



An Equal  
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# Southwest Florida Water Management District

2379 Broad Street, Brooksville, Florida 34604-6899  
(352) 796-7211 or 1-800-423-1476 (FL only)  
SUNCOM 628-4150 TDD only 1-800-231-6103 (FL only)  
On the Internet at: [WaterMatters.org](http://WaterMatters.org)

The Southwest Florida Water Management District (District) does not discriminate upon the basis of any individual's disability status. This nondiscrimination policy involves every aspect of the District's functions including one's access to participation, employment, or treatment in its programs or activities. Anyone requiring reasonable accommodations as provided for in the Americans with Disabilities Act should contact the General Services Department at (352) 796-7211 or 1-800-423-1476 (FL only), extension 4527, TDD only 1-800-231-6103 (FL only).

## AGENDA

**TUESDAY, FEBRUARY 26, 2008**

**9:00 A.M. -- GOVERNING BOARD MEETING**

**12:00 P.M. -- JOINT BOARDS LUNCH**

**1:00 P.M. -- JOINT WORKSHOP OF THE  
GOVERNING BOARD AND  
BASIN BOARDS**

### **TECO CENTER AT NATURE'S CLASSROOM**

13100 VERGES ROAD  
THONOTOSASSA, FLORIDA 33592  
813-987-6969  
*(map included)*

*☞ All meetings are open to the public. ☞*

- Viewing of the Board meeting will not be available at the service offices.
- Public input for issues not listed on the published agenda will be heard shortly after the meeting begins.

Unless specifically stated, scheduled items will not be heard at a time certain.

At the discretion of the Board, items may be taken out of order to accommodate the needs of the Board and the public.

**The meeting will recess for lunch at a time to be announced and a closed attorney-client session will be held during the lunch break (notice follows ANNOUNCEMENTS).**

The current Governing Board agenda and the minutes of previous meetings are on the District's web site: [www.WaterMatters.org](http://www.WaterMatters.org)

**MEETING NOTICE**

## TUESDAY, FEBRUARY 26, 2008

### 9:00 A.M.   \* \* \* **CONVENE MEETING OF THE GOVERNING BOARD** \* \* \* **AND PUBLIC HEARING**

(TAB A)

1. Call to Order
2. Pledge of Allegiance and Invocation
3. Additions/Deletions to Agenda
4. Oath of Office for Newly Appointed and/or Reappointed Board Member(s)
5. Public Input for Issues Not Listed on the Published Agenda

### CONSENT AGENDA (TAB B)

#### **Regulation Committee -- Environmental Resource Permits**

6. ERP No. 44007521.016 - Country Club of Sebring Lot Nos. 163 and 164 (**DENIAL**) – Highlands County
7. ERP No. 46033154.000 - Cortona Subdivision (**DENIAL**) – Hillsborough County
8. ERP No. 43028696.029 - Stone Creek by Del Webb – Marion County
9. ERP No. 43018792.004 - Pasco County - Ridge Road Extension - Phase 1 and 2 – Pasco County
10. ERP No. 43033020.000 - FDOT - 1-75 (SR 93); from South of CR 54 to North of CR 54 – Pasco County
11. ERP No. 43008898.009 - FDOT - State Road 686 from East of 40th Street North to West of 28th Street North, Stage 2 Segment 1 – Pinellas County
12. ERP No. 43030797.001 - Pinellas County - Keystone Road (County Road 582) U.S. 19 to East Lake Road – Pinellas County
13. ERP No. 43033167.000 - Highway 60 West Development – Polk County
14. ERP No. 43033368.000 - FDOT - U.S. 27 (SR 25) Widening from CR 546 to SR 544 – Polk County

#### **Regulation Committee -- Water Use Permits**

15. WUP No. 20002983.009 - Hernando County Utilities Department/West Hernando County Service Area – Hernando County
16. WUP No. 20004219.010 - S.Y. Hartt & Sons, Inc. – Highlands County
17. WUP No. 20004049.015 - Sorrells Grove Care, Inc./Rutland Grove – Manatee County
18. WUP No. 20006151.008 - Marion County Utilities - State Route 200 Corridor Southwest, Dunnellon Airport and JB Ranch – Marion County
19. WUP No. 20000143.015 - Mountain Lake Corporation – Polk County
20. WUP No. 20007119.009 - City of Auburndale – Polk County

