

## SUMMARY OF ENVIRONMENTAL RESOURCE PERMITTING RESPONSIBILITIES BY FDEP

**These two pages are for information only**

The Florida Department of Environmental Protection (FDEP) is responsible for issuing (or denying) some types of Environmental Resource Permits. The Water Management Districts (WMDs) review and take final agency action on the remaining types. This summary only covers typical cases. Applicants with complex or non-typical situations or who need further clarification should contact the nearest FDEP or WMD office. In the Southwest Florida Water Management District (SWFWMD), the Operating Agreement between FDEP and SWFWMD dated July 1, 2007 governs this subject.

**Typically, the DEP is responsible for reviewing and taking agency action on the following activities** (including compliance and enforcement):

- \* Systems that serve one single-family dwelling unit, duplex, triplex, or quadraplex (residential unit) provided the residential unit is not part of a larger common plan of development or sale proposed by the applicant, or where the residential unit is only an incidental part of a parcel that is otherwise used for agricultural activities for which a permit has been issued or is required under Part IV, Chapter 373, F.S. The term "system" means a stormwater management system, dam, impoundment, reservoir, appurtenant work or works, or any combination thereof, including dredged or filled areas. This term includes the construction of docks, seawalls, structures, and all other types of dredging or filling in surface waters and wetlands.
- \* Projects that also need a waste treatment or management permit from DEP:
  - Solid waste (except certain activities that qualify for general permits)
  - Hazardous waste (except where the storage of hazardous waste is an incidental part of the facility)
  - Domestic wastewater (except for certain applications)
  - Industrial wastewater (except certain activities that qualify for general permits)
- \* All mining projects.
- \* Power plants and electrical distribution and transmission lines, including associated facilities
- \* Communication cables and lines.
- \* Natural gas or petroleum exploration activities and facilities, and production pipelines.
- \* Docking facilities boardwalks, shore protection structures and piers; including adjacent docking-related development and associated navigational dredging, except where the docking facility and associated navigational dredging is part of a larger plan of commercial or residential development that has received or requires a permit under Part IV of Chapter 373, F.S.
- \* Activities proposed in whole or in part seaward of the coastal construction control line.

- \* Navigational dredging conducted by governmental entities.
- \* Seaports and adjacent seaport-related development where the applicant or property owner is a port authority.
- \* The following activities in wetlands and other surface waters when such activities are not part of a larger plan of development: boat ramps, ski jumps, ski slalom courses, aids to navigation, mooring buoys and fields, piling supported structures which are not physically connected to uplands, and aquatic plant management activities regulated under Chapter 369, F.S., fish attractors, artificial reefs, treasure salvage, and archaeological research or exploration.
- \* Temporary systems for commercial film productions.
- \* High speed rail facilities.
- \* Magnetic levitation demonstration projects.
- \* Mitigation banks primarily for: governmental solid waste facilities; mining; power production; communication cables and lines; natural gas or petroleum exploration activities, facilities and production pipelines; navigational dredging projects conducted by governmental entities; seaports and related development by port authorities.
- \* Modification of permits issued by the DEP. If the permit has been modified, the agency that issued the last modification to the permit shall process the modification. The DEP shall process all modifications to permits for solid waste facilities, mining projects, seaports and seaport related development.

**Typically, the Southwest Florida Water Management District is responsible for reviewing and taking agency action (including compliance and enforcement) on all other Environmental Resource Permit Applications.**

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