



DEPARTMENT OF THE ARMY  
JACKSONVILLE DISTRICT CORPS OF ENGINEERS  
MIAMI REGULATORY OFFICE  
9900 SOUTHWEST 107<sup>th</sup> AVENUE, SUITE 203  
MIAMI, FLORIDA 33176

REPLY TO  
ATTENTION OF

November 6, 2019

South Permits Branch  
Miami Permits Section  
SAJ- 2019-01882 (LP-AG)

Village of Palmetto Bay  
c/o Edward Silva  
9705 E Hibiscus Street  
Palmetto Bay, Florida 33157

Dear Mr. Silva:

This is in reference to your request for a Department of the Army (DA) permit to perform work in or affecting waters of the United States. If you determine the permit provided is acceptable in its entirety and you have chosen to proceed with the authorized activity, then upon recommendation of the Chief of Engineers, pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. §403), and Section 404 of the Clean Water Act of 1972 (33 U.S.C. § 1344) you are authorized under a Letter of Permission

to remove an existing concrete slab boat ramp totaling 89 ft<sup>2</sup> below MHW;

to construct a 1,430 square foot concrete viewing pier extending out from the northeastern corner of the property, supported by 43- 12" concrete piles, with a 6 foot wide by 124 foot long access walkway connecting to a 690 square foot terminal platform. The entire structure will have a 41 inch high permanent concrete railing along its entire perimeter and will be elevated to + 5.0 feet above the mean high water line. In addition, the pier will include safety lights as aids to navigation so as to avoid accidental collisions by small watercraft that may be able to access this shallow area as well as "no fishing" signage;

to install shoreline stabilization along 85 linear feet of the eastern shoreline, with 22 cubic yards of limestone riprap boulders at a stable slope within 425 square feet of shoreline extending out to a maximum of 5 feet waterward of the mean high water (MHW) line. The limerock riprap will be hand placed in the areas around the existing mangroves along this shoreline so as to avoid any impacts these resources. No impacts to any protected natural resources are anticipated from the rip rap placement; and

to temporarily deployment of floating turbidity barriers during the construction phase. Work is in U.S. navigable waters in accordance with the enclosed site plans (16 pages).

The project site is located at 17301 Old Cutler Road in Section 35, Township 55 South, Range 40 East, Palmetto Bay, FL 33157. (Folio # 33-5035-001-0120)

Latitude: 25.610500°  
Longitude: -80.306753 °

The project must be completed in accordance with the enclosed construction drawings (16 pgs.), date stamped by the U.S. Army Corps of Engineers on October 11, 2019 and the general and special conditions which are incorporated in, and made a part of, the permit.

**Special Conditions:**

**1. Reporting Address:** The Permittee shall submit all reports, notifications, documentation and correspondence required by the general and special conditions of this permit to either (not both) of the following addresses:

a. For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Special Projects and Enforcement Branch, 9900 SW 107th Ave., Suite 203, Miami, FL 33176-2785.

b. For electronic mail SAJ-RD-Enforcement@usace.army.mil(not to exceed 10 MB). The Permittee shall reference this permit number, SAJ-2019-01882 (LP-AG), on all submittals.

**2. Commencement notification:** Within ten (10) days from the date of initiating the authorized work, the Permittee shall provide to the Corps a written notification of the date of commencement of work authorized by this permit.

**3. Posting of permit:** The Permittee shall ensure that all contractors, sub-contractors, and entities associated with the implementation of the project review, understand, and comply with the approved plans and special conditions made part of this permit. The Permittee shall inform all parties associated with the activity of the construction area boundaries, and the location of adjacent wetlands to be avoided. Complete copies of the permit and approved plans shall be available at the construction site at all times.

Failure to comply with the approved plans and permit special conditions may subject the Permittee to enforcement action.

**4. Cultural resources/Historic properties:**

a. No structure or work shall adversely affect impact or disturb properties listed in the National Register of Historic Places (NRHP) or those eligible for inclusion in the NRHP.

b. If during the ground disturbing activities and construction work within the permit area, there are archaeological/cultural materials encountered which were not the subject of a previous cultural resources assessment survey (and which shall include, but not be limited to: pottery, modified shell, flora, fauna, human remains, ceramics, stone tools or metal implements, dugout canoes, evidence of structures or any other physical remains that could be associated with Native American cultures or early colonial or American settlement), the Permittee shall immediately stop all work and ground-disturbing activities within a 100-meter diameter of the discovery and notify the Corps within the same business day (8 hours). The Corps shall then notify the Florida State Historic Preservation Officer (SHPO) and the appropriate Tribal Historic Preservation Officer(s) (THPO(s)) to assess the significance of the discovery and devise appropriate actions.

c. Additional cultural resources assessments may be required of the permit area in the case of unanticipated discoveries as referenced in accordance with the above Special Condition ; and if deemed necessary by the SHPO, THPO(s), or Corps, in accordance with 36 CFR 800 or 33 CFR 325, Appendix C (5). Based, on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend or revoke the permit in accordance with 33 CFR Part 325.7. Such activity shall not resume on non-federal lands without written authorization from the SHPO for finds under his or her jurisdiction, and from the Corps.

d. In the unlikely event that unmarked human remains are identified on non-federal lands, they will be treated in accordance with Section 872.05 Florida Statutes. All work and ground disturbing activities within a 100-meter diameter of the unmarked human remains shall immediately cease and the Permittee shall immediately notify the medical examiner, Corps, and State Archeologist within the same business day (8-hours). The Corps shall then notify the appropriate SHPO and THPO(s). Based, on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend or revoke the permit in accordance with 33 CFR Part 325.7. Such activity shall not resume without written authorization from the State Archeologist and from the Corps.

**5. Erosion control:** Prior to the initiation of any work authorized by this permit, the Permittee shall install erosion control measures around all work areas to prevent the displacement of fill material. Immediately after completion of the final grading of the land surface, all slopes, land surfaces, and filled areas adjacent to wetlands shall be stabilized using sod, degradable mats, or a combination of similar stabilizing materials to prevent erosion. The erosion control measures shall remain in place and be maintained until all authorized work has been completed and the site has been stabilized.

**6. Clean fill:** The Permittee shall use only clean fill material for this project. The fill material shall be free from items such as trash, debris, automotive parts, asphalt, construction materials, concrete block with exposed reinforcement bars, and soils contaminated with any toxic substance, in toxic amounts in accordance with Section 307 of the Clean Water Act.

**7. Agency Changes/Approvals:** Should any other agency require and/or approve changes to the work authorized or obligated by this permit, the Permittee is advised a modification to this permit instrument is required prior to initiation of those changes. It is the Permittee's responsibility to request a modification of this permit from the Miami Permits Section. The Corps reserves the right to fully evaluate, amend, and approve or deny the request for modification of this permit.

**8. ASSURANCE OF NAVIGATION AND MAINTENANCE:** The Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.

**9. Self-Certification:** Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the attached "Self-Certification Statement of Compliance" form and submit it to the Corps. In the event that the completed work deviates in any manner from the authorized work, the Permittee shall describe the deviations between the work authorized by this permit and the work as constructed on

the "Self-Certification Statement of Compliance" form. The description of any deviations on the "Self-Certification Statement of Compliance" form does not constitute approval of any deviations by the Corps.

**10. Manatee Conditions:** The Permittee shall abide by the enclosed standard construction conditions designed to protect the endangered West Indian manatee, 2011.

**11. Construction Location:** Project construction shall take place from uplands or from floating equipment (e.g., barge); prop or wheel-washing is prohibited.

**12. Signage:** The applicant has agreed to install signage on the structure prohibiting fishing from the structure.

**13. JAXBO:** Jacksonville District Programmatic Biological Opinion (JAXBO), November 2017, Project Design Criteria (PDCs): Structures authorized under this permit must comply with all applicable PDCs, based on the permitted activity, as required by JAXBO. Please note that failure to comply with the applicable PDCs, where a take of listed species occurs, would constitute an unauthorized take, and noncompliance with this permit. The NMFS is the appropriate authority to enforce the terms and conditions of JAXBO. The most current version of JAXBO can be accessed at the Jacksonville District Regulatory Division internet webpage in the Endangered Species section of the Sourcebook located at:  
<http://www.saj.usace.army.mil/Missions/Regulatory/SourceBook.aspx>

Note - JAXBO may be subject to revision at any time. The most recent version of these conditions must be utilized during the design and construction of the permitted work. In accordance with the Endangered Species Act, and for those projects which do not comply with JAXBO, the Corps will seek individual consultation with the NMFS.

Note - some authorized activities may deviate from the PDCs. In cases, where the activity (i.e., structure dimensions, length, etc.) deviates from the PDCs, the permit drawings shall supersede the PDCs.

For each of the following authorized activities subject of this permit, the permittee shall adhere to the following PDCs, which are attached to, and made part of, this authorization/verification letter:

Activity 1 - Shoreline Stabilization: (AP.1-14; A1.1-12; S.1; S.2; S.4)

Activity 2 - Pile-supported Structures and Anchored Buoys: (AP.1-14; A2.1-16; S.1; S.2; S.4)

If the work authorized is not completed on or before November 6, 2024, authorization, if not previously revoked or specifically extended, shall cease and be null and void.

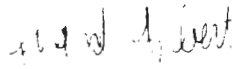
**Instructions for Objecting to Permit Terms and Conditions:** This letter contains an initial proffered permit for your proposed project/permit application. If you object to certain terms and conditions contained within the permit, you may request that the permit be modified. Enclosed you will find a Notification of Administrative Appeal Options and Process fact sheet and Request for Appeal (RFA) form. If you choose to object to certain terms and conditions of the permit, you must follow the directions provided in Section 1, Part A and submit the completed RFA form to the letterhead address.

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete, that it meets the criteria under 33 CFR Part 331.5, and that it has been received by the District office within 60 days of the date of the RFA. Should you decide to submit an RFA form, it must be received at the letterhead address by December 5, 2019.

Should you have any questions regarding this letter, please contact the project manager Albert Gonzalez in writing the letterhead address, by telephone at 305-779-6055, or by email at [albert.gonzalez@usace.army.mil](mailto:albert.gonzalez@usace.army.mil).

The Corps Jacksonville District Regulatory Division is committed to improving service to our customers. We strive to perform our duty in a friendly and timely manner while working to preserve our environment. We invite you to visit [http://corpsmapu.usace.army.mil/cm\\_apex/f?p=regulatory\\_survey](http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey) and complete our automated Customer Service Survey. Your input is appreciated – favorable or otherwise.

BY AUTHORITY OF THE SECRETARY OF THE ARMY:



For Andrew D. Kelly Jr.  
Colonel, U.S. Army  
District Commander

Enclosures:

General Conditions  
Self-certification statement of compliance  
Permit transfer form  
Site plans date-stamped by the Corps on 11 October 2019  
Manatee Construction Conditions  
Seaturtle/Sawfish Construction Conditions  
PDCs for In-Water Activities  
PDC for Activity 1  
PDC for Activity 2

Copies Furnished:

Stantec, George Burke

REQUEST PERMIT TRANSFER: PERMIT NUMBER: SAJ- 2019-01882 (LP-AG)

When the structures or work verified by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, the present permittee and the transferee should sign and date below. This document must then be provided to the U.S. Army Corps of Engineers, Regulatory Division, Post Office Box 4970, Jacksonville, Florida 32232-0019.

\_\_\_\_\_  
(TRANSFEREE SIGNATURE)

\_\_\_\_\_  
(DATE)

\_\_\_\_\_  
(Name - Printed)

\_\_\_\_\_  
Lot/Block of site

\_\_\_\_\_  
(Street Address)

\_\_\_\_\_  
(City, State, and Zip Code)

**Flood Plain Information:**

This Department of the Army permit does not give absolute authority to perform the work as specified on your application. The proposed work may be subject to local building restrictions. You should contact the local office in your area that issues building permits to determine if your site is located in a flood-prone or floodway area, and if you must comply with the local building requirements mandated by the National Flood Insurance Program. If your local office cannot provide you the necessary information, you may request a flood hazard evaluation of the site by providing this office with a letter and a small scale map showing the location of the site. The request should be addressed to the **Chief, Flood Control and Floodplain Management Branch, Jacksonville District, U.S. Army Corps of Engineers, P.O. Box 4970, Jacksonville, Florida 32232-0019**. Phone inquiries may be made at 904-232-2515.



GENERAL CONDITIONS  
33 CFR PART 320-330  
PUBLISHED FR DATED 13 NOVEMBER 1986

1. The time limit for completing the work authorized ends on **the date noted in the permit letter**. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.
6. You must allow a representative from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

**NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL**

Applicant: Village of Palmetto Bay c/o Edward Silva 9705 E Hibiscus Street Palmetto Bay, Florida 33157		File Number: SAJ- 2019-01882 (LP-AG)	Date: November 6, 2019
Attached is:			See Section below
X	INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission)	A	
	PROFFERED PERMIT (Standard Permit or Letter of permission)	B	
	PERMIT DENIAL	C	
	APPROVED JURISDICTIONAL DETERMINATION	D	
	PRELIMINARY JURISDICTIONAL DETERMINATION	E	

**SECTION I - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at [http://www.usace.army.mil/CECW/Pages/reg\\_materials.aspx](http://www.usace.army.mil/CECW/Pages/reg_materials.aspx) or Corps regulations at 33 CFR Part 331.**

**A: INITIAL PROFFERED PERMIT:** You may accept or object to the permit.

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.

- **OBJECT:** If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

**B: PROFFERED PERMIT:** You may accept or appeal the permit

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.

- **APPEAL:** If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**C: PERMIT DENIAL:** You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**D: APPROVED JURISDICTIONAL DETERMINATION:** You may accept or appeal the approved JD or provide new information.

- **ACCEPT:** You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.
- **APPEAL:** If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT**

**REASONS FOR APPEAL OR OBJECTIONS:** (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

**ADDITIONAL INFORMATION:** The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

**POINT OF CONTACT FOR QUESTIONS OR INFORMATION:**

If you have questions regarding this decision and/or the appeal process you may contact:

**Project Manager as noted in letter**

If you only have questions regarding the appeal process you may also contact:

**Philip Shannin- 404-562-5136**

**RIGHT OF ENTRY:** Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15 day notice of any site investigation, and will have the opportunity to participate in all site investigations.

\_\_\_\_\_  
Signature of appellant or agent.

Date:

Telephone number:



**SFWMD NOTICE GENERAL PERMIT NO. 15431**  
(NON-ASSIGNABLE)

DATE ISSUED: **September 27, 2019**

Rev. 9/99

AUTHORIZING: **CONSTRUCTION OF A CONCRETE VIEWING PIER AND WALKWAY AND REMOVAL OF A BOAT RAMP WITHIN THE SOUTH RIGHT OF WAY OF C-100 APPROXIMATELY 400' EAST OF DISTRICT WATER CONTROL STRUCTURE S-123.**

LOCATED IN: **MIAMI-DADE COUNTY, SECTION 35 TOWNSHIP 55S RANGE 40E**

ISSUED TO: **VILLAGE OF PALMETTO BAY  
9705 EAST HIBISCUS STREET  
PALMETTO BAY, FL 33157**

This permit is issued pursuant to Application No. **19-0802-3** dated **August 2, 2019** and permittee's agreement to hold and save the South Florida Water Management District and its successors harmless from any and all damages, claims or liabilities which may arise by reason of the construction, maintenance or use of the work or structure involved in the Permit. Said application, including all plans and specifications attached thereto, is by reference made a part hereof. The permittee, by acceptance of this permit, hereby agrees that he/she shall promptly comply with all orders of the District and shall alter, repair or remove his/her use solely at his/her expense in a timely fashion. Permittee shall comply with all laws and rules administered by the District. This permit does not convey to permittee any property rights nor any rights or privileges other than those specified herein, nor relieve the permittee from complying with any law, regulation, or requirement affecting the rights of other bodies or agencies. All structures and works installed by permittee hereunder shall remain the property of the permittee.

This permit is issued by the District as a revocable license to use or occupy District works or lands. It does not create any right or entitlement, either legal or equitable, to the continued use of the District works or lands. Since this permit conveys no right to the continued use of the District works or lands, the District is under no obligation to transfer this permit to any subsequent party. By acceptance of this permit, the permittee expressly acknowledges that the permittee bears all risk of loss as a result of revocation of this permit.

**WORK PROPOSED MUST BE COMPLETED ON OR BEFORE September 30, 2020.**

Otherwise, this permit is void and all rights there under are automatically canceled unless permittee applies for, in writing, a request for extension to the construction period and such request is received by the District on or before the expiration date and such request is granted, in writing, by the District.

