



An Equal Opportunity Employer

Southwest Florida Water Management District

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

The Southwest Florida Water Management District (District) does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the District's functions, including access to and participation in the District's programs and activities. Anyone requiring reasonable accommodation as provided for in the Americans with Disabilities Act should contact the District's Human Resources Director at (352) 796-7211, ext. 4702, or 1-800-423-1476 (FL only), ext. 4702; TDD (FL only) 1-800-231-6103; or email to ADACoordinator@swfwmd.state.fl.us.

AGENDA

GOVERNING BOARD MEETING

MAY 20, 2009

9:00 A.M.

HIGHLANDS COUNTY GOVERNMENT CENTER

600 SOUTH COMMERCE AVENUE
SEBRING, FLORIDA 33870
863-402-6565

All meetings are open to the public.

- Viewing of the Board meeting is not available at the District offices.
- Public input will be taken only at the meeting location.
- 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.

The current Governing Board agenda and minutes of previous meetings are on the District's web site: www.WaterMatters.org

9:00 A.M. CONVENE PUBLIC HEARING AND MEETING (TAB A)

1. Call to Order
2. Pledge of Allegiance and Invocation
3. Additions/Deletions to Agenda
4. Election of Governing Board Officers
5. Public Input for Issues Not Listed on the Published Agenda

MEETING NOTICE

CONSENT AGENDA (TAB B)

All matters listed under the Consent Agenda are considered routine and action will be taken by one motion, second of the motion and approval by the Board. If discussion is requested by a Board member, that item(s) will be deleted from the Consent Agenda and moved to the appropriate Committee or Report for consideration.

Regulation Committee -- Environmental Resource Permits

6. ERP No. 43009590.002 - FDOT - SR 55 from Green Acres Street to Jump Court – Citrus County
7. ERP No. 43002166.003 - Hillsborough County - Boyette Road, McMullen Road to Bell Shoals Road – Hillsborough County
8. ERP No. 43034464.000 - FDOT - U.S. Highway 301 from State Road 674 to Balm Road – Hillsborough County
9. ERP No. 43015544.005 - Gulf Landings Boat Docks, Tracts 40B, 40C and 50C – Pasco County
10. ERP No. 43026516.009 - Pinellas County - Alligator Lake Habitat Restoration Project – Pinellas County
11. ERP No. 43013672.015 - Sarasota County - Celery Fields Regional Stormwater Facility Expansion – Sarasota County
12. ERP No. 43034475.000 - Village on the Trail - Mixed Use Subdivision – Sarasota County

Regulation Committee -- Water Use Permits

13. WUP No. 20002842.008 - Citrus County Water Resources Department/Citrus County Utilities – Citrus County
14. WUP No. 20010671.005 - Mosaic Fertilizer, LLC/Pioneer Grove – Hardee County
15. WUP No. 20005095.008 - Ray F. Ferrero, Jr., as Trustee of the Hiers Trust; Stephen A. Rappenecker & Susanne D. Rappenecker; C. Neal Andersen & Wanda W. Andersen/Needmore Farm Hiers Trust – Levy County
16. WUP No. 20008829.007 - Whisenant Farms Co., Inc./Whisenant Farms – Manatee County
17. WUP No. 20002978.011 - Lindrick Service Corporation; Pasco Reserve, Inc./Lindrick Services Corporation – Pasco County
18. WUP No. 20004345.009 - Mixon Family Farms, Inc./Mixon Family Farms – Polk County
19. WUP No. 20008694.005 - J Bar C, Inc./J Bar C Ranch – Manatee County

Regulation Committee -- Other

20. Approve Proposed Amendments to Permit Application Processing Timeframes
21. Initiate and Approve Rulemaking to Adopt and Incorporate by Reference New Mining and Dewatering Water Use Permit Application Form
22. Authorize Publication for Adoption of Previously Approved Amendments to Year-Round Water Conservation Measures, Rule 40D-22, Florida Administrative Code (F.A.C.)
23. Approve Adoption of Proposed Amendments to Section 3.2.7 of the Environmental Resource Permit (ERP) Basis of Review (BOR) of the ERP BOR to Maintain Protection for the Bald Eagle

Resource Management Committee

24. Resolution Requesting Funds from the Water Management Lands Trust Fund for Payment in Lieu of Taxes to Charlotte, Citrus, DeSoto, Hernando and Sumter Counties
25. Appraisals and Purchase/Sale Agreement – Lake Hancock Project, SWF Parcel No. 20-503-155P
26. Appraisals and Purchase/Sale Agreement – Lake Hancock Project, SWF Parcel No. 20-503-192
27. Lake Hancock Lake Level Modification Project – Memorandum of Agreement with the City of Lakeland for the Oak Hill Burial Park
28. Authorize Submission of the Preliminary Flood Insurance Rate Maps for the Tooke Lake Watershed to the Federal Emergency Management Agency

Finance & Administration Committee

29. Board Travel
30. Budget Transfer Report
31. Transfer Funds to Purchase Digital Radios and Complete Brooksville Resurfacing