#### **Regulation Committee -- Other**

21. Electrical Transmission Line Site Certification – SWFWMD Agency Report on Tampa Electric Company/Progress Energy Florida, Inc. Lake Agnes-Gifford 230 kV Transmission Line – Polk County
22. Approve Initiation of Rulemaking to District Permit Application and Agency Action Noticing Requirements
23. Approve Initiation of Rulemaking to Revise WUP Application Information Requirements and Forms to Implement the Water Management Information System
24. Approve Initiation of Rulemaking to Amend 40D-2.401 and 40D-2.381, F.A.C., and Water Use Permit Information Manual Part B, "Basis of Review" Section 6.1, to Revise Withdrawal Identification Tag Requirements

#### **Resource Management Committee**

25. Declaration of Cooperation of the Tampa Bay Nitrogen Management Consortium
26. Pilot-Testing of Biological Water Treatment Systems
27. Perpetual Easement over SWF Parcel No. 19-020-027 and Delegation of Authority to Accept No-Cost Easements in Support of the District's Monitor Well Site Acquisition Program

28. Pasco County Design and Construction of Wet-Weather Reclaimed Water Reservoir – Land O' Lakes
29. River Garden Shoreline Restoration
30. Pinellas County Ultra Low Flow Toilet Rebate Program
31. Facilitating Agricultural Resource Management Systems (FARMS) – TRB Groves, LLC – Phase III – Charlotte County
32. Facilitating Agricultural Resource Management Systems (FARMS) – S.Y. Hartt & Son, Inc. – Highlands County
33. Continue Public Hearing Requested by Tampa Bay Water on Proposed Minimum Flows for the Fresh Water Segment of the Alafia River

#### **Finance & Administration Committee**

34. Board Travel
35. Budget Transfer Report
36. Emergency Response Trailer with Diversion Dams

#### **Outreach & Planning Committee**

37. Approve 2008 Consolidated Annual Report

#### **General Counsel's Report**

38. Consent Order – Surface Water Activity – Drummond Company, Inc. – Polk County
39. Initiation of Litigation – WUP Nos. 20001782.003/.004 – Spencer Farms, Inc. (Stephens Road Farm) - Hillsborough County

#### **Executive Director's Report**

40. Approve January 29, 2008 Governing Board Meeting Minutes

### **REGULATION COMMITTEE (TAB C)**

#### **Discussion Items**

41. Consent Item(s) Moved for Discussion
42. Water Shortage Actions
  - a. Governing Board's Concurrence with Executive Director's Issuance of Executive Director Order No. SWF 08-002 (Peace River/Manasota Regional Water Supply Authority's Englewood-Charlotte County Interconnect)
  - b. Update on Interagency Agreement Regarding Uniform Year-Round Water Conservation and Water Shortage Measures for Marion County
43. Discussion of 20-Year Water Use Permit Duration and Compliance Reports

#### **Submit & File Reports – None**

#### **Routine Reports**

44. Demand Management
45. Overpumpage Report
46. Southern Water Use Caution Area Quantities
47. Water Production Supply Summary
48. Public Supply Benchmarks
49. Resource Regulation Significant Initiatives Report

### **RESOURCE MANAGEMENT COMMITTEE (TAB D)**

#### **Discussion Items**

50. Consent Item(s) Moved for Discussion
51. Approve Remaining Reclaimed Water Task Force Recommendations (2 and 10)

#### **Submit & File Report**

52. Report from the Peer Review Panel of the Proposed Minimum Flows and Levels for the Lower Alafia River

#### **Routine Reports**

53. Significant Water Supply and Resource Development Projects
54. Watershed Management Program and Federal Emergency Management Agency Map Modernization Status Report
55. Florida Forever Funding Status Report
56. Minimum Flows and Levels Status Report

- 57. Hydrologic Conditions Status Report
- 58. Structure Operations Status Report

**FINANCE & ADMINISTRATION COMMITTEE (TAB E)**

**Discussion Items**

- 59. Consent Item(s) Moved for Discussion

**Submit & File Report**

- 60. FY2009 Budget Impact of Amendment 1
- 61. Treasurer's Report, Payment Register, and Contingency Reserves Report

