WAY  
R RADIUS  
Δ CORNER NOT SET OR FOUND  
L LENGTH  
CD CHORD  
N.T.S. NOT TO SCALE

ALL INTERIOR LOT CORNERS ARE  
MARKED WITH 5/8" IRON ROD & CAP  
#7160 (UNLESS NOTED OTHERWISE)



ALL PERMANENT REFERENCE  
MONUMENTS ARE MARKED  
WITH A 4" X 4" CONCRETE  
MONUMENT HAVING A METAL CAP  
AS SHOWN, UNLESS NOTED OTHERWISE.



ALL PERMANENT  
CONTROL POINTS ARE MARKED  
WITH A 4" X 4" CONCRETE  
MONUMENT HAVING A METAL CAP  
AS SHOWN, UNLESS NOTED OTHERWISE.



ALL INTERIOR CORNERS ARE  
MARKED WITH A 5/8" REBAR  
WITH A PLASTIC CAP AS SHOWN,  
UNLESS NOTED OTHERWISE.

PLAT NOTES:  
1. SURVEY SOURCE: Previous survey performed by this firm (Job #02-469  
Dated: 07-08-14, record deed, special instructions as per client and a field survey  
performed by the undersigned surveyor.  
2. BEARING BASE: The Easterly boundary of subject parcel being  
South 22 degrees 40 minutes 40 seconds East as per record deed.  
3. "NOTICE" This plat, as recorded in its graphic form, is the official  
depiction of the subdivided lands described herein and will in no circumstances be  
supplanted in authority by any other graphic or digital form of the plat. There may  
be additional restrictions that are not recorded on this plat that may be found in the  
public records of this county.  
4. All platted utility easements shall provide that such easements shall also be  
easements for the construction, installation, maintenance and operation of cable  
television services; provided, however, no such construction, installation,  
maintenance and operation of cable television services shall interfere with the  
facilities and services of an electric, telephone, gas or other public utility. In the  
event a cable television company damages the facilities of a public utility, it shall be  
solely responsible for the damages. This section shall not apply to those private  
easements granted to or obtained by a particular electric,  
telephone, gas or other public utility. Such construction, installation,  
maintenance and operation shall comply with the National Electrical Safety Code  
as adopted by the Florida Public Service Commission.  
5. Subject property is located in Zone "VE" (EL 17 & 18) as per Flood Insurance  
Rate Map Community Panel No: 120088 435F index date: February 5, 2014,  
Franklin County, Florida.

SURVEYOR'S CERTIFICATION:

I hereby certify that this survey was made under my  
responsible direction and supervision, is a correct  
representation of the land surveyed, that the Permanent  
Reference Monuments and Permanent Control Points have  
been set and that the survey data and monumentation  
complies with both Chapter 177 of the Florida Statutes  
and standards for practice for Land  
Surveying (F.A.C. 5J-17.051).

JAMES T. RODDENBERRY  
Surveyor & Mapper FL Certificate No. 4261

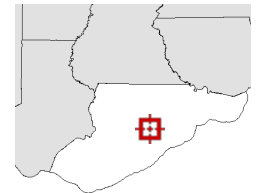
DATE

THURMAN RODDENBERRY & ASSOCIATES, INC.			
PROFESSIONAL SURVEYORS AND MAPPERS			
P.O. BOX 100 • 125 SHELTON STREET • SOPCHOPPY, FLORIDA 32358			
PHONE NUMBER: 850-962-2538		FAX NUMBER: 850-962-1103	
LB # 7160			
DATE: 02/09/22	DRAWN BY: MD	SEC 25 - 17S - R5W	COUNTY: FRANKLIN
FILE: 211031.DWG	DATE OF LAST FIELD WORK: 10/25/21	JOB NUMBER: 21-1031	