**SPECIAL CONDITIONS (SPECIFIC PROJECT CONDITIONS) AND LIMITING CONDITIONS ON ATTACHED SHEETS ARE A PART OF THIS DOCUMENT.**

FILED ON September 27, 2019  
BY Eliu Cueto  
DEPUTY CLERK

BY: [Signature]  
John Hixenbaugh, J.D., AICP CUD  
Section Administrator  
Right of Way Section

Original Mailed to Permittee on 9-27-19 by Eliu Cueto

C: Joseph Hale  
MIAMI FIELD STATION  
(305) 513-3420, Extension 7126

Copy to: Stantec Consulting Services, Inc.  
ATTN: George Burke  
901 Ponce De Leon Blvd.  
Coral Gables, FL 33134

# PERMIT NO. 15431

September 27, 2019

## SPECIAL CONDITIONS ARE AS FOLLOWS:

1. PRIOR TO COMMENCEMENT OF CONSTRUCTION OR UTILIZATION OF THE DISTRICT'S RIGHT OF WAY, PERMITTEE SHALL SCHEDULE AND HOLD A PRE-CONSTRUCTION MEETING WITH THE DISTRICT'S FIELD REPRESENTATIVE LISTED ON THE FACE OF THIS PERMIT. NO WORK WITHIN THE RIGHT OF WAY SHALL BE AUTHORIZED WITHOUT FIRST HAVING A MEETING AT WHICH PERMITTEE SHALL BE REQUIRED TO OBTAIN NOTICE TO PROCEED FROM THE FIELD REPRESENTATIVE. PERMITTEE SHALL PREPARE AND PRESENT THE FOLLOWING AT THE MEETING: A) COPIES OF ALL PERMITS THAT MUST BE OBTAINED PRIOR TO THE START OF CONSTRUCTION; B) CONTACT INFORMATION FOR PERMITTEE, THE CONTRACTOR AND/OR THIRD-PARTY INDEPENDENT INSPECTOR, INCLUDING TELEPHONE NUMBERS, EMAIL ADDRESSES AND PHYSICAL ADDRESSES; C) WRITTEN INVENTORY OF ALL VEHICLES AND/OR EQUIPMENT BY TYPE TO ENTER UPON THE RIGHT OF WAY; D) WRITTEN PROCEDURES FOR VACATING THE RIGHT OF WAY WITHIN 24 HOURS NOTICE FROM THE DISTRICT; AND E) CONTACT INFORMATION FOR PERSONS AND/OR VENDORS RESPONSIBLE FOR EMERGENCY VACATION FROM THE RIGHT OF WAY. PERMITTEE SHALL PROVIDE, PREPARE AND/OR PRESENT ANY OTHER DOCUMENTATION, AS MAY BE DIRECTED BY THE FIELD REPRESENTATIVE, IN PREPARATION FOR THE PRECONSTRUCTION MEETING.
2. PRIOR TO THE SCHEDULING OF THE PRE-CONSTRUCTION MEETING, APPLICANT SHALL BE REQUIRED TO OFFICIALLY RECORD THE THREE (3) ORIGINAL EASEMENTS GRANTED TO THE DISTRICT UNDER THE LOCAL GOVERNMENTAL AGREEMENT (NO. OT060206). IN ADDITION, PERMITTEE SHALL ALSO INCLUDE THE AMENDED CHANGES TO THE ACCESS EASEMENT REFERENCED UNDER "DESCRIPTION 3" OF THE ABOVE MENTIONED LOCAL GOVERNMENTAL AGREEMENT TO REFLECT THE CHANGES INDICATED ON THE SURVEY DOCUMENT ATTACHED HEREIN.
3. PRIOR TO THE COMMENCEMENT OF ANY WORK WITHIN THE CANAL, PERMITTEE SHALL BE REQUIRED TO REMOVE ALL IDENTIFIED ENCROACHMENTS LOCATED WITHIN THE DISTRICT'S ACCESS EASEMENT.
4. IMMEDIATELY UPON COMPLETION OF THE AUTHORIZED WORK, PERMITTEE SHALL CONTACT THE DISTRICT'S FIELD REPRESENTATIVE LISTED ON THE FACE OF THIS PERMIT TO SCHEDULE A FINAL INSPECTION. PERMITTEE SHALL BE REQUIRED TO ATTEND THE FINAL INSPECTION AND PROVIDE COPIES OF ANY DELIVERABLES (E.G., CLOSED BUILDING PERMIT, CERTIFIED AS-BUILT DRAWINGS, ETC.) REQUIRED BY THIS PERMIT AT THAT TIME. PERMITTEE SHALL CORRECT ANY DEFICIENCIES IDENTIFIED DURING THE INSPECTION WITHIN THE TIMEFRAME AND IN THE MANNER DIRECTED BY THE DISTRICT'S FIELD REPRESENTATIVE.
5. PRIOR TO THE SCHEDULING OF THE FINAL INSPECTION, PERMITTEE SHALL REMOVE THE PREVIOUSLY AUTHORIZED BOAT RAMP IN ITS ENTIRETY, AND RESHAPE/RESTORE THE DISTRICT'S RIGHT OF WAY TO ORIGINAL OR BETTER CONDITIONS. UPON REMOVAL OF THE SUBJECT BOAT RAMP, RIGHT OF WAY PERMIT 12455 WHICH ORIGINALLY AUTHORIZED THE BOAT RAMP, SHALL BE CANCELLED.
6. PERMITTEE SHALL BE SOLELY LIABLE FOR DAMAGE TO DISTRICT FACILITIES AS WELL AS DAMAGE AND LOSSES CAUSED TO OTHERS AS A RESULT OF DAMAGE TO DISTRICT FACILITIES IN THE EVENT THAT ANY PORTION OF THE AUTHORIZED WORK IS PROJECTED WESTWARD INTO DISTRICT FACILITIES DURING A STORM OR FLOODING EVENT.
7. PERMITTEE SHALL BE RESPONSIBLE FOR THE IMMEDIATE REMOVAL OF ANY/ALL DAMAGED SECTIONS OF THE AUTHORIZED VIEWING PIER AND WALKWAY THAT MAY BECOME DETACHED OR SUBMERGED WITHIN THE DISTRICT'S RIGHT OF WAY.
8. PERMITTEE SHALL BE RESPONSIBLE FOR MAINTAINING THE DISTRICT'S RIGHT OF WAY AND ACCESS EASEMENTS, AS WELL AS THE ADJACENT CANAL BANK WITHIN THE LIMITS OF THE THALATTA ESTATE PARK. PERMITTEE MAINTENANCE REQUIREMENTS SHALL INCLUDE, BUT NOT BE LIMITED TO, MOWING, INSTALLATION OF SOD OR SEED, REMOVAL OF EXOTIC VEGETATION AND/OR BANK STABILIZATION WHEN REQUIRED BY THE DISTRICT.
9. THE DISTRICT SHALL NOT BE RESPONSIBLE FOR ANY DAMAGE OR LOSS TO ANY IMPROVEMENTS AND/OR RELATED APPURTENANCES AUTHORIZED BY THIS PERMIT, RESULTING FROM DISTRICT USE, OPERATION (E.G., WATER FLOWS, FLUCTUATIONS AND OPERATIONS OF ITS STRUCTURES), ACTIVITY AND/OR MAINTENANCE OF OR IN ITS RIGHTS OF WAY OR OTHER WORKS OF THE DISTRICT.
10. THE VIEWING PIER AND WALKWAY SHALL NOT EXTEND INTO THE CANAL MORE THAN 25% OF THE ENTIRE WIDTH OF THE CANAL (AS MEASURED FROM EITHER MEAN HIGH WATER OR BULKHEAD LINE, WHICHEVER APPLIES).
11. IT IS RECOMMENDED THAT PERMITTEE CONSTRUCT THE VIEWING PIER AND WALKWAY WITH A LOW MEMBER ELEVATION MEASURING 3.5 FEET ABOVE THE ELEVATION OF THE WATER SURFACE AT MEAN HIGH TIDE TO MINIMIZE THE POTENTIAL FOR 1) DAMAGE DURING HIGH WATER FLOWS AND FLUCTUATIONS, AND 2) DEBRIS COLLECTION.
12. THIS AUTHORIZATION DOES NOT ALLOW FOR THE MOORING OF ANY VESSELS/WATERCRAFT AT ANYTIME.
13. THE VIEWING PIER AND WALKWAY SHALL NOT BE MODIFIED TO INCORPORATE WALLS OR SIMILAR ENCLOSURES WHETHER SOLID, PARTLY SOLID, SCREENED OR TRANSPARENT, REGARDLESS OF THE TYPE OF MATERIAL TO

# PERMIT NO. 15431

September 27, 2019

## CONTINUED SPECIAL CONDITIONS ARE AS FOLLOWS:

BE USED.

14. PERMITTEE SHALL NOT USE OR ALLOW ANY PORTION OF THE VIEWING PIER AND/OR WALKWAY TO BE USED AS EITHER A TEMPORARY OR PERMANENT PLACE OF RESIDENCE, NOR SHALL PERMITTEE MOOR OR ALLOW THE MOORING OF HOUSEBOATS OR OTHER VESSELS BEING USED AS EITHER A TEMPORARY OR PERMANENT PLACE OF RESIDENCE.
15. BY ACCEPTANCE OF THIS PERMIT THE PERMITTEE SPECIFICALLY ACKNOWLEDGES THAT: A) ALL TREES AND PLANTINGS APPEARING ON THE PERMIT DRAWINGS ARE TO BE CONSIDERED AS UNAUTHORIZED; B) PRIOR DISTRICT WRITTEN APPROVAL IS REQUIRED BEFORE PLACING ANY ADDITIONAL TREES OR PLANTINGS WITHIN THE DISTRICT'S CANAL RIGHT OF WAY; C) THAT FUTURE REQUESTS FOR TREES WITHIN FORTY FEET OF THE TOP OF THE CANAL BANK WILL BE DENIED. PERMITTEE IS PUT ON NOTICE THAT THIS PERMIT DOES NOT AUTHORIZE THE REPLACEMENT OF THE EXISTING UNAUTHORIZED TREES OR PLANTINGS WHICH DIE, BECOME DISEASED OR DAMAGED.
16. IN ISSUING THIS PERMIT, THE DISTRICT IS NOT RELINQUISHING ANY OF ITS RIGHTS; PARTICULARLY ITS RIGHT TO USE THE CANAL RIGHT OF WAY FOR ACCESS TO PERFORM MAINTENANCE OPERATIONS ALONG THE CANAL. THESE MAINTENANCE OPERATIONS MAY INCLUDE, BUT ARE NOT LIMITED TO, INSPECTIONS, POST STORM RECOVERY OPERATIONS, TREE AND VEGETATION MANAGEMENT PROJECTS OR CHANNEL, BANK OR SHORELINE IMPROVEMENT PROJECTS AND ALSO INCLUDE FUTURE CANAL IMPROVEMENT INITIATIVES.
17. THE DISTRICT RESERVES THE RIGHT TO REMOVE ANY AND ALL LANDSCAPING WITHIN ITS RIGHT OF WAY AND/OR ACCESS EASEMENTS, (E.G., TREES, SHRUBS, ETC.) WHEN THE DISTRICT, IN ITS SOLE DISCRETION, DETERMINES THAT SUCH LANDSCAPING MUST BE REMOVED TO ENSURE APPROPRIATE MAINTENANCE AND OPERATION OF ITS FLOOD CONTROL SYSTEM. THE DISTRICT MAY, BUT IS NOT REQUIRED TO, PROVIDE NOTICE TO THE PERMITTEE IN ADVANCE OF SUCH REMOVAL. UPON REMOVAL OF ANY LANDSCAPING AUTHORIZED BY THIS PERMIT, THE PERMIT SHALL BE RENDERED NULL AND VOID AS TO AUTHORIZATION TO INSTALL LANDSCAPING WITHIN THE RIGHT OF WAY (I.E., THE LANDSCAPING THAT IS REMOVED BY THE DISTRICT MAY NOT BE REINSTALLED BY THE PERMITTEE).
18. THE DISTRICT ASSUMES NO RESPONSIBILITY FOR ANY TREES OR PLANTINGS WITHIN ITS RIGHTS OF WAY AND/OR ACCESS EASEMENTS THAT MAY BE DAMAGED AS A RESULT OF THE DISTRICT'S CONSTRUCTION OR MAINTENANCE ACTIVITIES.
19. THE DISTRICT'S FIELD REPRESENTATIVE SHALL HAVE SOLE AUTHORITY TO DETERMINE WHETHER PERMITTEE'S METHODS OF CONSTRUCTION, INTERIM WORK, CONSTRUCTION ACTIVITY OR USE OF THE RIGHT OF WAY IS IN CONFORMANCE WITH THE PERMIT AUTHORIZATION, INCLUDING TERMS AND CONDITIONS, THE APPLICATION, RESPONSES OR STATEMENTS MADE BY PERMITTEE DURING APPLICATION PROCESSING, AND SUPPORTING DOCUMENTS INCORPORATED INTO THE PERMIT FILE. IF THE DISTRICT'S FIELD REPRESENTATIVE DETERMINES THAT PERMITTEE'S ACTIVITIES ARE NOT IN CONFORMANCE, HE/SHE SHALL ISSUE A STOP WORK ORDER TO PERMITTEE UNTIL SUCH NONCONFORMANCE HAS BEEN RESOLVED TO THE SATISFACTION OF THE DISTRICT. IF PERMITTEE CHOOSES TO PROCEED WITH THE WORK AUTHORIZED BY THIS PERMIT, PERMITTEE ACKNOWLEDGES THIS CONDITION AND AGREES TO CEASE ALL ACTIVITY IN THE DISTRICT'S RIGHT OF WAY IMMEDIATELY UPON RECEIPT OF THE STOP WORK ORDER.
20. PERMITTEE AND/OR THE PERMITTEE'S CONTRACTORS SHALL ALWAYS MAINTAIN THE DISTRICT'S ACCESS EASEMENT THROUGHOUT THE DURATION OF THE PROJECT. IF, IN PERMITTEE'S OPINION, IT WILL BE NECESSARY FOR THE DISTRICT'S ACCESS EASEMENT TO BE BLOCKED, IMPEDED OR ALTERED AT ANY TIME, PERMITTEE SHALL SUBMIT A WRITTEN REQUEST TO THE DISTRICT SETTING FORTH THE PROPOSED ACTIVITIES THAT WILL RESULT IN OBSTRUCTION OF THE RIGHT OF WAY AND THE DATES THAT THE RIGHT OF WAY WILL BE RENDERED INACCESSIBLE. WRITTEN PERMISSION FROM THE DISTRICT SHALL BE REQUIRED PRIOR TO COMMENCEMENT OF PERMITTEE'S PROPOSED OBSTRUCTION OF THE RIGHT OF WAY. THE DISTRICT, AT ITS SOLE DISCRETION, RESERVES THE RIGHT TO APPROVE, APPROVE WITH CONDITIONS OR DENY PERMITTEE'S REQUEST.
21. THE DISTRICT RESERVES THE RIGHT, AT ITS SOLE DISCRETION, TO REQUIRE AN INSPECTION REPORT FROM A PROFESSIONAL ENGINEER OR CONTRACTOR LICENSED IN THE STATE OF FLORIDA AT ANY TIME DURING WHICH THE AUTHORIZED WORK REMAINS IN THE RIGHT OF WAY TO VERIFY THAT THE AUTHORIZED WORK COMPLIES WITH INDUSTRY STANDARDS, PERFORMS THE FUNCTION FOR WHICH IT WAS DESIGNED AND IS SOUND AND POSES NO THREAT TO THE DISTRICT'S RIGHT OF WAY AND/OR OPERATION AND MAINTENANCE OF ITS FLOOD CONTROL SYSTEM. IF THE DISTRICT DETERMINES THAT REPAIR, REPLACEMENT OR REFURBISHMENT OF THE AUTHORIZED WORK IS REQUIRED, PERMITTEE SHALL IMMEDIATELY COMPLY WITH DISTRICT DIRECTION TO SECURE APPROVALS/PERMITS, AS MAY BE REQUIRED, AND TO PERFORM SUCH WORK WITHIN THE TIMEFRAME SET FORTH BY THE DISTRICT.
22. PERMITTEE SHALL NEITHER CONSTRUCT, INSTALL OR PLACE ANY ADDITIONAL IMPROVEMENTS OR LANDSCAPING WITHIN THE DISTRICT'S RIGHT OF WAY AND/OR ACCESS EASEMENTS.