General Counsel's Report

32. Withdraw Request to Initiate Rulemaking to Amend Rules 40D-8.031 and 40D-8.041, F.A.C., to Clarify Hillsborough River Segment References and Waterbodies for which Minimum Flows and Levels and Guidance Levels Are Not Established
33. Interagency Agreement – SWFWMD and SFWMD - Designation of Regulatory Responsibility - Lake Marion Development Group, LLC – Polk County

34. Consent Order – Surface Water Activity - Frank J. Dewane, Bishop of the Diocese of Venice – Charlotte County

Executive Director's Report

35. Amend June 24, 2008 Governing Board Meeting Minutes
36. Approve April 27, 2009 Joint Workshop Minutes of the Governing Board and Withlacoochee Regional Water Supply Authority Board of Directors
37. Approve April 28, 2009 Governing Board Meeting Minutes

REGULATION COMMITTEE (TAB C)**Discussion Items**

38. Consent Item(s) Moved for Discussion
39. Hydrologic Conditions Status Report
40. Water Shortage Update – Tampa Bay Water Area
41. Water Shortage Update – Peace River/Manasota Regional Water Supply Authority Area

Submit & File Reports – None**Routine Reports**

42. Southern Water Use Caution Area Quantities
43. Water Production Summary
44. Public Supply Benchmarks
45. Overpumpage Report
46. Resource Regulation Significant Initiatives

RESOURCE MANAGEMENT COMMITTEE (TAB D)**Discussion Items**

47. Consent Item(s) Moved for Discussion
48. Lake Wales Ridge Lakes Initiative Update
49. Fifth Annual Report of Natural Systems Restoration on District Lands

Submit & File Report

50. Report from the Peer Review Panel of the Proposed Minimum Flows and Levels for the Dona Bay/Shakett Creek System Below Cow Pen Slough

Routine Reports

51. Florida Forever Funding
52. Minimum Flows and Levels
53. Structure Operations
54. Watershed Management Program and Federal Emergency Management Agency Map Modernization
55. Significant Water Supply and Resource Development Projects

OUTREACH & PLANNING COMMITTEE (TAB E)**Discussion Items**

56. Consent Item(s) Moved for Discussion
57. Legislative Wrap-Up

Submit & File Reports – None**Routine Reports**

58. Comprehensive Plan Amendment and Related Reviews
59. Development of Regional Impact Reviews
60. Speakers Bureau
61. Significant Activities

FINANCE & ADMINISTRATION COMMITTEE (TAB F)**Discussion Items**

62. Consent Item(s) Moved for Discussion

Submit & File Report

63. Fiscal Year 2010 Budget Update

Routine Reports

- 64. Treasurer's Report, Payment Register, and Contingency Reserves
- 65. Management Services Significant Activities

GENERAL COUNSEL'S REPORT (TAB G)

Discussion Items

- 66. Consent Item(s) Moved for Discussion
- 67. Approve Initiation of Rulemaking to Amend Rule 40D-2.302, F.A.C., to Reserve Flows from the Upper Peace River Watershed for the Restoration of Minimum Flows for the Protection of Fish and Wildlife

Submit & File Reports – None

Routine Reports

- 68. Litigation Report
- 69. Rulemaking Update

EXECUTIVE DIRECTOR'S REPORT (TAB H)

- 70. Executive Director's Report

CHAIRMAN'S REPORT (TAB H)

- 71. Chairman's Report

★ ★ ★ RECESS PUBLIC HEARING ★ ★ ★

ANNOUNCEMENTS

- Governing Board Meeting and Workshop Schedule:
 - Meeting – Brooksville June 23, 2009
 - Meeting – Bartow July 28, 2009
 - Meeting – Brooksville August 25, 2009
- Basin Board Meeting Schedule:
 - Pinellas-Anclote River – Dunedin June 3, 2009
 - Alafia River – Tampa June 4, 2009
 - Hillsborough River – Tampa June 4, 2009
 - Peace River – Punta Gorda June 5, 2009
 - Manasota – Sarasota June 10, 2009
 - Coastal Rivers – Brooksville June 11, 2009
 - Withlacochee River – Brooksville June 11, 2009
 - Pinellas-Anclote River – Oldsmar July 8, 2009
 - Alafia River – Tampa July 9, 2009
 - Hillsborough River – Tampa July 9, 2009
 - Peace River – Bartow July 10, 2009
 - Manasota – Sarasota July 15, 2009
 - Coastal Rivers – Brooksville July 16, 2009
 - Withlacochee River – Brooksville July 16, 2009
- Basin Board Land Resources Committee – Dade City July 13, 2009
- Advisory Committee Meeting Schedule:
 - Green Industry – Tampa May 28, 2009
 - Agricultural – Tampa May 28, 2009
 - Environmental – Tampa June 8, 2009
 - Industrial – Tampa July 14, 2009
 - Public Supply – Tampa July 14, 2009
 - Well Drillers – Tampa July 22, 2009

ADJOURNMENT

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. When addressing the Board, please step to the podium, adjust the microphone for your comfort, and state your name for the record. 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.