

Notice of Change/Withdrawal

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NOS.:RULE TITLES:

- 40D-9.021 Definitions
- 40D-9.150 Equestrian Activities; Use of Saddle Animals
- 40D-9.190 Dogs, Cats, or Other Animals
- 40D-9.260 Camping

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 47 No. 3, January 6, 2021 issue of the Florida Administrative Register.

THE FULL TEXT OF THE PROPOSED RULE CHANGE IS:

40D-9.021 Definitions.

When used in this part:

(1) through (10) No change.

(11) “Horse cart” means a non-motorized two- (2) or four- (4) wheeled vehicle pulled by up to two equine saddle animals driven by a human.

(12) through (14) No change.

(15) “Resource-based” means an activity that depends on natural resources for its occurrence such as fishing, boating, camping, wildlife study, equine trail riding or hunting.

(16) No change.

Rulemaking Authority 373.044, 373.113, 373.1391 FS. Law Implemented 259.105, 373.1391, 373.59 FS. History–New 7-20-04, Amended ____.

40D-9.150 Equine Activities.

(1) No change.

(2) Persons using equine saddle animals on District lands must have proof of a negative Coggins test for Equine Infectious Anemia in their possession at all times.

(3) Equestrian activities are prohibited in wetlands, except in areas identified in paragraph (1).

(4) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.1391, 373.59 FS. History–New 7-20-04, Amended ____.

40D-9.190 Dogs, Cats, or Other Animals.

Dogs and equine saddle animals are allowed on District Lands only in designated areas. Dogs must be leashed or caged at all times unless they are authorized as part of an approved hunting program or authorized by a Special Use Authorization. Other types of domesticated animals, such as cats, are prohibited on District Lands. Dog Pet waste must be removed by owner. ~~Saddle animal manure must be pulverized on site or removed by the owner/handler.~~

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.1391, 373.59 FS. History–New 7-20-04, Amended ____.

40D-9.260 Camping.

(1) through (2) No change.

(3) The District shall grant a permit for camping on District Lands subject to the following conditions:

(a) through (g) No change.

(h) Within camping areas, animals ~~Pets~~ permitted include equine animals ~~horses~~ and dogs on District lands where allowed. Animals ~~Pets~~ must be leashed or tethered at all times while on District lands. Dogs must remain on a 6ft leash at all times.

(i) No change.

(j) Within camping areas, pet waste must be disposed of in waste bins, if provided, or removed by the owner. ~~Equine Saddle~~ animal manure within camping areas must be removed by owner/handler, or broken up and spread pulverized adequately on site.

(k) No change.

(4) through (5) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.1391, 373.59 FS. History—New 7-20-04, Amended ____.