# PERMIT NO. 15431

September 27, 2019

## CONTINUED SPECIAL CONDITIONS ARE AS FOLLOWS:

23. THIS PERMIT SHALL NOT BECOME VALID UNTIL ALL OTHER REQUIRED SOUTH FLORIDA WATER MANAGEMENT DISTRICT, LOCAL, COUNTY AND/OR STATE PERMITS OR OTHER AFFECTED PARTIES' APPROVALS HAVE BEEN OBTAINED. IF THERE IS A CONFLICT BETWEEN THE WORK AUTHORIZED BY THIS PERMIT AND A PERMIT OBTAINED FROM A DIFFERENT PUBLIC OR PRIVATE ENTITY, THE TERMS AND CONDITIONS OF THIS PERMIT SHALL PREVAIL AND HAVE SUPERIORITY.
24. A COPY OF THE PERMIT PACKAGE WILL BE KEPT AT THE JOB SITE UNTIL COMPLETION OF ALL PHASES OF CONSTRUCTION AND APPROVAL OF THE FINAL INSPECTION.
25. PRIOR TO CONTACTING THE DISTRICT FOR A FINAL INSPECTION, PERMITTEE SHALL REMOVE ALL CONSTRUCTION MATERIALS AND DEBRIS FROM THE DISTRICT'S CANAL AND RIGHT OF WAY AND RESTORE THE RIGHT OF WAY TO THE SATISFACTION OF THE DISTRICT. RESTORATION MAY REQUIRE, BUT NOT BE LIMITED TO, GRADING, COMPACTION OF SOIL, PLACEMENT OF SOD, AND/OR INSTALLATION OF BANK STABILIZATION MATERIALS (E.G., RIP RAP, FILTER FABRIC CLOTH, ETC.). PERMITTEE SHALL BE SOLELY LIABLE FOR ALL COSTS ASSOCIATED WITH RESTORATION OF THE RIGHT OF WAY. ALL RESTORATIVE WORK SHALL BE PERFORMED IN COMPLIANCE WITH DISTRICT AND/OR USACE SPECIFICATIONS AND DIRECTION.
26. IF THE IMPROVEMENTS, WORK AND/OR USE AUTHORIZED BY THIS PERMIT (EITHER DURING CONSTRUCTION OR FOLLOWING COMPLETION) RESULT IN ANY DAMAGE TO THE DISTRICT'S RIGHT OF WAY (E.G., SHOALING, EROSION OR WASH-OUT OF ANY AREA IN THE RIGHT OF WAY), DISTRICT FACILITIES AND/OR ANY OTHER FACILITIES (AUTHORIZED OR UNAUTHORIZED), PERMITTEE SHALL BE SOLELY RESPONSIBLE FOR REPAIRING SUCH DAMAGE. IN ADVANCE OF PERFORMING ANY REPAIRS, PERMITTEE SHALL CONSULT WITH THE DISTRICT TO DETERMINE THE APPLICABLE DISTRICT PROCESSES AND REQUIREMENTS WHICH MAY INCLUDE, BUT ARE NOT LIMITED TO, FILING AN APPLICATION FOR A RIGHT OF WAY OCCUPANCY PERMIT TO SECURE AUTHORIZATION TO PERFORM SUCH WORK. PERMITTEE SHALL BE RESPONSIBLE FOR ALL COSTS AND LIABILITY RESULTING FROM SUCH DAMAGE.
27. THE DISTRICT ASSUMES NO RESPONSIBILITY OR LIABILITY FOR ANY DAMAGE OR ADVERSE IMPACT TO IMPROVEMENTS AUTHORIZED BY THIS PERMIT OR TO APPURTENANT REAL AND/OR PERSONAL PROPERTY THAT MAY RESULT FROM DISTRICT USE, OPERATION (E.G., WATER FLOWS, FLUCTUATIONS AND OPERATIONS OF ITS STRUCTURES), ACTIVITY AND/OR MAINTENANCE OF OR IN ITS RIGHTS OF WAY OR OTHER WORKS OF THE DISTRICT.
28. PERMITTEE SHALL NOT STOCKPILE SOIL, MATERIALS OR DEBRIS IN THE RIGHT OF WAY. PERMITTEE SHALL EXERCISE BEST MANAGEMENT PRACTICES TO PREVENT EROSION OR SOILS FROM ENTERING THE CANAL DURING THE AUTHORIZED WORK, INCLUDING, BUT NOT LIMITED TO, THE TEMPORARY INSTALLATION OF SILT FENCE OR OTHER MEANS OF CONTAINMENT ACCEPTABLE TO THE DISTRICT.
29. THE DISTRICT'S REVIEW OF PERMITTEE'S PLANS IS LIMITED TO DETERMINING WHETHER THE PROPOSED WORK WILL IMPACT THE DISTRICT'S OPERATIONS AND MAINTENANCE OF ITS RIGHTS OF WAY OR FLOOD CONTROL SYSTEM. ISSUANCE OF THIS PERMIT BY THE DISTRICT SHALL NOT BE CONSTRUED BY PERMITTEE OR ANY OTHER PARTY AS APPROVAL BY THE DISTRICT OF THE DESIGN, ENGINEERING OR CONSTRUCTION OF THE PROPOSED IMPROVEMENTS. PERMITTEE SHALL BE SOLELY RESPONSIBLE FOR ENSURING THAT THE PROPOSED WORK IS DESIGNED, ENGINEERED AND CONSTRUCTED TO SERVE ITS INTENDED PURPOSE.
30. PERMITTEE SHALL BE SOLELY RESPONSIBLE FOR PERFORMING REGULAR AND ROUTINE INSPECTIONS OF THE IMPROVEMENTS AUTHORIZED BY THIS PERMIT AND CORRECTING ANY DEFICIENCIES TO ENSURE THAT THE IMPROVEMENTS CONTINUE TO COMPLY WITH THE PERMIT AND PERFORM, AS NEEDED, TO PROTECT PUBLIC HEALTH, SAFETY AND WELFARE.

END.

#### **40E-6.381. Limiting Conditions.**

The District's authorization to utilize lands and other works constitutes a revocable license (including both notice general permits and standard permits). In consideration for receipt of that license, Permittees shall agree to be bound by the following standard limiting conditions, which shall be included within all permits issued pursuant to this chapter:

(1) All structures on District works for lands constructed by Permittee shall remain the property of Permittee, who shall be solely responsible for ensuring that such structures and other uses remain in good and safe condition. Permittees are advised that other federal, state and local safety standards may govern the occupancy and use of the District's lands and works. The District assumes no duty with regard to ensuring that such uses are so maintained and assumes no liability with regard to injuries caused to others by any such failure.

(2) Permittee solely acknowledges and accepts the duty and all associated responsibilities to incorporate safety features, which meet applicable engineering practice and accepted industry standards, into the design, construction, operation and continued maintenance of the permitted facilities/authorized use. This duty shall include, but not be limited to, Permittee's consideration of the District's regulation and potential fluctuation, without notice, of water levels in canals and works, as well as the Permittee's consideration of upgrades and modifications to the permitted facilities/authorized use which may be necessary to meet any future changes to applicable engineering practice and accepted industry standards. Permittee acknowledges that the District's review and issuance of this permit, including, but not limited to, any field inspections performed by the District, does not in any way consider or ensure that the permitted facilities/authorized use is planned, designed, engineered, constructed, or will be operated, maintained or modified so as to meet applicable engineering practice and accepted industry standards, or otherwise provide any safety protections. Permittee further acknowledges that any inquiries, discussions, or representations, whether verbal or written, by or with any District staff or representative during the permit review and issuance process, including, but not limited to, any field inspections, shall not in any way be relied upon by Permittee as the District's assumption of any duty to incorporate safety features, as set forth above, and shall also not be relied upon by Permittee in order to meet Permittee's duty to incorporate safety features, as set forth above.

(3) Permittee agrees to abide by all of the terms and conditions of this permit, including any representations made on the permit application and related documents. This permit shall be subject to the requirements of Chapter 373, F.S., and Chapter 40E-6, F.A.C., including all subsequent rule and criteria revisions. Permittee agrees to pay all removal and restoration costs, investigative costs, court costs and reasonable attorney's fees, including appeals, resulting from any action taken by the District to obtain compliance with the conditions of the permit or removal of the permitted use. If District legal action is taken by staff counsel, "reasonable attorney's fees" is understood to mean the fair market value of the services provided, based upon what a private attorney would charge.

(4) This permit does not create any vested rights, and except for governmental entities and utilities, is revocable at will upon reasonable prior written notice. Permittee bears all risk of loss as to monies expended in furtherance of the permitted use. Upon revocation, the Permittee shall promptly modify, relocate or remove the permitted use and properly restore the right of way to the District's satisfaction. In the event of failure to so comply within the specified time, the District may remove the permitted use and Permittee shall be responsible for all removal and restoration costs.

(5) This permit does not convey any property rights nor any rights or privileges other than those specified herein and this permit shall not, in any way, be construed as an abandonment or any other such impairment or disposition of the District's property rights. The District approves the



(13) The District has the right to change, regulate, limit, schedule, or suspend discharges into, or withdrawals from, works of the District in accordance with criteria established by the Big Cypress Basin, the District, or the U.S. Army Corps of Engineers for the works of the District.

(14) If the use involves the construction of facilities for a non exempt water withdrawal or surface water discharge, the applicant must apply for and obtain a water use or surface water management permit before or concurrently with any activities which may be conducted pursuant to the right of way occupancy permit.

(15) The District shall notify the local ad valorem taxing authority of the lands affected by the permitted use, where the Permittee owns the underlying fee and derives a substantial benefit from the permitted use. The taxing authority may reinstate such lands on the tax roll. Failure to pay all taxes in a timely manner shall result in permit revocation. Such permit revocation shall not alleviate the responsibility of the Permittee to pay all taxes due and payable.

(16) Permittee shall provide prior written notice to their successors in title of the permit and its terms and conditions.

(17) Permittee authorizes the District to record a Notice of Permit through filing the appropriate notice in the public records of the county or counties where the project is. Governmental entities and utilities are not subject to this provision.

(18) Permittee shall be responsible for the repair or replacement of any existing facilities located within the District's right of way which are damaged as a result of the installation or maintenance of the authorized facility.

(19) All obligations under the terms of this permit authorization and any subsequent modifications hereto shall be joint and several as to all owners.

(20) It is the responsibility of the Permittee to make prospective bidders aware of the terms and conditions of this permit. It shall be the responsibility of the Permittee's contractors to understand the terms and conditions of this permit and govern themselves accordingly.

(21) It is the responsibility of the Permittee to bring to the attention of the District any conflict in the permit authorization or permit conditions in order that they may be resolved prior to the start of construction. In resolving such conflicts the District's determination will be final.

(22) Special Conditions that are site specific shall be incorporated into every Permit as may be necessary in the best interest of the District.

(23) The District is not responsible for the repair of or claims of damage to any facilities and uses which may incur damage resulting from the District's utilization of its rights of way or use by third parties. Improvements placed within the right of way are done so at the sole risk of the owner.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.085(1), 373.086, 373.103, 373.109, 373.129, 373.1395, 373.603, 373.609, 373.613 FS. History--New 9-3-81, Formerly 16K-5.01(2), 16K-5.02(2), 16K-5.03(2), 16K-5.04(4), 16K-5.05, Amended 5-30-82, 12-29-86, 12-24-91, 9-15-99, 8-12-13.

# Application to the South Florida Water Management District for Issuance of a Right of Way Occupancy Permit

**RECEIVED**

SEP 26 2019

RIGHT OF WAY DIVISION

3301 Gun Club Road, West Palm Beach, FL 33406-3007  
 Telephone (561) 686-8800 FL WATS Line 1-800-432-2045  
 Attention: Right of Way Permitting  
 Application No. 19-0802-3

Permittee/Owner(s) Full Name (include all Permittee/Owner(s) if applicable)				
Village of Palmetto Bay – Edward Silva – Village Manager				
Email Address				
esilva@palmettobay-fl.gov				
Street Address	City	State	ZIP	Telephone No.
9705 E Hibiscus Street	Palmetto Bay	Florida	33157	(305) 259-1234
Agents' Name (if applicable)				
Stantec Consulting Services Inc./George Burke				
Email Address				
George.Burke@Stantec.com				
Street Address	City	State	ZIP	Telephone No.
901 Ponce de Leon Boulevard	Coral Gables	Florida	33134	786-437-6259
<b>REQUESTED USE</b>				
<input checked="" type="checkbox"/> New Permit <input type="checkbox"/> Modification of Existing Permit (Permit Number) _____ <input type="checkbox"/> Proposed <input type="checkbox"/> Existing <input type="checkbox"/> Both				
<b>LOCATION OF PROJECT</b>				
(Note: Copy of recent property/boundary survey and aerial map of property tied to a well-known landmark must be provided)				
Work or Land (canal or levee) Involved	County	Section	Township	Range
C-100 Canal	Miami-Dade	35	55S	40E
Lot No.	Block No.	Subdivision Name		
33-5035-001-0120		Thalatta Estate		
<b>DESCRIPTION OF PROJECT</b>				
(Note: Check all uses/facilities that apply)				
<input type="checkbox"/> Bridge <input type="checkbox"/> Bulkhead/Seawall <input type="checkbox"/> Culvert <input checked="" type="checkbox"/> Dock <input type="checkbox"/> Fencing <input type="checkbox"/> Landscaping <input type="checkbox"/> Temporary Use (access/storage) <input type="checkbox"/> Utility Installation <input checked="" type="checkbox"/> Other (Include description below)				
The Village of Palmetto Bay is proposing to construct a viewing pier at the Thalatta Estate property located at 17301 Old Cutler Road. The proposed viewing pier is to be constructed extending out from the northeastern corner of the property (parcel no.: 33-5035-001-0120), avoiding the existing mangroves in the area, then jogging east, paralleling the SFWMD's C-100 Canal right-of-way within parcel nos.: 33-5035-000-0013 and 33-5035-000-0015. These parcels are owned by the SFWMD and the proposed viewing pier has portions within both parcels; however, this pier does not extend outside these two parcels into State sovereign submerged lands. Additionally, this area is outside any navigable channels and has been designed (per coordination with representatives from SFWMD) such that the pier is parallel to the existing canal banks (generally running east-west) so as to avoid disruptions to the water flow out of the C-100 canal. There is an existing flood control structure within the C-100 canal that, when opened, creates a flow from west to east and the pier has been designed to run parallel to this flow. In addition, although non-navigable, the pier will include lights as aids to navigation so as to avoid accidental collisions by small watercraft that may be able to access this shallow area. Finally, the pier has been designed such that its maximum extent (north) across the C-100 Canal waterbody does not occupy more than 25% the total width of the waterway (displayed on Sheet C-003				

## Application to the South Florida Water Management District for Issuance of a Right of Way Occupancy Permit

in the included design plans). A total of 43, 12" square concrete piles are proposed to be installed for the viewing pier. Concrete piles are to be installed to a minimum of 10' embedment from existing grade or to a minimum of 10 kips vertical pile capacity. Due to the existence of limestone layer, the piles are to be pre-augered to eliminate damage to piles during driving operations. The contractor must provide turbidity curtains during these pre-augering activities to prevent turbidity plumes from escaping into the bay. The pile driving equipment shall be by static drop or by dynamic pile driving rig. This information is included on sheet C-201 of the signed and sealed design plans. It is anticipated that the piledriving would be accomplished by barge and turbidity plans have been prepared to comply with all water quality standards for the area. The total deck area above water for this pier is 1,430 ft<sup>2</sup> or .035 acres.

In addition, there is a remnant boat ramp structure (not in use and not proposed to be used) that extends from the northeast corner of the Thalatta Estate Property (within parcel no. 33-5035-001-0120) out into the C-100 Canal (parcel no.: 33-5035-000-0013) within SFWMD right-of-way. The ramp will be removed in its entirety and the area will be restored by re-shaping the area with native material.

#### 40E-6.381 LIMITING CONDITIONS

The District's authorization to utilize lands and other works constitutes a revocable license (including both notice general permits and standard permits). In consideration for receipt of that license, permittees shall agree to be bound by the following standard limiting conditions, which shall be included within all permits issued pursuant to this chapter:

1) All structures on District works or lands constructed by permittee shall remain the property of permittee, who shall be solely responsible for ensuring that such structures and other uses remain in good and safe condition. Permittees are advised that other federal, state and local safety standards may govern the occupancy and use of the District's lands and works. The District assumes no duty with regard to ensuring that such uses are so maintained and assumes no liability with regard to injuries caused to others by any such failure.

2) Permittee solely acknowledges and accepts the duty and all associated responsibilities to incorporate safety features, which meet applicable engineering practice and accepted industry standards, into the design, construction, operation and continued maintenance of the permitted facilities/authorized use. This duty shall include, but not be limited to, permittee's consideration of the District's regulation and potential fluctuation, without notice, of water levels in canals and works, as well as the permittee's consideration of upgrades and modifications to the permitted facilities/authorized use which may be necessary to meet any future changes to applicable engineering practice and accepted industry standards. Permittee acknowledges that the District's review and issuance of this permit, including, but not limited to, any field inspections performed by the District, does not in any way consider or ensure that the permitted facilities/authorized use is planned, designed, engineered, constructed, or will be operated, maintained or modified so as to meet applicable engineering practice and accepted industry standards, or otherwise provide any safety protections. Permittee further acknowledges that any inquiries, discussions, or representations, whether verbal or written, by or with any District staff or representative during the permit review and issuance process, including, but not limited to, any field inspections, shall not in any way be relied upon by permittee as the District's assumption of any duty to incorporate safety features, as set forth above, and shall also not be relied upon by permittee in order to meet permittee's duty to incorporate safety features, as set forth above.

3) Permittee agrees to abide by all of the terms and conditions of this permit, including any representations made on the permit application and related documents. This permit shall be subject to the requirements of Chapter 373, F.S., and Chapter 40E-6, F.A.C., including all subsequent rule and criteria revisions. Permittee agrees to pay all removal and restoration costs, investigative costs, court costs and reasonable attorney's fees, including appeals, resulting from any action taken by the District to obtain compliance with the conditions of the permit or removal of the permitted use. If District legal action is taken by staff counsel, "reasonable attorney's fees" is understood to mean the fair market value of the services provided, based upon what a private attorney would charge.

4) This permit does not create any vested rights, and except for governmental entities and utilities, is revocable at will upon reasonable prior written notice. Permittee bears all risk of loss as to monies expended in furtherance of the permitted use. Upon revocation, the permittee shall promptly modify, relocate or remove the permitted use and properly restore the right of way to the District's satisfaction. In the event of failure to so comply within the specified time, the District may remove the permitted use and permittee shall be responsible for all removal and restoration costs.

