

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT
ANNUAL REGULATORY PLAN 2015-2016

Law Implemented	Rule Number & Title (No Chapters or subsections)	Law enacted/ amended during past 12 months?	If NEW law requires rulemaking to implement, cite to Notice of Rule Development in FAR and date agency expects to publish Notice of Proposed Rule	If NEW law does NOT require rulemaking to implement, explain concisely why law may be implemented without rulemaking	If law is not NEW, state reason for rulemaking (i.e. simplify, clarify, increase efficiency, delete obsolete, unnecessary or redundant rules)	If law identified on previous regulatory plan as requiring rulemaking, cite to Notice of Rule Development in FAR.	If later determined that rulemaking no longer necessary, cite to Notice of Rule Development in FAR and provide concise explanation why no longer necessary
Sections 120.60(4), 373.116, 373.118, 373.229, 373.413, F.S.	40D-1.603 -- Permit Application Procedures	No	Not Applicable	Not Applicable	Simplify or clarify	Not Applicable	Not Applicable
Sections 373.109, 373.421(2), 373.4131, F.S.	40D-1.607 -- Permit Processing Fee	No	Not Applicable	Not Applicable	Simplify or clarify	Not Applicable	Not Applicable
Sections 373.083, 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.413, 373.414, 373.4131, 373.416, 373.419, 373.421, 373.705, 373.707, 668.50, F.S.	40D-1.659 -- Forms and Instructions	No	Not Applicable	Not Applicable	Simplify or clarify	Not Applicable	Not Applicable
Sections 120.54(5), 373.175, 373.246, F.S.	40D-1.1002 -- Forms and Instructions	No	Not Applicable	Not Applicable	Simplify or clarify	Not Applicable	Not Applicable
Sections 373.036, 373.0363, 373.042, 373.0421, 373.079(4)(a), 373.083(5), 373.116, 373.117, 373.1175, 373.118, 373.149, 373.171, 373.185, 373.216, 373.217, 373.219, 373.223, 373.227, 373.228, 373.229, 373.236, 373.239, 373.243, 373.250, 373.705, 373.709, 373.715, F.S.	40D-2.091 -- Publications Incorporated by Reference	No	Not Applicable	Not Applicable	Simplify or clarify	Not Applicable	Not Applicable
Sections 373.0363, 373.116, 373.117, 373.1175, 373.216, 373.229, 373.236, 403.0877, F.S.	40D-2.101 -- Content of Application	No	Not Applicable	Not Applicable	Simplify or clarify	Not Applicable	Not Applicable

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Sections 373.0421, 373.223(4), F.S.	40D-2.302 -- Reservations from Use	No	Not Applicable	Not Applicable	Simplify, clarify, and increase efficiency	Not Applicable	Not Applicable
Sections 373.079(4)(a), 373.083(5), 373.403, 373.413, F.S.	40D-4.021 -- Definitions	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.416, 373.426, 373.427, F.S.	40D-4.041 -- Permits Required	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Section 373.421(2), F.S.	40D-4.042 -- Formal Determination of Wetlands and Other Surface Waters	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.406, 373.413, 373.414(9), 373.416, F.S.	40D-4.051 -- Exemptions	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.406, 373.413, F.S.	40D-4.053 -- Conditions for Exemptions	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.0361, 373.079(4)(a), 373.083(5), 373.114, 373.171, 373.403, 373.413, 373.4135, 373.4136, 373.414, 373.4144, 373.416, 373.429, 373.441, F.S.	40D-4.091 -- Publications, Forms and Agreements Incorporated by Reference	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.042, 373.413, F.S.	40D-4.101 -- Content of Application	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable

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Sections 373.042, 373.403, 373.413, 373.416, 373.426, 373.427, F.S.	40D-4.301 -- Conditions for Issuance of Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.016, 373.042, 373.409, 373.413, 373.414, 373.416, 373.426, F.S.	40D-4.302 -- Additional Conditions for Issuance of Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.416, F.S.	40D-4.321 -- Duration of Permit	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.416(1), 373.429, F.S.	40D-4.331 -- Modification of Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.429, 373.430(1), F.S.	40D-4.341 -- Revocation or Cancellation of Permit	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.416(2), 403.805, F.S.	40D-4.351 -- Transfer of Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.042, 373.403, 373.409, 373.413, 373.414, 373.416, 373.426, F.S.	40D-4.381 -- General Conditions	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.036, 373.0361, 373.042, 373.0421, F.S.	40D-8.041 -- Minimum Flows	No	Not Applicable	Not Applicable	Clarify and increase efficiency	Identified on previous ARP, but not yet initiated.	Not Applicable

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Sections 373.036, 373.042, 373.0421, 373.086, 373.709, F.S.	40D-8.624 -- Guidance and Minimum Levels for Lakes	No	Not Applicable	Not Applicable	Simplify, clarify and increase efficiency	FAR Issue Vol. 41/No. 134, July 13, 2015; FAR Issue Vol. 41/No. 82, April 28, 2015; FAR Issue Vol. 41/No. 116, June 16, 2015	Not Applicable
Sections 373.0363(4), 373.705(3), 373.707(1), 373.707(8), F.S.	40D-26.021 -- Definitions	No	Not Applicable	Not Applicable	Clarify	Not Applicable	Not Applicable
Sections 373.0363(4), 373.705(3), 373.707(1), 373.707(8), F.S.	40D-26.091 -- Publications Incorporated by Reference	No	Not Applicable	Not Applicable	Clarify	Not Applicable	Not Applicable
Sections 373.0363(4), 373.0363.705(3), 373.0363.707(1), 373.0363.707(8), F.S.	40D-26.401 -- FARMS Cost-Share Rates	No	Not Applicable	Not Applicable	Simplify, clarify and increase efficiency	Not Applicable	Not Applicable
Sections 373.413, 373.416, 373.419, 403.031(3), F.S	40D-40.021 -- Definitions	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, 373.427, F.S.	40D-40.040 -- General Environmental Resource Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-40.044 General Permit for Site Conditions Assessment	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable

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Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-40.112 Content of Application for General Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.427, F.S.	40D-40.301 -- Conditions for Issuance of General Permits for Minor Surface Water Management Systems	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.079(4)(a), 373.083(5), 373.413, 373.414, 373.416, 373.419, F.S.	40D-40.302 -- Conditions for Issuance of General Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.416, 373.419(2), F.S.	40D-40.321 -- Duration of Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.416(1), 373.429, F.S.	40D-40.331 -- Modification of Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.416(2), F.S.	40D-40.351 -- Transfer of Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.079(4)(a), 373.083(5), 373.117, 373.413, 373.414, 373.416, 373.419, F.S.	40D-40.381 -- General Conditions	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.021 -- Definitions	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable

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Sections 120.54(5), 373.118, 373.413, 373.414, 373.416, 373.426, F.S.	40D-400.205 -- Processing Procedures for Noticed General Permits Under Chapter 40D-400, F.A.C.	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, 373.429, F.S.	40D-400.215 -- General Conditions for All Noticed General Permits	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.026, 373.043, 373.046, 373.118, 373.403, 373.413, 373.416, 373.417, 373.418, 373.419, 373.422, 373.423, 373.426, F.S.	40D-400.417 -- General Permit for Installation, Alteration, or Maintenance of Boat Ramps and Associated Accessory Docks	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.427 -- General Permit for Certain Piers and Associated Structures	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.431 -- General Permit for Installation of Riprap	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.437 -- General Permit for the Installation of Fences	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.439 -- General Permit for the Construction or Maintenance of Culverted Driveway or Roadway Crossings and Bridges of Artificial Waterways	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable

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Sections 373.413, 373.416, 373.426, F.S.	40D-400.443 -- General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Bridge Alteration, Replacement, Maintenance and Operation	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.416, 373.426 , F.S.	40D-400.447 -- General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Activities Within Existing Rights-of-Way or Easements	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.453 -- General Permit for Installation, Maintenance, Repair and Removal of Underground Cable, Conduit, or Pipeline	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.455 -- General Permit for the Construction of Aerial Pipeline, Cable, or Conduit Crossings of Certain Waters	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.457 -- General Permit for Subaqueous Utility Crossings of Artificial Waterways	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.463 -- General Permit for the Construction and Operation of Culverts and Associated Water Control Structures in Mosquito Control Impoundments by Governmental Mosquito Control Agencies	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable

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Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.467 -- General Permit for Breaching Mosquito Control Impoundments by Governmental Mosquito Control Agencies	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.475 -- General Permit for Minor Activities	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.019, 373.026, 373.043, 373.046, 373.109, 373.117, 373.118, 373.119, 373.123, 373.129, 373.136, 373.403, 373.409, 373.413-.443, F.S.	40D-400.483 -- General Permit to the Department to Conduct Minor Activities	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.485 -- General Permit to the Department for Environmental Restoration or Enhancement	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.019, 373.026, 373.043, 373.046, 373.109, 373.117, 373.118, 373.119, 373.123, 373.129, 373.136, 373.403, 373.409, 373.413-.443, F.S.	40D-400.487 -- General Permit to the Department to Change Operating Schedules for Department Water Control Structures	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.419, F.S.	40D-400.491 -- Noticed General Permit for Raising the Height of Existing Earthen Embankments for Impoundments at Facilities for Mining Sand and Limestone	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.419, F.S.	40D-400.492 -- Noticed General Permit for Prospecting	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.495 -- General Permit to U.S. Forest Service for Minor Works within National Forests	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable

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Sections 373.413, 373.414, 373.416, 373.419, F.S.	40D-400.500 -- General Permit for Construction, Operation, Maintenance, Alteration, Abandonment or Removal of Minor Silvicultural Surface Water Management Systems	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable
Sections 373.413, 373.414, 373.416, 373.419 , F.S.	40D-400.550 -- General Permit for Construction, Operation and Maintenance of Nonproduction-related Agricultural Facilities	No	Not Applicable	Not Applicable	Unnecessary or redundant	Not Applicable	Not Applicable

**CERTIFICATION OF ANNUAL REGULATORY PLAN FOR 2015-2016
FOR THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT**

We hereby certify:

That we have reviewed the Southwest Florida Water Management District's (District) Annual Regulatory Plan for 2015-2016, prepared in compliance with Section 120.74, F.S.; and

That the District regulatory reviews all of its rules to determine if its rules remain consistent with the District's rulemaking authority and the laws implemented, and conducted such a review most recently as of July 1, 2015.



MICHAEL A. BABB
CHAIR



KAREN E. WEST
GENERAL COUNSEL

September 29, 2015

Date