## Overview



## Legend

- ☐ Parcels
- ☐ Roads
- ☐ City Labels

<b>Parcel ID</b>	25-07S-05W-0000-0200-0000	<b>Alternate ID</b>	05W07S250000002000000	<b>Owner Address</b>	CONRAD VICTORIA DAYTON WOODRUF 17435 STONEYKIRK CLOSE ATLANTA, GA 30350
<b>Sec/Twp/Rng</b>	25-7S-5W	<b>Class</b>	SINGLE FAM		
<b>Property Address</b>	1788 HIGHWAY 98 W	<b>Acreage</b>	0.872		
<b>District</b>	1				
<b>Brief Tax Description</b>	A PARCEL IN OR 8/399 LESS (Note: Not to be used on legal documents)				

Date created: 1/28/2022  
Last Data Uploaded: 1/28/2022 8:13:13 AM

Developed by 





Beach St

US Hwy 98

Carrabelle Beach

400 ft ▲

POWERED BY  
**esri**

1909179 77 302171 07







## EXHIBIT "A"

### 1. Franklin County, Florida

#### Parcel 1

\* Lots 1, 2 & the East half of Lot 3, Block "B", McKissack Beach Subdivision \*

Commence at a concrete monument marking the Southwest corner of McKissack Beach Subdivision as per map or plat thereof recorded in the Public Records of Franklin County, Florida, and thence run South 78 degrees 49 minutes West 974.50 feet to a concrete monument marking the Point of Beginning. From said Point of Beginning thence run South 67 degrees 47 minutes West 175.00 feet to an iron pipe; thence run North 22 degrees 49 minutes 45 seconds West 200.66 feet to an iron pipe on the Southeasterly right-of-way of U. S. Highway 98 and a point on a curve concave to the Southeasterly; thence run Northeasterly along said Southeasterly right-of-way and said curve having a radius of 1892.30 feet thru a central angle of 02 degrees 17 minutes 43 seconds for an arc distance of 75.81 feet (chord being South 62 degrees 25 minutes 08 seconds West 75.80 feet) to an iron pipe; thence run North 24 degrees 40 minutes 40 seconds West along said Southeasterly right-of-way 17.00 feet to an iron pipe and a point of curve concave to the Southeasterly; thence run Northeasterly along said Southeasterly right-of-way and said curve having a radius of 1909.30 feet thru a central angle of 03 degrees 00 minutes 11 seconds for an arc distance of 100.07 feet (chord being South 65 degrees 17 minutes 14 seconds West 100.06 feet) to a concrete monument; thence run South 22 degrees 40 minutes 40 seconds East 229.10 feet to the Point of Beginning.

#### Parcel 2:

Commence at a concrete monument marking the Southwest corner of McKissack Beach Subdivision, a subdivision as per map or plat thereof recorded in the Public Records of Franklin County, Florida, and thence run South 78 degrees 49 minutes West 944.52 feet to an iron pipe for the Point of Beginning. From said Point of Beginning continue South 78 degrees 49 minutes West 29.98 feet to a concrete monument; thence run North 22 degrees 40 minutes 40 seconds West 99.44 feet; thence run North 75 degrees 15 minutes 15 seconds East along the Southerly right-of-way boundary of a street 28.20 feet; thence run South 23 degrees 29 minutes 45 seconds East 101.53 feet to the Point of Beginning. Situate, lying and being in Section 25, Township 7 South, Range 5 West, Franklin County, Florida.  
Less and Except:

Commence at a concrete monument marking the Southwest corner of McKissack Beach Subdivision, a subdivision as per map or plat thereof recorded in the Public Records of Franklin County, Florida, and thence run South 78 degrees 49 minutes West 943.93 feet to the Easterly right-of-way boundary of Franklin Street for the Point of Beginning. From said Point of Beginning thence run South 22 degrees 13 minutes East 412.00 feet to the approximate mean highwater line of St. George Sound; thence run South 79 degrees 17 minutes 54 seconds West along said mean highwater line 3.00 feet; thence run North 22 degrees 13 minutes West 512.98 feet; thence run North 76 degrees 08 minutes 49 seconds East 3.00 feet; thence run South 22 degrees 13 minutes East 101.15 feet to the Point of Beginning.