5) This permit does not convey any property rights nor any rights or privileges other than those specified herein and this permit shall not, in any way, be construed as an abandonment or any other such impairment or disposition of the District's property rights. The District approves the permitted use only to the extent of its interest in the works of the District. Permittee shall obtain all other necessary federal, state, local, special district and private authorizations prior to the start of any construction or alteration authorized by the permit. Permittee shall comply with any more stringent conditions or provisions which may be set forth in other required permits or other authorizations. The District, however, assumes no duty to ensure that any such authorizations have been obtained or to protect the legal rights of the underlying fee owner, in those instances where the District owns less than fee.

6) Unless specifically prohibited or limited by statute, Permittee agrees to indemnify, defend and save the District (which used herein includes the District and its past, present and/or future employees, agents, representatives, officers and/or Governing Board members and any of their successors and assigns) from and against any and all lawsuits, actions, claims, demands, losses, expenses, costs, attorneys fees (including but not limited to the fair market value of the District's in-house attorneys' fees based upon private attorneys' fees/rates), judgments and liabilities which arise from or may be related to the ownership, construction, maintenance or operation of the permitted use or the possession, utilization, maintenance, occupancy or ingress and egress of the District's right of way which arise directly or indirectly and are caused in whole or in part by the acts, omissions or negligence of the Permittee or of third parties. Permittee agrees to provide legal counsel acceptable to the District if requested for the defense of any such claims.

7) The District does not waive sovereign immunity in any respect.

8) The permittee shall not engage in any activity regarding the permitted use which interferes with the construction, alteration, maintenance or operation of the works of the District, including:

- a) discharge of debris or aquatic weeds into the works of the District;
- b) causing erosion or shoaling within the works of the District;
- c) planting trees or shrubs or erecting structures which limit or prohibit access by District equipment and vehicles, except as may be authorized by the permit. Permittee shall be responsible for any costs incurred by the District resulting from any such interference, as set forth in (a), (b), and (c), above.

Permittee shall be responsible for any costs incurred by the District resulting from any such interference, as set forth in a), b), and c), above;

- d) leaving construction or other debris on the District's right of way or waterway;
- e) damaging District berms and levees;

- f) the removal of District owned spoil material;
- g) removal of or damage to District locks, gates, and fencing;
- h) opening of District rights of way to unauthorized vehicular access; or
- i) running or allowing livestock on the District's right of way.

9) The District is not responsible for any personal injury or property damage which may directly or indirectly result from the use of water from the District's canal or any activities which may include use or contact with water from the District's canal, since the District periodically sprays its canals for aquatic weed control purposes and uses substances which may be harmful to human health or plant life.

10) Permittee shall allow the District to inspect the permitted use at any reasonable time.

11) Permittee shall allow, without charge or any interference, the District, its employees, agents, and contractors, to utilize the permitted facilities before, during and after construction for the purpose of conducting the District's, routine and emergency, canal operation, maintenance, and construction activities. To the extent there is any conflicting use, the District's use shall have priority over the permittee's use.

12) This permit is a non-exclusive revocable license. Permittee shall not interfere with any other existing or future permitted uses or facilities authorized by the District.

13) The District has the right to change, regulate, limit, schedule, or suspend discharges into, or withdrawals from, works of the District in accordance with criteria established by the Big Cypress Basin, the District, or the U. S. Army Corps of Engineers for the works of the District.

14) If the use involves the construction of facilities for a non exempt water withdrawal or surface water discharge, the applicant must apply for and obtain a water use or surface water management permit before or concurrently with any activities which may be conducted pursuant to the right of way occupancy permit.

15) The District shall notify the local ad valorem taxing authority of the lands affected by the permitted use, where the permittee owns the underlying fee and derives a substantial benefit from the permitted use. The taxing authority may reinstate such land on the tax roll. Failure to pay all taxes in a timely manner shall result in permit revocation. Such permit revocation shall not alleviate the responsibility of the permittee to pay all taxes due and payable.

16) Permittee shall provide prior written notice to their successors in title of the permit and its terms and conditions.

17) Permittee authorizes the District to record a Notice of Permit through filing the appropriate notice in the public records of the county or counties where the project is located. Governmental entities and utilities are not subject to this provision.

18) Permittee shall be responsible for the repair or replacement of any existing facilities located within the District's right of way which are damaged as a result of the installation or maintenance of the authorized facility.

19) All obligations under the terms of this permit authorization and any subsequent modifications hereto shall be joint and several as to all owners.

20) It is the responsibility of the permittee to make prospective bidders aware of the terms and conditions of this permit. It shall be the responsibility of the permittee's contractors to understand the terms and conditions of this permit and govern themselves accordingly.

21) It is the responsibility of the permittee to bring to the attention of the District any conflict in the permit authorization or permit conditions in order that they may be resolved prior to the start of construction. In resolving such conflicts the District's determination will be final.

22) Special Conditions that are site specific shall be incorporated into every permit as may be necessary in the best interest of the District.

23) The District is not responsible for the repair of or claims of damage to any facilities and uses which may incur damage resulting from the District's utilization of its rights of way or use by third parties. Improvements placed within the right of way are done so at the sole risk of the owner.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.085(1), 373.086, 373.103, 373.109, 373.129, 373.1395, 373.303, 373.609, 373.613 FS. History—New 9-3-81, Formerly 16K-5.01(2), 16K-5.02(2), 16K-5.03(2), 16K-5.04(4), 16K-5.05, Amended 5-30-82, 12-29-86, 12-24-91, 9-15-99

In compliance with provisions of Chapter 373, Florida Statutes and Chapter 40E-6, Florida Administrative Code, application is hereby made for a Right of Way Occupancy Permit in accordance with support drawings, data and incidental information filed with this application and made a part of this application. I hereby certify that all information contained in or made a part hereof is true and correct to the best of my knowledge, that any permit issued shall require that the permitted use be constructed and operated in accordance with such information.

I further certify that I have read the Standard Limiting Conditions appearing on this application and understand that said conditions will be incorporated within any permit issued pursuant to the application, unless expressly waived by the Governing Board. I further acknowledge that the SFWMD may incorporate additional special conditions as may be necessary in the best interest of the District.

In signing this application, I acknowledge that failure to comply with all conditions of this permit may result in permit revocation, financial assurance or bond forfeiture, and remedial action against me by the SFWMD. I assume full responsibility for the actions of all my employees, agents and persons, whether under direct contractual obligation to me or indirectly, with respect to compliance with the conditions and limitations contained within this application or within a permit issued as a result of this application.

**NOTE: Either Permittee/Owner – or – Agent can sign**

<u>Edward Silva</u> Permittee/Owner's Name (print or type)	_____	_____
	Permittee/Owner's Name (sign)	Date
<u>George Burke</u> Agent Name (print or type)	_____	_____
	Agent Name (sign)	Date

**Please be sure the following accompany the submittal of your application:**

- Application Processing Fee** (if applicable)
- 8 1/2" x 11" Drawings describing the use or facilities**
- All other information as outlined in the Criteria Manual**
- Submit the original application package and 3 duplicates**

RECEIVED

SEP 24 2019

RIGHT OF WAY DIVISION  
19-0802-3

# THALATTA PARK SITE IMPROVEMENTS OVERLOOK PIER & SHORE STABILIZATION

17301 OLD CUTLER ROAD  
PALMETTO BAY, FLORIDA 33157

## INDEX OF SHEETS

SHEET NO.	SHEET DESCRIPTION
C-000	COVER
C-001	GENERAL NOTES
C-003	SHORELINE TO SHORELINE WIDTH & BOARDWALK DISTANCE
C-100	FRAMING LAYOUT
C-102	FRAMING PROFILE
C-103	EXISTING RAMP PROFILE
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C-302	SWPPP DETAILS



THE SCALE OF THESE DRAWINGS MAY HAVE CHANGED  
DUE TO REPRODUCTION

## PROJECT LOCATION



DEVELOPED FOR:  
**VILLAGE OF PALMETTO BAY**

PROJECT No.215614878  
AUGUST, 2019

PERMIT SET

See Contract for user notes and for responsibility for all dimensions. DO NOT scale the drawing. Use notes or dimensions and/or together to identify without delay. The Copyright in all designs and drawings are the property of STANTEC. Reproduction or use for any purpose other than that authorized by Stantec is forbidden.

*****APPROVALS*****			
NO.	DESIGN	REVISION	DATE



901 Ponce de Leon Blvd, Suite 900  
Coral Gables, Florida 33134  
Tel. 305-445-2900  
Fax. 305-445-3344  
www.stantec.com

APPROVED BY: \_\_\_\_\_  
TERRANCE H. CLUNT, P.E.  
REGISTERED ENGINEER NO. 40130  
STATE OF FLORIDA



















# RECEIVED

SEP 25 2019

**SPECIFIC PURPOSE SURVEY  
SKETCH AND LEGAL DESCRIPTION  
20' ACCESS EASEMENT  
THIS IS NOT A SURVEY**

**RIGHT OF WAY DIVISION  
19-0802-3**

**LEGAL DESCRIPTION (ACCESS EASEMENT)**

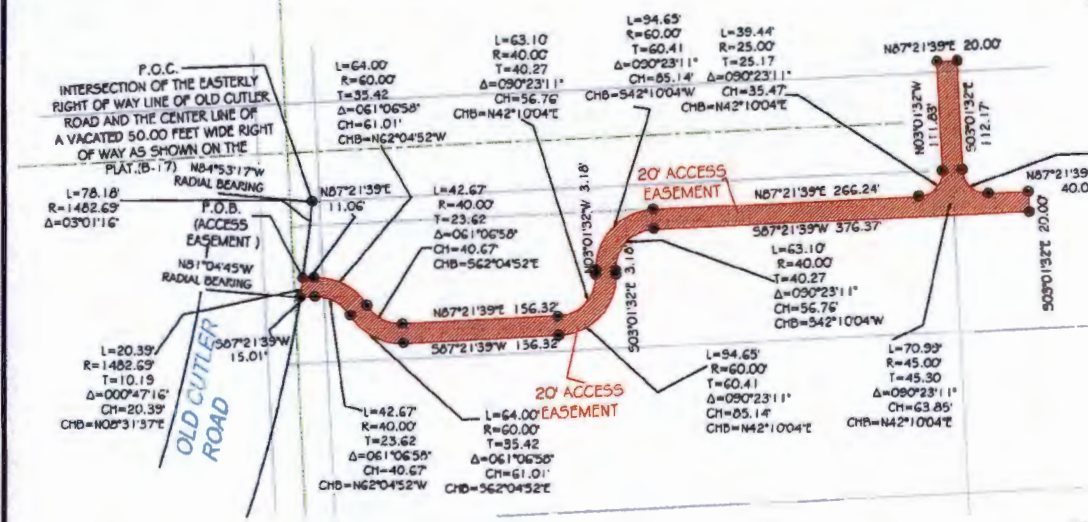
A PARCEL OF LAND LYING IN THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 15 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY LINE OF OLD CUTLER ROAD AND THE CENTERLINE OF A VACATED 50.00 FEET WIDE RIGHT-OF-WAY AS SHOWN ON THE PLAT OF THE TOWN OF CUTLER RECORDED IN PLAT BOOK 8, PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, THE SAME BEING THE NORTH LINE OF BLOCK 103 OF SAID PLAT OF THE TOWN OF CUTLER; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,482.69 FEET AND A CENTRAL ANGLE OF 03°01'16" TO WHICH A RADIAL LINE BEARS N84°53'17"W, A DISTANCE OF 78.18 FEET TO THE POINT OF BEGINNING; THENCE RUN N87°21'39"E A DISTANCE OF 11.06 FEET TO A POINT OF A TANGENT CURVE TO THE RIGHT WITH RADIUS 60.00 FT, CENTRAL ANGLE 61°06'58" AND A DISTANCE OF 64.00 FEET TO THE POINT OF THE REVERSE CURVE WITH RADIUS 40.00 FT, CENTRAL ANGLE 61°06'58" AND A DISTANCE OF 42.67 FT TO A POINT; THENCE RUN N87°21'39"E A DISTANCE OF 156.32 FEET TO A POINT OF A TANGENT CURVE TO THE LEFT WITH RADIUS 40.00 FEET, CENTRAL ANGLE 90°23'11" AND A DISTANCE OF 63.10 FEET TO THIS POINT; THENCE RUN N03°01'32"W A DISTANCE OF 3.18 FEET TO A POINT OF A TANGENT CURVE TO THE RIGHT WITH RADIUS 60.00 FT, CENTRAL ANGLE 90°23'11" AND A DISTANCE OF 94.65 FEET TO THE POINT; THENCE RUN N87°21'39"E A DISTANCE OF 266.24 FEET TO A POINT OF A TANGENT CURVE TO THE LEFT WITH RADIUS 25.00 FT, CENTRAL ANGLE 90°23'11" AND A DISTANCE OF 38.44 FEET TO THE POINT; THENCE RUN N03°01'32"W A DISTANCE OF 111.83 FEET, THENCE RUN N87°21'39"E A DISTANCE OF 20.00 FEET, THENCE RUN S03°01'32"E A DISTANCE OF 112.17 FEET, TO A POINT OF A TANGENT CURVE TO THE LEFT WITH RADIUS 25.00 FT, CENTRAL ANGLE 89°38'49" AND A DISTANCE OF 39.10 FEET, THENCE RUN N87°21'39"E A DISTANCE OF 40.00 FEET, THENCE RUN S03°01'32"E A DISTANCE OF 30.00 FEET; THENCE RUN S87°21'39"W A DISTANCE OF 378.37 FEET TO A POINT OF A TANGENT CURVE TO THE LEFT WITH RADIUS 40.00 FT, CENTRAL ANGLE 90°23'11" AND A DISTANCE OF 63.10 FEET TO THE POINT; THENCE RUN S03°01'32"E A DISTANCE OF 3.18 FEET TO A POINT OF A TANGENT CURVE TO THE RIGHT WITH RADIUS 60.00 FT, CENTRAL ANGLE 90°23'11" AND A DISTANCE OF 94.65 FEET TO THE POINT OF A TANGENT CURVE TO THE LEFT WITH RADIUS 40.00 FT, CENTRAL ANGLE 61°06'58" AND A DISTANCE OF 84.00 FEET TO THE POINT OF A TANGENT CURVE TO THE LEFT WITH RADIUS 40.00 FT, CENTRAL ANGLE 90°23'11" AND A DISTANCE OF 42.67 FEET TO A POINT, THENCE RUN S87°21'39"W A DISTANCE OF 15.01 FT TO THE EASTERLY RIGHT-OF-WAY LINE OF OLD CUTLER ROAD AND A POINT ON A CURVE TO LEFT HAVING A RADIUS OF 1,482.69 FEET AND A CENTRAL ANGLE OF 03°01'16" TO WHICH A RADIAL LINE BEARS N81°04'45"W TO THE RADIAL POINT; THENCE ALONG THE ARC OF SAID CURVE AND EASTERLY RIGHT-OF-WAY LINE AN ARC DISTANCE OF 50.38 FEET TO THE POINT OF BEGINNING.

**JOHN IBARRA & ASSOCIATES, INC.**  
Professional Land Surveyors & Mappers

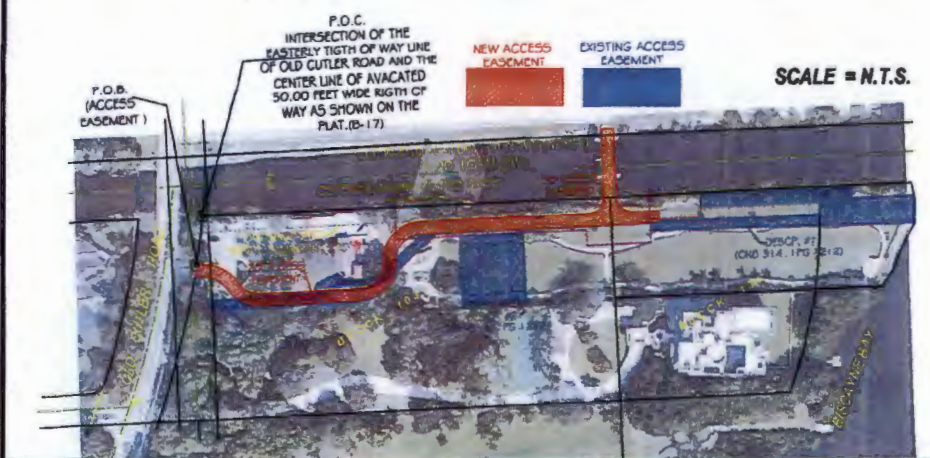
777 N.W. 72nd AVENUE SUITE 2025 MIAMI, FLORIDA 33126  
PH: (305) 262-0400 FAX: (305) 262-0401

3725 DEL PRADO BLVD. S. SUITE 15 CAPE CORAL, FL 33904  
PH: (239) 540-2800 FAX: (239) 340-2884

**ACCESS EASEMENT  
SCALE = N.T.S.**



**SCALE = N.T.S.**



**SURVEYOR'S NOTES:**

1. NO SEARCH OF THE PUBLIC RECORDS HAS BEEN MADE BY JOHN IBARRA & ASSOCIATES, INC.
2. THIS SKETCH IS BASED ON INFORMATION FURNISHED BY CLIENT OR CLIENT'S REPRESENTATIVE.
3. THIS SKETCH IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

**SURVEYOR'S CERTIFICATION:**

I HEREBY CERTIFY THIS SPECIFIC PURPOSE SURVEY OF THE PROPERTY DESCRIBED HEREON, HAS BEEN REVISUALLY SURVEYED AND DRAWN UNDER MY SUPERVISION, AND COMPLIES WITH THE STANDARD OF PRACTICE AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN CHAPTER 53-17, FLORIDA ADMINISTRATIVE CODE PURSUANT TO 475.007, FLORIDA STATUTES.