**Routine Report**

- 62. Management Services Status Report

**OUTREACH & PLANNING COMMITTEE (TAB F)**

**Discussion Items**

- 63. Consent Item(s) Moved for Discussion
- 64. Community Budget and Legislative Update Issue Requests

**Submit & File Reports – None**

**Routine Reports**

- 65. Significant Activities Report
- 66. Speakers Bureau
- 67. Comprehensive Plan Amendment and Related Reviews Report
- 68. Review of Developments of Regional Impact

**GENERAL COUNSEL’S REPORT (TAB G)**

**Discussion Items**

- 69. Consent Item(s) Moved for Discussion
- 70. Final Order – WUP No. 20004912.006 – City of Lakeland v. SWFWMD, DOAH Case No. 07-0564 – Polk County

**Submit & File Reports – None**

**Routine Reports**

- 71. Litigation Report
- 72. Rulemaking Update

**REPORTS (TAB H)**

- 73. Executive Director’s Report
- 74. Chair’s Report

**\*\*\* RECESS PUBLIC HEARING \*\*\***

**ANNOUNCEMENTS**

- Governing Board Meeting and Workshop Schedule:  
 Joint Governing Board and Withlacoochee Regional  
 Water Supply Authority Workshop – Ocala ..... March 24, 2008  
 Meeting – Brooksville ..... March 25, 2008  
 Meeting – Tampa ..... April 29, 2008  
 Meeting – Brooksville ..... May 27, 2008

- Basin Board Education Committee – Tampa ..... March 11, 2008
- Basin Board Land Resources Committee – New Port Richey ..... March 20, 2008
- Basin Board Meeting Schedule:
  - Pinellas-Anclote River – Gulfport ..... April 2, 2008
  - Alafia River – Tampa ..... April 3, 2008
  - Northwest Hillsborough – Tampa ..... April 3, 2008
  - Peace River – Bartow ..... April 4, 2008
  - Hillsborough River – Tampa ..... April 7, 2008
  - Manasota – Sarasota ..... April 9, 2008
  - Withlacochee River – Brooksville ..... April 10, 2008
  - Coastal Rivers – Brooksville ..... April 10, 2008
- Advisory Committee Meeting Schedule:
  - Green Industry – Tampa ..... February 28, 2008
  - Agricultural – Tampa ..... February 28, 2008
  - Environmental – Tampa ..... March 10, 2008
  - Industrial – Tampa ..... April 8, 2008
  - Public Supply – Tampa ..... April 8, 2008
  - Well Drillers – Tampa ..... April 16, 2008

**11:30 a.m. Notice of Closed Attorney-Client Session**

Location: TECO Center at Nature's Classroom

Meeting Attendees: SWFWMD Governing Board Members; Executive Director David L. Moore; General Counsel William S. Bilenky; Deputy General Counsel Karen West; Assistant General Counsel Joseph Ward

Closed attorney-client session pursuant to Section 286.011(8), Florida Statutes, to discuss strategy related to litigation in Southwest Florida Water Management District v. City of Weeki Wachee, et al. in the Circuit Court, Fifth Judicial Circuit, Case No. H-27-CA-2004-366RT. The subject matter of the meeting shall be confined to pending litigation.

**The meeting is not open to the public.**

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the meeting shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

**ADJOURNMENT**

**12:00 P.M. JOINT BOARDS LUNCH**

**1:00 P.M. JOINT WORKSHOP**

The Governing Board may take action on any matter on the printed agenda including such items listed as reports, discussions, or program presentations. The Governing Board may make changes to the printed agenda only for good cause as determined by the Chair, and stated in the record.

If a party decides to appeal any decision made by the Board with respect to any matter considered at a hearing or these meetings, that party will need a record of the proceedings, and for such purpose that party may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

If you wish to address the Board concerning any item listed on the agenda or an issue that does not appear on the agenda, please fill out a speaker's card at the reception desk in the lobby and give it to the recording secretary. Your card will be provided to the Chair who will call on you at the appropriate time during the meeting. Comments will be limited to three minutes per speaker. In appropriate circumstances, the Chair may grant exceptions to the three-minute limit.

The Board will accept and consider written comments from any person if those comments are submitted to the District at:

Southwest Florida Water Management District  
2379 Broad Street  
Brooksville, Florida 34604-6899

The comments should identify the number of the item on the agenda and the date of the meeting. Any written comments received after the Board meeting will be retained in the file as a public record.