Digitally signed by John Ibarra  
Date: 2019.09.25 09:12:44  
0400  
Adobe Acrobat version: 201.008.2009  
08/30/2019

BY: JOHN IBARRA (STATE OF FL OR 5204)  
PROFESSIONAL LAND SURVEYOR NO. 5204 STATE OF FLORIDA  
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.  
REVISED On: \_\_\_\_\_  
REVISED On: \_\_\_\_\_

ADDRESS: 17301 OLD CUTLER ROAD MIAMI FL 33157

<b>DRAWN BY:</b>	YELENIS	<p>Digitally signed by John Ibarra Date: 2019.09.25 09:12:44 -04'00'</p>
<b>FIELD DATE:</b>	08/30/2019	
<b>SURVEY NO.:</b>	19-003983-3	
<b>SHEET:</b>	1 OF 1	





# FLORIDA DEPARTMENT OF Environmental Protection

Southeast District Office  
3301 Gun Club Road, MSC 7210-1  
West Palm Beach, FL 33406  
561-681-6600

August 6, 2019

**Ron DeSantis**  
Governor

**Jeanette Nuñez**  
Lt. Governor

**Noah Valenstein**  
Secretary

Village of Palmetto Bay  
c/o Edward Silva  
9705 E. Hibiscus Street  
Palmetto Bay, Florida 33157

Sent via e-mail to the designated agent: [George.Burke@stantec.com](mailto:George.Burke@stantec.com)

Re: File No.: 13-0377532-001-EE  
File Name: Thalatta Estate

Dear Mr. Silva:

On 6/21/2019, we received your request for verification of exemption to perform the following activities: (1) the removal of 89 sq. ft. of an existing boat ramp, and (2) the installation of 85 ln. (74 cy) of riprap. The project is located in Biscayne Bay, within the Biscayne Bay Aquatic Preserve, Outstanding Florida Waters, Class III Waters, adjacent to 17301 Old Cutler Road, Palmetto Bay (Section 35, Township 55 South, Range 40 East), in Miami-Dade County (Latitude N 25° 36' 37.99", Longitude W 80° 18' 24.55").

Your request has been reviewed to determine whether it qualifies for (1) regulatory exemption, (2) proprietary authorization (related to state-owned submerged lands), and (3) federal approval that may be necessary for work in wetlands or waters of the United States.

Your project did not qualify for the federal review portion of this verification request. **Additional authorization must be obtained prior to commencement of the proposed activity.** This letter does not relieve you from the responsibility of obtaining other federal, state, or local authorizations that may be required for the activity. Please refer to the specific section(s) dealing with that portion of the review below for advice on how to proceed.

If you change the project from what you submitted, the authorization(s) granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make any changes.

## 1. Regulatory Review – VERIFIED

Based on the information submitted, the Department has determined that the removal of an existing boat ramp and the installation of the riprap will result in minimal impacts on site and is exempt, under Section 373.406(6) of the Florida Statutes, from the need to obtain a regulatory

permit under Part IV of Chapter 373 of the Florida Statutes. This determination is made because the activity, in consideration of its type, size, nature, location, use, and operation, is expected to have only minimal or insignificant individual or cumulative adverse impacts on the water resources.

This exemption verification is based on the information you provided the Department and the statutes and rules in effect when the information was submitted. This verification may not be valid if site conditions materially change, the project design is modified, or the statutes or rules governing the exempt activity are amended. In the event you need to re-verify the exempt status for the activity, a new request and verification fee will be required. Any substantial modifications to the project design should be submitted to the Department for review, as changes may result in a permit being required.

## **2. Proprietary Review –GRANTED**

The Department acts as staff to the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) and issues certain authorizations for the use of sovereign submerged lands. The Department has the authority to review activities on sovereign submerged lands under Chapters 253 and 258 of the Florida Statutes, and Chapters 18-20 and 18-21 of the Florida Administrative Code.

The activity appears to be located on sovereign submerged lands owned by the Board of Trustees. The activity is not exempt from the need to obtain the applicable proprietary authorization. As staff to the Board of Trustees, the Department has reviewed the activity described above, and has determined that the activity qualifies for a letter of consent under Section 253.77, Florida Statutes, to construct and use the activity on the specified sovereign submerged lands, as long as the work performed is located within the boundaries as described herein and is consistent with the terms and conditions herein.

During the term of this Letter of Consent you shall maintain satisfactory evidence of sufficient upland interest as required by paragraph 18-21.004(3)(b), Florida Administrative Code. If such interest is terminated or the Board of Trustees determines that such interest did not exist on the date of issuance of this Letter of Consent, this Letter of Consent may be terminated by the Board of Trustees at its sole option. If the Board of Trustees terminates this Letter of Consent, you agree not to assert a claim or defense against the Board of Trustees arising out of this Letter of Consent.

## **Special Consent Conditions**

1. The applicant agrees to indemnify, defend and hold harmless the Board of Trustees and the State of Florida from all claims, actions, lawsuits and demands in any form arising out of the authorization to use sovereignty submerged lands or the applicant's use and construction of structures on sovereignty submerged lands. This duty to indemnify and hold harmless will include any and all liabilities that are associated with the structure or activity including special assessments or taxes that are now or in the future assessed against the structure or activity during the period of the authorization.

2. Failure by the Board of Trustees to enforce any violation of a provision of the authorization or waiver by the Board of Trustees of any provision of the authorization will not invalidate the provision not enforced or waived, nor will the failure to enforce or a waiver prevent the Board of Trustees from enforcing the unenforced or waived provision in the event of a violation of that provision.
3. Applicant binds itself and its successors and assigns to abide by the provisions and conditions set forth in the authorization. If the applicant or its successors or assigns fails or refuses to comply with the provisions and conditions of the authorization, the authorization may be terminated by the Board of Trustees after written notice to the applicant or its successors or assigns. Upon receipt of such notice, the applicant or its successors or assigns will have thirty (30) days in which to correct the violations. Failure to correct the violations within this period will result in the automatic revocation of this authorization.
4. All costs incurred by the Board of Trustees in enforcing the terms and conditions of the authorization will be paid by the applicant. Any notice required by law will be made by certified mail at the address shown on page one of the authorization. The applicant will notify the Board of Trustees in writing of any change of address at least ten days before the change becomes effective.
5. This authorization does not allow any activity prohibited in a conservation easement or restrictive covenant that prohibits the activity.

### **General Conditions for Authorizations for Activities**

All authorizations granted by rule or in writing under Rule 18-21.005, F.A.C., except those for geophysical testing, shall be subject to the general conditions as set forth in paragraphs (a) through (i) below. The general conditions shall be part of all authorizations under this chapter, shall be binding upon the grantee, and shall be enforceable under Chapter 253 or 258, Part II, F.S.

- (a) Authorizations are valid only for the specified activity or use. Any unauthorized deviation from the specified activity or use and the conditions for undertaking that activity or use shall constitute a violation. Violation of the authorization shall result in suspension or revocation of the grantee's use of the sovereignty submerged land unless cured to the satisfaction of the Board.
- (b) Authorizations convey no title to sovereignty submerged land or water column, nor do they constitute recognition or acknowledgment of any other person's title to such land or water.
- (c) Authorizations may be modified, suspended or revoked in accordance with their terms or the remedies provided in Sections 253.04 and 258.46, F.S., or Chapter 18-14, F.A.C.
- (d) Structures or activities shall be constructed and used to avoid or minimize adverse impacts to sovereignty submerged lands and resources.

(e) Construction, use, or operation of the structure or activity shall not adversely affect any species which is endangered, threatened or of special concern, as listed in Rules 68A-27.003, 68A-27.004, and 68A-27.005, F.A.C.

(f) Structures or activities shall not unreasonably interfere with riparian rights. When a court of competent jurisdiction determines that riparian rights have been unlawfully affected, the structure or activity shall be modified in accordance with the court's decision.

(g) Structures or activities shall not create a navigational hazard.

(h) Structures shall be maintained in a functional condition and shall be repaired or removed if they become dilapidated to such an extent that they are no longer functional. This shall not be construed to prohibit the repair or replacement subject to the provisions of Rule 18-21.005, F.A.C., within one year, of a structure damaged in a discrete event such as a storm, flood, accident, or fire.

(i) Structures or activities shall be constructed, operated, and maintained solely for water dependent purposes, or for non-water dependent activities authorized under Paragraph 18-21.004(1)(f), F.A.C., or any other applicable law.

### **3. Federal Review – SPGP NOT APPROVED**

Your proposed activity as outlined on your application and attached drawings **does not qualify** for Federal authorization pursuant to the State Programmatic General Permit and a **SEPARATE permit** or authorization **shall be required** from the Corps. You must apply separately to the Corps using their APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT, ENG FORM 4345, or alternative as allowed by their regulations. More information on Corps permitting may be found online in the Jacksonville District Regulatory Division Source Book at: <https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book>.

Authority for review - an agreement with the USACOE entitled "Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection (or Duly Authorized Designee), State Programmatic General Permit", Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

#### **Additional Information**

Please retain this letter. The activities may be inspected by authorized state personnel in the future to insure compliance with appropriate statutes and administrative codes. If the activities are not in compliance, you may be subject to penalties under Chapter 373, F.S., and Chapter 18-14, F.A.C.

#### **NOTICE OF RIGHTS**

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until a subsequent order of the Department. Because the administrative hearing

process is designed to formulate final agency action, the subsequent order may modify or take a different position than this action.

#### Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at [Agency\\_Clerk@dep.state.fl.us](mailto:Agency_Clerk@dep.state.fl.us). Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

#### Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you do not publish notice of this action, this waiver may not apply to persons who have not received a clear point of entry.

#### Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at [Agency\\_Clerk@dep.state.fl.us](mailto:Agency_Clerk@dep.state.fl.us), before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

#### Mediation

Mediation is not available in this proceeding.

#### FLAWAC Review

The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

#### Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000) and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within 30 days from the date this action is filed with the Clerk of the Department.

Thank you for applying to the Submerged Lands and Environmental Resource Permit Program. If you have any questions regarding this matter, please contact Heather Walborn at (561) 681-6614 or by email at [Heather.Walborn@dep.state.fl.us](mailto:Heather.Walborn@dep.state.fl.us)

Executed in West Palm Beach, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



---

Christopher Weller  
Environmental Manager  
Southeast District

**Enclosures:**

Attachment A- Specific Exemption Rule  
Project Drawings, 14 pages

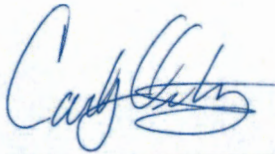
**CERTIFICATE OF SERVICE**

The undersigned duly designated deputy clerk hereby certifies that this permit and all copies were sent on the filing date below to the following listed persons:

FDEP – Christopher Weller, Heather Walborn  
Fred Blitstein, Skyrise Miami, [jfblitstein@skyrisemiami.com](mailto:jfblitstein@skyrisemiami.com)  
Sean Compel, Stantec, [Sean.Compel@stantec.com](mailto:Sean.Compel@stantec.com)  
Lisa Spadafina, Miami-Dade County RER, [spadaL2@miamidade.gov](mailto:spadaL2@miamidade.gov)  
[Biscayne.Bay@dep.state.fl.us](mailto:Biscayne.Bay@dep.state.fl.us)

**FILING AND ACKNOWLEDGMENT**

FILED, on this date, pursuant to Section 120.52, F. S., with the designated Department Clerk, receipt of which is hereby acknowledged.



**Clerk**

August 6, 2019  
**Date**

## **Attachment A**

### **Chapter 62-330.051 Exempt Activities.**

The activities meeting the limitations and restrictions below are exempt from permitting. However, if located in, on, or over state-owned submerged lands, they are subject to a separate authorization under Chapters 253 and 258, F.S., and Chapters 18-18, 18-20, and 18-21, F.A.C., as applicable.

### **Chapter 373.406 Exemptions. —The following exemptions shall apply:**

(6) Any district or the department may exempt from regulation under this part those activities that the district or department determines will have only minimal or insignificant individual or cumulative adverse impacts on the water resources of the district. The district and the department are authorized to determine, on a case-by-case basis, whether a specific activity comes within this exemption. Requests to qualify for this exemption shall be submitted in writing to the district or department, and such activities shall not be commenced without a written determination from the district or department confirming that the activity qualifies for the exemption.



# THALATTA PARK SITE IMPROVEMENTS OVERLOOK PIER & SHORE STABILIZATION

17301 OLD CUTLER ROAD  
PALMETTO BAY, FLORIDA 33157

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THE SCALE OF THESE DRAWINGS MAY HAVE CHANGED  
DUE TO REPRODUCTION

## PROJECT LOCATION



DEVELOPED FOR:  
**VILLAGE OF PALMETTO BAY**

PROJECT No.215614878  
JULY 15, 2019

PERMIT SET



Digitally signed by Terrance N Glunt  
DN: c=US, o=idenTrust ACES  
Unaffiliated Individual, cn=Terrance  
N Glunt,  
0.9.2342.1.9200300.100.1.1=A01098  
00000015EBE96630700001492  
Date: 2019.07.25 15:02:18 -04'00'

APPROVED BY  
TERRANCE N. GLUNT, P.E.  
REGISTERED ENGINEER NO. 40130  
STATE OF FLORIDA

The Contractor shall verify and be responsible for all information. The user shall verify the accuracy of the information and be responsible for its use. The user shall verify the accuracy of the information and be responsible for its use. The user shall verify the accuracy of the information and be responsible for its use.

DATE	BY	REVISION

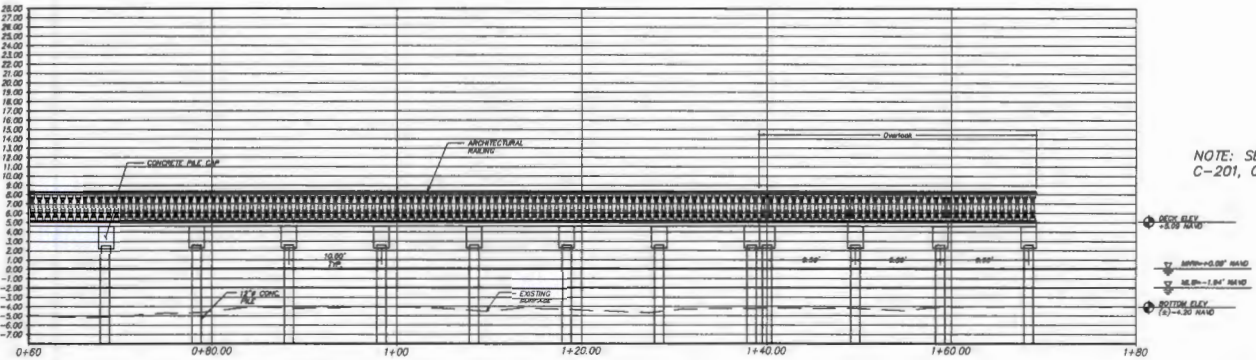
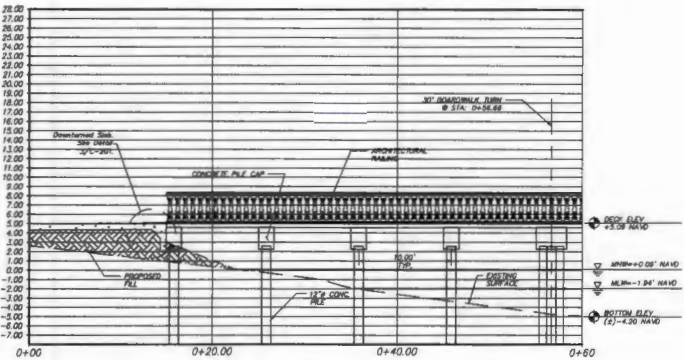


901 Ponce de Leon Blvd, Suite 900  
Coral Gables, Florida 33134  
tel. 305-445-2900  
fax. 305-445-3344  
www.stantec.com









NOTE: SEE SHEET C-200, C-201, C-202 FOR DETAILS



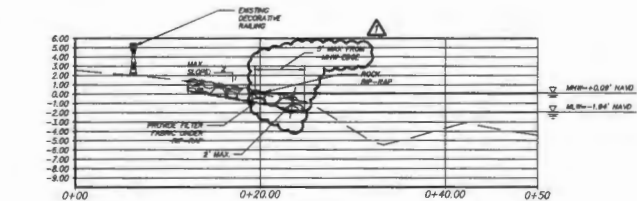
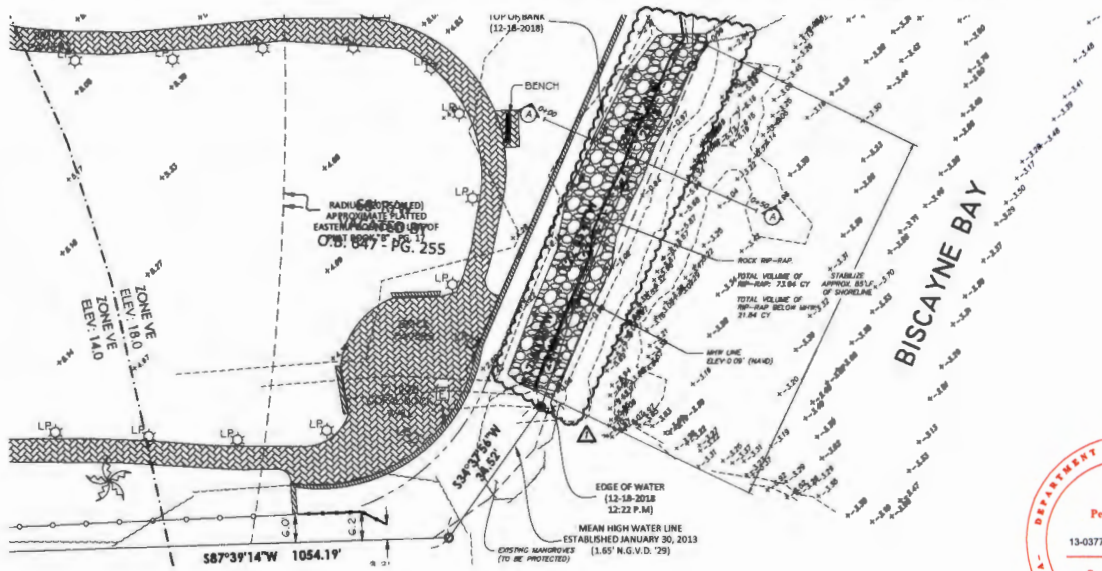
NO.	DATE	BY	REVISION

**Stantec**  
 901 Paces Blvd, Suite 100  
 Coral Gables, Florida 33134  
 www.stantec.com

**THALATTA PARK IMPROVEMENTS**  
 17301 OLD CUTLER ROAD  
 PALMETTO BAY, FL 33157

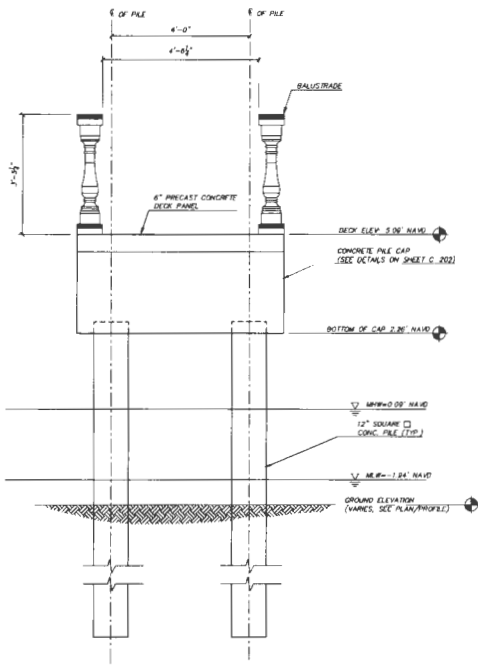
FRAMING PROFILE	
Project No.	21894876
Drawing No.	C-102
Sheet	4 of 13
Revision	000000



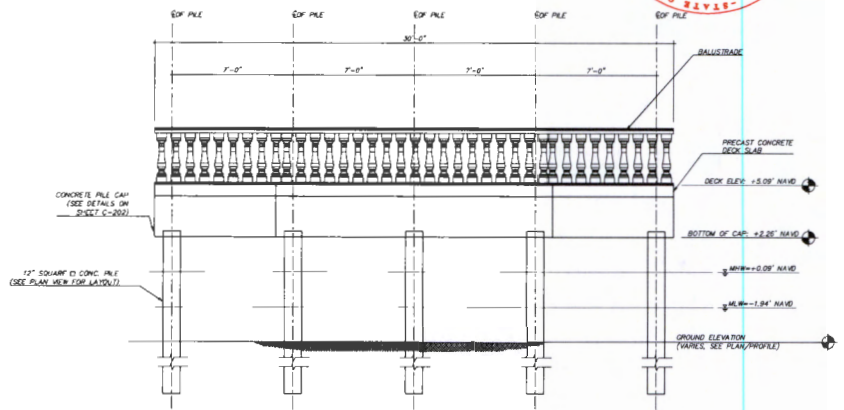


A SECTION THROUGH RIP-RAP  
 C-104 1" = 3'-0"

<b>Stantec</b> 601 North DuSable Boulevard Coral Gables, Florida 33134 www.stantec.com		THALATTA PARK IMPROVEMENTS 17301 OLD CUTLER ROAD PALMETTO BAY, FL, 33117	SHORE STABILIZATION PLAN Project No. 215014878 Drawing No. C-104 Scale: _____ Sheet: 6 of 13
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1 ELEVATED BOARDWALK SECTION SCALE 3/4" = 1'-0"

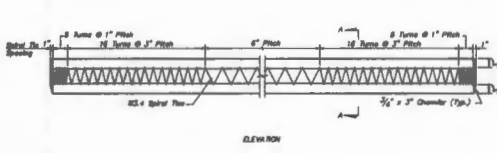


2 VIEWING PLATFORM ELEVATION SCALE 3/8" = 1'-0"

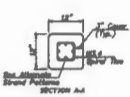
<b>Stantec</b> 10 Florida Blvd., Suite 800 Coral Gables, Florida 33134 www.stantec.com		<b>THALATTA PARK IMPROVEMENTS</b> 17301 OLD CUTLER ROAD PALMETTO BAY, FL 33157		<b>FRAMING DETAILS</b> Project No. 215614878 Drawing No. C-200 Scale 7 of 13 Date: 11/28/20 Author: JTB/STB Checker: JTB/STB Designer: JTB/STB Approver: JTB/STB	
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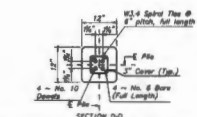




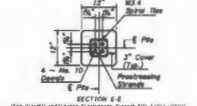
ELEVATION



- ALTERNATE STRAND PATTERNS**
- 1 - 12" x 12" Square, 8 #4 LRS, at 18" Spc
  - 2 - 12" x 12" Square, 8 #4 LRS, at 20" Spc
  - 3 - 12" x 12" Square, 8 #4 LRS, at 24" Spc
  - 4 - 12" x 12" Square, 8 #4 LRS, at 32" Spc
  - 5 - 12" x 12" Square, 8 #4 LRS, at 18" Spc



SECTION B-B

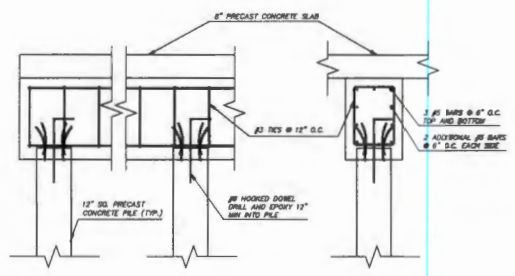


SECTION C-C

PILE SPLICE REINFORCEMENT DETAILS

- NOTES:**
1. Refer this detail with Index 455-001 - Typical Details and Notes for Square Prestressed Concrete Piles and Index 455-002 - Square Prestressed Concrete Pile Tables.
  2. Any of the given Alternate Strand Patterns may be utilized. The strands shall be located as follows: Place one strand at each corner and place the remaining strands equidistant between the corner strands. The total strand pattern shall be consistent with the nominal outside section of the pile.

12" PRESTRESSED SQUARE CONG. PILES

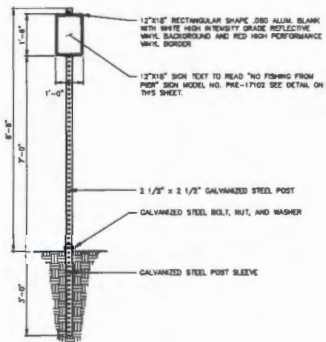


PILE CAP DETAIL



Permit Number  
13-037532-001-EE, 002-EG  
Southeast District

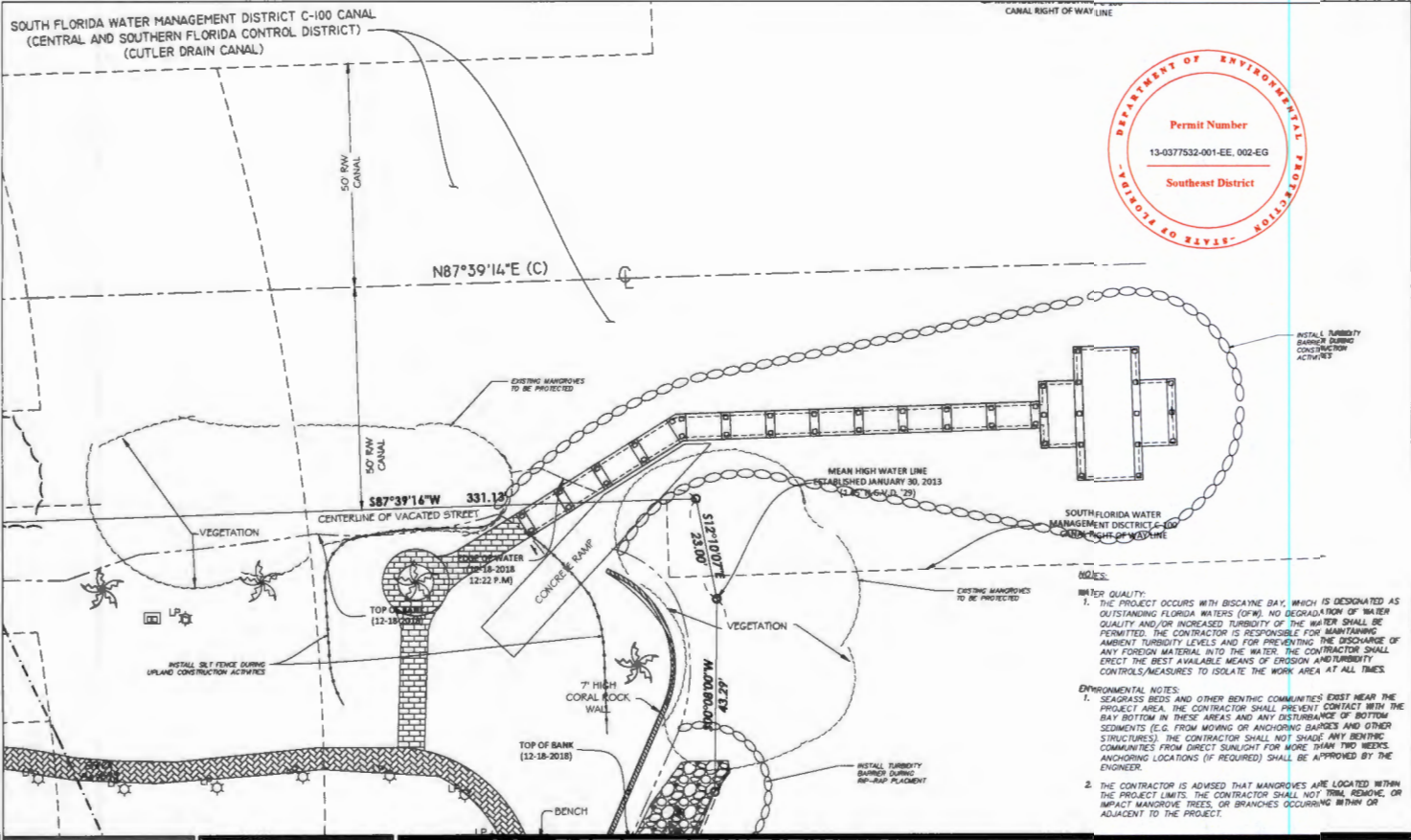
<b>Stantec</b> 900 Ponce de Leon Blvd, Suite 400 Coral Gables, Florida 33134 www.stantec.com		<b>THALATTA PARK IMPROVEMENTS</b> 17301 OLD CUTLER ROAD PALMETTO BAY, FL, 33157		<b>CONCRETE PILE DETAILS</b> Project No. _____ 218814678 Scale _____ Drawing No. _____ Sheet _____ C-202 9 of 13	
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1 NO FISHING SIGN DETAIL 2 12"X18" SIGN MODEL: PKE 17102

13-0377532-001-EE, 002-EG - Thalatta Park Improvements - Palmetto Bay, FL

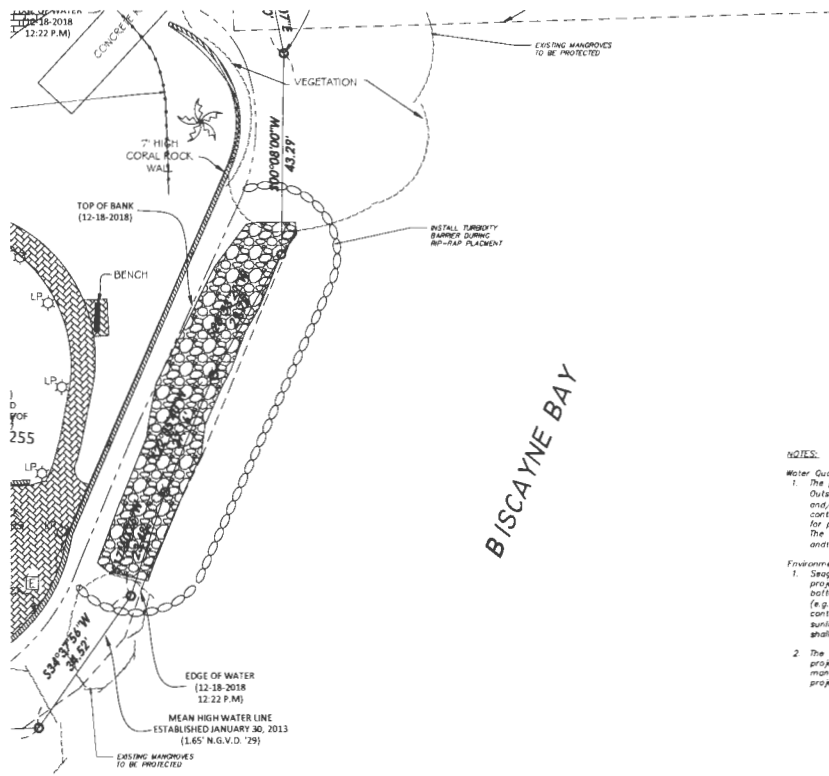
COMP. CO. <b>STANTEC</b> Revision: _____ By: _____ Date: _____		SHEET NO. <b>18</b> PUBLISHED: _____		DATE: _____		<b>Stantec</b> 951 Powers Ferry Road, Suite 500 Marietta, Georgia 30067 www.stantec.com		<b>THALATTA PARK IMPROVEMENTS</b> 17301 OLD CUTLER ROAD PALMETTO BAY, FL, 33197		GENERAL DETAIL: Project No. 13-0377532-001-EE, 002-EG Drawing No. C-203 Scale: _____ Sheet: 10 of 13 PLOT DATE: _____	
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DEPARTMENT OF ENVIRONMENTAL PROTECTION  
 STATE OF FLORIDA  
 Permit Number  
 13-0377532-001-EE, 002-EG  
 Southeast District

- NOTES:**
- WATER QUALITY:**
1. THE PROJECT OCCURS WITH BISCAYNE BAY, WHICH IS DESIGNATED AS OUTSTANDING FLORIDA WATERS (OFW). NO DEGRADATION OF WATER QUALITY AND/OR INCREASED TURBIDITY OF THE WATER SHALL BE PERMITTED. THE CONTRACTOR IS RESPONSIBLE FOR MAINTAINING AMBIENT TURBIDITY LEVELS AND FOR PREVENTING THE DISCHARGE OF ANY FOREIGN MATERIAL INTO THE WATER. THE CONTRACTOR SHALL ERRECT THE BEST AVAILABLE MEANS OF EROSION AND TURBIDITY CONTROLS/MEASURES TO ISOLATE THE WORK AREA AT ALL TIMES.
- ENVIRONMENTAL NOTES:**
1. SEAGRASS BEDS AND OTHER BENTHIC COMMUNITIES EXIST NEAR THE PROJECT AREA. THE CONTRACTOR SHALL PREVENT CONTACT WITH THE BAY BOTTOM IN THESE AREAS AND ANY DISTURBANCE OF BOTTOM SEDIMENTS (E.G. FROM MOVING OR ANCHORING BARRIERS AND OTHER STRUCTURES). THE CONTRACTOR SHALL NOT SHADE ANY BENTHIC COMMUNITIES FROM DIRECT SUNLIGHT FOR MORE THAN TWO WEEKS. ANCHORING LOCATIONS (IF REQUIRED) SHALL BE APPROVED BY THE ENGINEER.
  2. THE CONTRACTOR IS ADVISED THAT MANGROVES ARE LOCATED WITHIN THE PROJECT LIMITS. THE CONTRACTOR SHALL NOT TRIM, REMOVE, OR IMPACT MANGROVE TREES, OR BRANCHES OCCURRING WITHIN OR ADJACENT TO THE PROJECT.

<p><b>Stantec</b>          880 Peachtree Lake Drive, Suite 500          Decatur, Georgia 30030          www.stantec.com</p>				THALATTA PARK IMPROVEMENTS 17301 OLD CUTLER ROAD PALMETTO BAY, FL 33157		EROSION CONTROL PLAN 1 Project No.: 21584218 Drawing No.: C-300 Date: 11 of 13 Revision:	



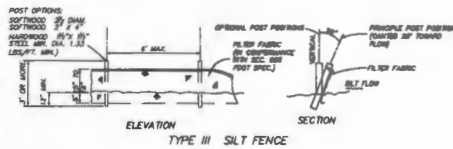
**NOTES:**

- Water Quality:**
- The project occurs within Biscaayne Bay, which is designated as Outstanding Florida Waters (OFW). No degradation of water quality and/or increased turbidity of the water shall be permitted. The contractor is responsible for maintaining ambient turbidity levels and for preventing the discharge of any foreign material into the water. The contractor shall erect the best available means of erosion and turbidity controls/measures to isolate the work area at all times.
- Environmental Notes:**
- Seagrass beds and other benthic communities exist within the project area. The contractor shall prevent contact with the bay bottom in these areas and any disturbance of bottom sediments (e.g. from mooring or anchoring barges and other structures). The contractor shall not shade any benthic communities from direct sunlight for more than two weeks. Anchoring locations (if required) shall be approved by the engineer.
  - The contractor is advised that mangroves are located within the project limits. The contractor shall not trim, remove, or impact mangrove trees, or branches occurring within or adjacent to the project.

<p>DATE: 12-18-2018 12:22 P.M.</p> <p>CONCRETE</p> <p>7" HIGH CORAL ROCK WALL</p> <p>TOP OF BANK (12-18-2018)</p> <p>BENCH</p> <p>LP</p> <p>LP</p> <p>LP</p> <p>J.D. POF 255</p> <p>EDGE OF WATER (12-18-2018 12:22 P.M.)</p> <p>MEAN HIGH WATER LINE ESTABLISHED JANUARY 30, 2013 (1.65' N.G.V.D. '29)</p> <p>EXISTING MANGROVES TO BE PROTECTED</p> <p>VEGETATION</p> <p>EXISTING MANGROVES TO BE PROTECTED</p> <p>INSTALL TURBIDITY BARRIERS DURING RP-RAP PLACEMENT</p> <p>43.29'</p> <p>BISCAAYNE BAY</p>		<p>Seal</p>	<p><b>Stantec</b></p> <p>601 FLORIDA 36 LAGO DRIVE, SUITE 900 CORAL GABLES, FLORIDA 33134 www.stantec.com</p> <p>The Contractor shall erect and be responsible for all erosion control measures at all times during the project. The Contractor shall not trim, remove, or impact mangrove trees, or branches occurring within or adjacent to the project.</p>	<p>THALATTA PARK IMPROVEMENTS 17301 OLD CUTLER ROAD PALMETTO BAY, FL 33157</p> <p>The Name: _____ Title: _____ Date: _____ Scale: _____ Date: _____ Scale: _____</p>	<p>EROSION CONTROL PLAN 2</p> <p>Project No. 215614878 Drawing No. C-301</p> <p>Scale _____ Sheet 12 of 13 Revision: _____</p>
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**NPDES  
STORMWATER POLLUTION PREVENTION PLAN (SWPPP)**

- THE CONTRACTOR IS REQUIRED TO ADHERE TO THE REQUIREMENT OF THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES). THE CONTRACTOR SHALL MAINTAIN BEST MANAGEMENT PRACTICES (BMPs) TO ENSURE COMPLIANCE WITH THE NPDES PROGRAM AND TO MINIMIZE THE IMPACT TO PUBLIC STORMWATER FACILITIES. A NOTICE OF INTENT (NOI) SHALL BE FILED PRIOR TO BEGINNING CONSTRUCTION ACTIVITIES.
- PRIOR TO CONSTRUCTION, A SILT FENCE IN ACCORDANCE WITH FOOT NOTE 103 (LATEST VERSION) TYPE II SILT FENCE WILL BE ERRECTED ALONG THE PERIMETER OF THE CONSTRUCTION SITE AS SHOWN.
- ALL EXISTING AND PROPOSED DITCH BASINS WILL HAVE THEIR HEADS PROTECTED BY THE INSTALLATION OF FILTER FABRIC INTO THE FRAMES AND GRATE.
- THE SILT FENCING AND FILTER FABRIC WILL REMAIN IN PLACE DURING THE ENTIRE DURATION OF CONSTRUCTION.
- CONTRACTOR WILL BRACE ALL EXISTING LANDSCAPING TO REMAIN PRIOR TO BEGINNING ANY WORK AND WILL ENSURE THEIR STABILIZATION THROUGHOUT THE ENTIRE CONSTRUCTION PROCESS. EXISTING SOIL DISTURBED BY CONSTRUCTION THAT IS NOT AFFLICTED BY PROPOSED CHANGING WILL BE RESTORED TO ITS ORIGINAL STATE UPON COMPLETION OF CONSTRUCTION. SLOPED SLOPES STEEPER THAN A HORIZONTAL TO 1 VERTICAL WILL BE RESEED.
- ALL WASTE GENERATED FROM THE CONSTRUCTION SHALL BE DISPOSED IN ACCORDANCE WITH ALL APPLICABLE STATE, LOCAL, AND FEDERAL REGULATIONS. CONTRACTOR IS TO OBTAIN ALL APPLICABLE CODES AND BECOME FAMILIAR WITH STATE, LOCAL, AND FEDERAL REGULATIONS PRIOR TO BEGINNING CONSTRUCTION. REGULATIONS CAN BE FOUND, BUT NOT LIMITED TO, DEPARTMENT OF ENVIRONMENTAL RESOURCE MANAGEMENT AND DEPARTMENT OF ENVIRONMENTAL PROTECTION.
- TO ENSURE THAT OFF-SITE VEHICLE TRACKING OF SEDIMENTS AND THE GENERATION OF DUST IS MINIMIZED, CONTRACTOR IS TO PUT INTO PRACTICE THE MEASURES DETAILED IN FOOT NOTE 104 (LATEST VERSION) OF SERVICES APPROVED BY THE CITY / ENGINEER OF RECORD.
- DUST GENERATED FROM CONSTRUCTION SHALL BE MINIMIZED.
- AT ANY TIME DURING CONSTRUCTION THAT THE SILT FENCING IS DISTURBED, THE SILT FENCING SHALL BE RESTORED TO ITS ORIGINAL STATE WITHIN 24 HOURS. AT NO TIME DURING CONSTRUCTION SHALL WORK BE PERFORMED WITHOUT THE INTEGRITY OF THE SILT FENCING SECURED.
- A QUALIFIED INSPECTOR, PROVIDED BY THE CITY, SHALL INSPECT ALL POINTS OF DISCHARGE INTO SURFACE WATER. THE INSPECTION WILL OCCUR AT LEAST ONCE EVERY SEVEN CALENDAR DAYS AND WITHIN 24 HOURS OF THE END OF A STORM THAT IS 0.5 INCHES OR GREATER. INSPECTION INCLUDES THE WRITTEN RECORDING OF THE CONDITION OF ALL DISCHARGE POINTS, INTEGRITY OF SILT FENCING, DAILY DUST CONTROL, VEHICULAR TRAFFIC AND CONSTRUCTION MATERIAL STORAGE AND DISPOSAL. WRITTEN RECORDS OF ALL INSPECTORS WILL BE STORED BY THE CITY DURING CONSTRUCTION.
- THE INSPECTION REPORT WILL INCLUDE, BUT IS NOT LIMITED TO, THE FOLLOWING INFORMATION: NAME AND QUALIFICATION OF PERSONNEL MAKING THE INSPECTION; DATE OF INSPECTION; RAINFALL DATA; ALL OBSERVATIONS RELATIVE TO THE DURING ACTIVE TRACKS BY CONSTRUCTION AND ANY INCIDENT OF NONCOMPLIANCE WITH PERMIT. INSPECTION DOES NOT IDENTIFY ANY INCIDENT OF NONCOMPLIANCE. THE REPORT SHALL CONTAIN A CERTIFICATION THAT THE FACILITY IS IN COMPLIANCE WITH THE SWPPP AND THE PERMIT.
- THE PERMITTEE SHALL RETAIN A COPY OF THE SWPPP AND ALL REPORTS, RECORDS AND DOCUMENTATION REQUIRED BY THE PERMIT AT THE CONSTRUCTION SITE OF AN APPROPRIATE ALTERNATE LOCATION AS SPECIFIED IN THE NOTICE OF INTENT FROM THE DATE OF PROJECT BEGINNING TO THE DATE OF FINAL STABILIZATION. THE PERMITTEE SHALL RETAIN COPIES OF SWPPP AND ALL REPORTS REQUIRED BY THIS PERMIT, AND RECORDS OF ALL DATA USED TO COMPLETE THE NOTICE OF INTENT TO BE COVERED BY THE PERMIT FOR A PERIOD OF AT LEAST THREE (3) YEARS FROM THE DATE THAT THE SITE IS FINALLY STABILIZED.



**TYPE III SILT FENCE**



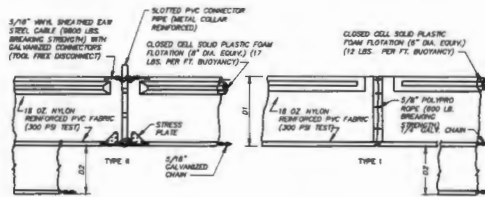
**TYPE II SILT FENCE**



**STORMWATER DETENTION BASIN**

DO NOT DEPLOY IN A MANNER THAT SILT FENCES WILL ACT AS A DAM ACROSS PERMANENT FLOWING OR PROPOSED. SILT FENCES ARE TO BE USED AT UP-AND-LOOK LOCATIONS AND TURBIDITY BARRIERS USED AT PERMANENT BODIES OF WATER.

**SILT FENCE APPLICATIONS**

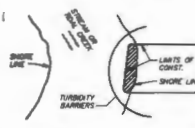


NOTES:  
1. TURBIDITY BARRIERS SHALL BE OF SUFFICIENT LENGTH & DEPTH & SUFFICIENTLY STABILIZED IN ORDER TO MINIMIZE TURBIDITY.  
2. NUMBER AND SPACING OF ANCHORS DEPENDENT ON CURRENT VELOCITY.  
3. DEPLOYMENT OF BARRIER AROUND PILE LOCATIONS MAY VARY TO ACCOMMODATE CONSTRUCTION OPERATIONS.  
4. MAINTENANCE MUST INCLUDE REGRADING BARRIERS DURING CONSTRUCTION OPERATIONS.  
5. FOR ADDITIONAL INFORMATION SEE SECTION 104 OF THE FOOT STANDARD SPECIFICATIONS.

**FLOATING TURBIDITY BARRIERS**

**WATER QUALITY**

PRIOR TO CONSTRUCTION AND DURING ALL OPERATIONS THAT MAY DEGRADE WATER QUALITY, THE CONTRACTOR SHALL PRACTICE TURBIDITY CONTROL TO PREVENT VIOLATIONS OF THE SWPPP QUALITY STANDARDS AS OUTLINED IN CHAPTER 62-202, F.A.C.



NOTES:  
TURBIDITY BARRIERS FOR FLOWING STREAMS AND TIDAL CHANNELS MAY BE EITHER FLOATING OR STAKED TYPES OR ANY COMBINATIONS OF TYPES THAT WILL MEET SITE CONDITIONS AND MEET EROSION CONTROL AND WATER QUALITY REQUIREMENTS. THE BARRIERS TYPES WILL BE AT THE CONTRACTOR'S OPTION UNLESS OTHERWISE SPECIFIED IN THE PLANS. HOWEVER, PERMITTEE WILL BE UNDER THE PAY (REVENUE) ESTABLISHED IN THE PLANS FOR FLOATING TURBIDITY BARRIERS AND/OR STAKED TURBIDITY BARRIERS. POSTS IN STAKED TURBIDITY BARRIERS TO BE INSTALLED IN VERTICAL POSITION UNLESS OTHERWISE DIRECTED BY THE ENGINEER.

**1 TURBIDITY BARRIER DETAILS**

C-302 N.T.S.



<p><b>Stantec</b> 501 Ponce de Leon Walk, Suite 600 Coral Gables, Florida 33134 www.stantec.com</p>		<p>THALATTA PARK IMPROVEMENTS 17301 OLD CUTLER ROAD PALMETTO BAY, FL 33157</p>	<p>SWPPP DETAILS Project No. 215614878 Drawing No. C-302 Scale 13 of 13</p>
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# FLORIDA DEPARTMENT OF Environmental Protection

Southeast District Office  
3301 Gun Club Road, MSC 7210-1  
West Palm Beach, FL 33406  
561-681-6600

Ron DeSantis  
Governor

Jeanette Nuñez  
Lt. Governor

Noah Valenstein  
Secretary

August 6, 2019

Village of Palmetto Bay  
c/o Edward Silva  
9705 E. Hibiscus Street  
Palmetto Bay, Florida 33157

Sent via e-mail to the designated agent: [George.Burke@stantec.com](mailto:George.Burke@stantec.com)

Re: File No.: 13-0377532-002-EG  
File Name: Thalatta Estate

Dear Mr. Silva:

On 6/21/2019, we received your notice of intent to use a General Permit (GP), pursuant to Rule 62-330.427, Florida Administrative Code (F.A.C.) to construct a 1,430 sq. ft. viewing pier with railings. The project is located in Biscayne Bay, within the Biscayne Bay Aquatic Preserve, Outstanding Florida Waters, Class III Waters, adjacent to 17301 Old Cutler Road, Palmetto Bay (Section 35, Township 55 South, Range 40 East), in Miami-Dade County (Latitude N 25° 36' 37.99", Longitude W 80° 18' 24.55").

Your intent to use a general permit has been reviewed by Department staff for three types of authorizations: (1) regulatory authorization, (2) proprietary authorization (related to state-owned submerged lands), and (3) federal authorization. The authority for review and the outcomes of the reviews are listed below. Please read each section carefully.

Your project did not qualify for the federal review portion of this verification request. **Additional authorization must be obtained prior to commencement of the proposed activity.** This letter does not relieve you from the responsibility of obtaining other federal, state, or local authorizations that may be required for the activity. Please refer to the specific section(s) dealing with that portion of the review below for advice on how to proceed.

If you change the project from what you submitted, the authorization(s) granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make any changes.

## 1. Regulatory Review – APPROVED

Based on the forms, drawings, and documents submitted with your notice, it appears that the project meets the requirements for the General Permit under Rule 62-330.427, F.A.C. Any

activities performed under a general permit are subject to general conditions required in Rule 62-330.405, F.A.C. (attached), and the specific conditions of Rule 62-330.427, F.A.C. (attached). Any deviations from these conditions may subject the permittee to enforcement action and possible penalties.

Please be advised that the construction phase of the GP must be completed within five years from the date the notice to use the GP was received by the Department. If you wish to continue this GP beyond the expiration date, you must notify the Department at least 30 days before its expiration.

Authority for review- Part IV of Chapter 373, F.S., Title 62, F.A.C. and in accordance with the operating agreements executed between the Department and the water management districts, as referenced in Chapter 62-113, F.A.C.

## **2. Proprietary Review – GRANTED and NOT REQUIRED**

A portion of the activity does not appear to be located on sovereign submerged lands and does not require further authorization under Chapter 253 of the Florida Statutes, or Chapters 18-20 or 18-21 of the Florida Administrative Code.

The Department acts as staff to the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) and issues certain authorizations for the use of sovereign submerged lands. The Department has the authority to review activities on sovereign submerged lands under Chapter 253 of the Florida Statutes (F.S.) and 258, F.S. if located within an aquatic preserve, and Chapters 18-20 and 18-21 of the Florida Administrative Code.

A portion of the activity appears to be located on sovereign submerged lands owned by the Board of Trustees. The activity is not exempt from the need to obtain the applicable proprietary authorization. As staff to the Board of Trustees, the Department has reviewed the activity described above, and has determined that the activity qualifies for a letter of consent under Section 253.77, Florida Statutes, to construct and use the activity on the specified sovereign submerged lands, as long as the work performed is located within the boundaries as described herein and is consistent with the terms and conditions herein.

During the term of this Letter of Consent you shall maintain satisfactory evidence of sufficient upland interest as required by paragraph 18-21.004(3)(b), Florida Administrative Code. If such interest is terminated or the Board of Trustees determines that such interest did not exist on the date of issuance of this Letter of Consent, this Letter of Consent may be terminated by the Board of Trustees at its sole option. If the Board of Trustees terminates this Letter of Consent, you agree not to assert a claim or defense against the Board of Trustees arising out of this Letter of Consent.

Please be advised that any use of sovereign submerged lands without specific prior authorization from the Board of Trustees will be considered a violation of Chapter 253, Florida Statutes and may subject the affected upland riparian property owners to legal action as well as potential fines for the prior unauthorized use of sovereign land.



Project No.: 13-0377532-002-EG

Project Name: Thalatta Estate

Page 3 of 6

Authority for review - Chapter 253 F.S., and Chapter 18-21, F.A.C. and Section 62-330.075, F.A.C. as required.

### **3. Federal Review- NOT APPROVED**

Your proposed activity as outlined on your application and attached drawings **does not qualify** for Federal authorization pursuant to the State Programmatic General Permit and a **SEPARATE permit** or authorization **shall be required** from the Corps. You must apply separately to the Corps using their APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT, ENG FORM 4345, or alternative as allowed by their regulations. More information on Corps permitting may be found online in the Jacksonville District Regulatory Division Source Book at: <https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book>.

Authority for review - an agreement with the USACOE entitled "Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection (or Duly Authorized Designee), State Programmatic General Permit", Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

### **Additional Information**

Please retain this general permit. The activities may be inspected by authorized state personnel in the future to ensure compliance with appropriate statutes and administrative codes. If the activities are not in compliance, you may be subject to penalties under Chapter 373, F.S., and Chapter 18-14, F.A.C.

### **NOTICE OF RIGHTS**

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until a subsequent order of the Department. Because the administrative hearing process is designed to formulate final agency action, the subsequent order may modify or take a different position than this action.

### Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;

- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at [Agency\\_Clerk@dep.state.fl.us](mailto:Agency_Clerk@dep.state.fl.us). Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

#### Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you do not publish notice of this action, this waiver may not apply to persons who have not received a clear point of entry.

#### Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at [Agency\\_Clerk@dep.state.fl.us](mailto:Agency_Clerk@dep.state.fl.us), before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

Mediation

Mediation is not available in this proceeding.

FLAWAC Review

The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000) and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within 30 days from the date this action is filed with the Clerk of the Department.

Thank you for applying to the Submerged Lands and Environmental Resource Permit Program. If you have any questions regarding this matter, please contact Heather Walborn at (561) 681-6614 or by email at [Heather.Walborn@dep.state.fl.us](mailto:Heather.Walborn@dep.state.fl.us)

EXECUTION AND CLERKING

Executed in West Palm Beach, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



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Christopher Weller  
Environmental Manager

Enclosures:

General Conditions for All General Permits, Ch. 62-330.405, F.A.C.  
Specific General Permit Rule, Ch. 62-330.427, F.A.C.  
Special Consent Conditions  
General Conditions for Authorizations for Activities on State-Owned Submerged Lands  
Project drawings, 14 pages

Project No.: 13-0377532-002-EG

Project Name: Thalatta Estate

Page 6 of 6

## CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments were sent on the filing date below to the following listed persons:

FDEP – Chris Weller, Heather Walborn

Fred Blitstein, Skyrise Miami, [jfblitstein@skyrisemiami.com](mailto:jfblitstein@skyrisemiami.com)

Sean Compel, Stantec, [Sean.Compel@stantec.com](mailto:Sean.Compel@stantec.com)

Lisa Spadafina, Miami-Dade County RER, [spadaL2@miamidade.gov](mailto:spadaL2@miamidade.gov)

[Biscayne.Bay@dep.state.fl.us](mailto:Biscayne.Bay@dep.state.fl.us)

## FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, F. S., with the designated Department Clerk, receipt of which is hereby acknowledged.



\_\_\_\_\_  
Clerk Signature

August 6, 2019

Date

## 62-330.405 General Conditions for All General Permits

The following general permit conditions are binding upon the permittee and are enforceable under Chapter 373, F.S. These conditions do not apply to the general permit in Section 403.814(12), F.S.

(1) The general permit is valid only for the specific activity indicated. Any deviation from the specified activity and the conditions for undertaking that activity shall constitute a violation of the permit and may subject the permittee to enforcement action and revocation of the permit under Chapter 373, F.S.

(2) This general permit does not eliminate the necessity to obtain any required federal, state, local and special district authorizations prior to the start of any construction, alteration, operation, maintenance, removal or abandonment authorized by this permit.

(3) This general permit does not convey to the permittee or create in the permittee any property right, or any interest in real property, nor does it authorize any entrance upon or activities on property which is not owned or controlled by the permittee, or convey any rights or privileges other than those specified in the general permit.

(4) The general permit does not relieve the permittee from liability and penalties when the permitted activity causes harm or injury to: human health or welfare; animal, plant or aquatic life; or property. It does not allow the permittee to cause pollution that violates state water quality standards.

(5) Section 253.77, F.S., provides that a person may not commence any excavation, construction, or other activity involving the use of state-owned or other lands of the state, the title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund without obtaining the required consent, lease, easement, or other form of authorization authorizing the proposed use. Therefore, the permittee is responsible for obtaining any necessary authorizations from the Board of Trustees prior to commencing activity on state-owned lands.

(6) The authorization to conduct activities under a general permit may be modified, suspended or revoked in accordance with Chapter 120, F.S., and Section 373.429, F.S.

(7) This permit shall not be transferred to a third party except pursuant to Rule 62-330.340, F.A.C. The permittee transferring the general permit shall remain liable for any corrective actions that may be required as a result of any permit violations prior to sale, conveyance, or other transfer of ownership or control of the permitted project, activity, or the real property at which the permitted project or activity is located.

(8) Upon reasonable notice to the permittee, Agency staff with proper identification shall have permission to enter, inspect, sample and test the permitted system to ensure conformity with the plans and specifications approved by the permit.

(9) The permittee shall maintain any permitted project or activity in accordance with the plans submitted to the Agency and authorized in this general permit.

(10) A permittee's right to conduct a specific activity under this general permit is authorized for a duration of five years.

(11) Activities shall be conducted in a manner that does not cause or contribute to violations of state water quality standards. Performance-based erosion and sediment control best management practices shall be implemented and maintained immediately prior to, during, and after construction as needed to stabilize all disturbed areas, including other measures specified in the permit to prevent adverse impacts to the water resources and adjacent lands. Erosion and sediment control measures shall be installed and maintained in accordance with the *State of Florida Erosion and Sediment Control Designer and Reviewer Manual (Florida Department of Environmental Protection and Florida Department of Transportation June 2007)*, available at [www.dep.state.fl.us/water/wetlands/docs/erp/FLerosionSedimentManual\\_6\\_07.pdf](http://www.dep.state.fl.us/water/wetlands/docs/erp/FLerosionSedimentManual_6_07.pdf), and the *Florida Stormwater Erosion and Sedimentation Control Inspector's Manual (Florida Department of Environmental Protection, Nonpoint Source Management Section, Tallahassee, Florida, July 2008)*, available at [www.dep.state.fl.us/water/nonpoint/docs/erosion/erosion-inspectors-manual.pdf](http://www.dep.state.fl.us/water/nonpoint/docs/erosion/erosion-inspectors-manual.pdf).

(12) Unless otherwise specified in the general permit, temporary vehicular access within wetlands during construction shall be performed using vehicles generating minimum ground pressure to minimize rutting and other environmental impacts. Within forested wetlands, the permittee shall choose alignments that minimize the destruction of mature wetland trees to the greatest extent practicable. When needed to prevent rutting or soil compaction, access vehicles shall be operated on wooden, composite, metal, or other non-earthen construction mats. In all cases, access in wetlands shall comply with the following:

(a) Access within forested wetlands shall not include the cutting or clearing of any native wetland tree having a diameter 4 inches or greater at breast height;

(b) The maximum width of the construction access area shall be limited to 15 feet;

(c) All mats shall be removed within 72 hours after the work commences; and

(d) Areas disturbed for access shall be restored to natural grades immediately after the maintenance or repair is completed.

(13) Barges or other work vessels used to conduct in-water activities shall be operated in a manner that prevents unauthorized dredging, water quality violations, and damage to submerged aquatic communities.

(14) The construction, alteration, or use of the authorized project shall not adversely impede navigation or create a navigational hazard in the water body.

(15) Except where specifically authorized in a general permit, activities must not:

(a) Impound or obstruct existing water flow, cause adverse impacts to existing surface water storage and conveyance capabilities, or otherwise cause adverse water quantity or flooding impacts to receiving water and adjacent lands;

(b) Cause an adverse impact to the maintenance of surface or ground water levels or surface water flows established pursuant to Section 373.042, F.S., or a Works of the District established pursuant to Section 373.086, F.S.; or

(16) If any prehistoric or historic artifacts, such as pottery or ceramics, stone tools or metal implements, dugout canoes, or any other physical remains that could be associated with Native American cultures, or early colonial or American settlement are encountered at any time within the project site area, work involving subsurface disturbance in the immediate vicinity of such discoveries shall cease. The permittee or other designee shall contact the Florida Department of State, Division of Historical Resources, Compliance and Review Section, at (850) 245-6333 or (800) 847-7278, as well as the appropriate permitting agency office. Such subsurface work shall not resume without verbal or written authorization from the Division of Historical Resources. If unmarked human remains are encountered, all work shall stop immediately and notification shall be provided in accordance with Section 872.05, F.S.

(17) The activity must be capable, based on generally accepted engineering and scientific principles, of being performed and of functioning as proposed, and must comply with any applicable District special basin and geographic area criteria.

(18) The permittee shall comply with the following when performing work within waters accessible to federally- or state-listed aquatic species, such as manatees, marine turtles, smalltooth sawfish, and Gulf sturgeon:

(a) All vessels associated with the project shall operate at "Idle Speed/No Wake" at all times while in the work area and where the draft of the vessels provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.

(b) All deployed siltation or turbidity barriers shall be properly secured, monitored, and maintained to prevent entanglement or entrapment of listed species.

(c) All in-water activities, including vessel operation, must be shutdown if a listed species comes within 50 feet of the work area. Activities shall not resume until the animal(s) has moved beyond a 50-foot radius of the in-water work, or until 30 minutes elapses since the last sighting within 50 feet. Animals must not be herded away or harassed into leaving. All on-site project personnel are responsible for observing water-related activities for the presence of listed species.

(d) Any listed species that is killed or injured by work associated with activities performed shall be reported immediately to the Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1(888)404-3922 and [ImperiledSpecies@myFWC.com](mailto:ImperiledSpecies@myFWC.com).

(e) Whenever there is a spill or frac-out of drilling fluid into waters accessible to the above species during a directional drilling operation, the FWC shall be notified at [imperiledspecies@myfwc.com](mailto:imperiledspecies@myfwc.com) with details of the event within 24 hours following detection of the spill or frac-out.

(19) The permittee shall hold and save the Agency harmless from any and all damages, claims, or liabilities which may arise by reason of the construction, alteration, operation, maintenance, removal, abandonment or use of any activity authorized by the general permit.

(20) The permittee shall immediately notify the Agency in writing of any submitted information that is discovered to be inaccurate.

*Rulemaking Authority 373.026(7), 373.043, 373.118(1), 373.406(5), 373.4131, 373.414(9), 373.4145, 373.418, 403.815(1) FS. Law Implemented 373.044, 373.118(1), 373.129, 373.136, 373.406(5), 373.413, 373.4131, 373.414(9), 373.4145, 373.416, 373.422, 373.423, 373.429, 403.814(1) FS. History—New 10-3-95, Amended 10-1-07, Formerly 62-341215, Amended 10-1-13.*

**62-330.427 General Permit for Docks, Piers and Associated Structures.**

(1) A general permit is granted to any person to construct, extend, or remove a dock or pier and associated structures as described below:

(a) A private, single-family pier or dock with up to two boat lifts that, together with all existing structures on the shoreline of the property, does not exceed a total area of 2,000 square feet over surface waters. Such a structure:

1. Shall not accommodate the mooring of more than two vessels, either in the water or on a boat lift. Solely for purposes of this general permit, up to two personal watercraft as defined in section 327.02(33), F.S., may be moored in lieu of either or both allowable vessels of another type. These limits shall not apply to the mooring, storage or other use of the dock or pier by:

a. Non-motor-powered vessels less than 16 feet in length that are stored on or under the dock or pier, or within an authorized mooring area; or

b. Personal watercraft, dinghies or similar small vessels that are stowed out of the water, upon a larger parent vessel that is moored at the dock in compliance with this general permit.

2. Shall be located such that all areas used for vessel mooring and navigational access already provide a minimum depth of two feet below the mean low water level for tidal waters, or two feet below the expected average low water depth for non-tidal waters as determined based on best available information for the water body at the project location; and

3. May include a roof over the vessel mooring areas, boat lifts, and terminal platform, or any portions thereof, subject to the applicable provisions of chapters 253 and 258, F.S., and the rules adopted thereunder. Portions of such roofs that overhang beyond the edge of decked portions of the pier or dock shall be included in the calculation of the total square footage of over-water structure allowed under paragraph (1)(a), above.

(b) A public fishing pier that does not exceed a total area of 2,000 square feet provided the structure is designed and built to discourage boat mooring by elevating the fishing pier to a minimum height of five feet above mean high water or ordinary high water, surrounding the pier with handrails, and installing and maintaining signs that state "No Boat Mooring Allowed."

(2) This general permit shall be subject to the following specific conditions:

(a) Construction or extension of the boat lift, boat mooring locations, or terminal platform, shall not occur over submerged grassbeds, coral communities or wetlands. However, the access walkway portion of the pier may traverse these resources provided it is elevated a minimum of five feet above mean high water or ordinary high water, contains handrails that are maintained in such a manner as to prevent use of the access walkways for boat mooring or access, and does not exceed a width of six feet, or a width of four feet in Aquatic Preserves;

(b) There shall be no structures enclosed by walls, screens, or doors on any side;

(c) The dock or pier will not facilitate vessel rentals, charters, or serve any other commercial purpose;

(d) There shall be no fish cleaning facilities, boat repair facilities or equipment, or fueling facilities on the structures authorized by this general permit. In addition, no overboard discharges of trash, human or animal waste, or fuel shall occur from any structures authorized by this general permit;

(e) This general permit shall not authorize the construction or extension of more than one dock or pier per parcel of land or individual lot. For the purposes of this general permit, multi-family living complexes shall be treated as one parcel of property regardless of the legal division of ownership or control of the associated property; and

(f) Notwithstanding any other provisions of this general permit, the design, construction and operation of the dock or pier and associated vessels shall not conflict with any manatee protection plan approved and adopted under section 379.2431(2)(t), F.S.

*Rulemaking Authority 373.026(7), 373.043, 373.118(1), 373.406(5), 373.4131, 373.414(9), 373.418, 403.805(1) FS. Law Implemented 373.118(1), 373.406(5), 373.413, 373.4131, 373.414(9), 373.416, 373.418, 373.426, 403.814(1) FS. History—New 10-3-95, Formerly 62-341.427, Amended 10-1-13, 6-1-18.*

## **Special Consent Conditions**

1. The applicant agrees to indemnify, defend and hold harmless the Board of Trustees and the State of Florida from all claims, actions, lawsuits and demands in any form arising out of the authorization to use sovereignty submerged lands or the applicant's use and construction of structures on sovereignty submerged lands. This duty to indemnify and hold harmless will include any and all liabilities that are associated with the structure or activity including special assessments or taxes that are now or in the future assessed against the structure or activity during the period of the authorization.
2. Failure by the Board of Trustees to enforce any violation of a provision of the authorization or waiver by the Board of Trustees of any provision of the authorization will not invalidate the provision not enforced or waived, nor will the failure to enforce or a waiver prevent the Board of Trustees from enforcing the unenforced or waived provision in the event of a violation of that provision.
3. Applicant binds itself and its successors and assigns to abide by the provisions and conditions set forth in the authorization. If the applicant or its successors or assigns fails or refuses to comply with the provisions and conditions of the authorization, the authorization may be terminated by the Board of Trustees after written notice to the applicant or its successors or assigns. Upon receipt of such notice, the applicant or its successors or assigns will have thirty (30) days in which to correct the violations. Failure to correct the violations within this period will result in the automatic revocation of this authorization.
4. All costs incurred by the Board of Trustees in enforcing the terms and conditions of the authorization will be paid by the applicant. Any notice required by law will be made by certified mail at the address shown on page one of the authorization. The applicant will notify the Board of Trustees in writing of any change of address at least ten days before the change becomes effective.
5. This authorization does not allow any activity prohibited in a conservation easement or restrictive covenant that prohibits the activity.



## **General Conditions for Authorizations for Activities on State-Owned Submerged Lands:**

All authorizations granted by rule or in writing under Rule 18-21.005, F.A.C., except those for geophysical testing, shall be subject to the general conditions as set forth in paragraphs (a) through (i) below. The general conditions shall be part of all authorizations under this chapter, shall be binding upon the grantee, and shall be enforceable under Chapter 253 or 258, Part II, F.S.

(a) Authorizations are valid only for the specified activity or use. Any unauthorized deviation from the specified activity or use and the conditions for undertaking that activity or use shall constitute a violation. Violation of the authorization shall result in suspension or revocation of the grantee's use of the sovereignty submerged land unless cured to the satisfaction of the Board.

(b) Authorizations convey no title to sovereignty submerged land or water column, nor do they constitute recognition or acknowledgment of any other person's title to such land or water.

(c) Authorizations may be modified, suspended or revoked in accordance with their terms or the remedies provided in Sections 253.04 and 258.46, F.S. or Chapter 18-14, F.A.C.

(d) Structures or activities shall be constructed and used to avoid or minimize adverse impacts to sovereignty submerged lands and resources.

(e) Construction, use, or operation of the structure or activity shall not adversely affect any species which is endangered, threatened or of special concern, as listed in Rules 68A-27.003, 68A-27.004 and 68A-27.005, F.A.C.

(f) Structures or activities shall not unreasonably interfere with riparian rights. When a court of competent jurisdiction determines that riparian rights have been unlawfully affected, the structure or activity shall be modified in accordance with the court's decision.

(g) Structures or activities shall not create a navigational hazard.

(h) Structures shall be maintained in a functional condition and shall be repaired or removed if they become dilapidated to such an extent that they are no longer functional. This shall not be construed to prohibit the repair or replacement subject to the provisions of Rule 18-21.005, F.A.C., within one year, of a structure damaged in a discrete event such as a storm, flood, accident, or fire.

(i) Structures or activities shall be constructed, operated, and maintained solely for water dependent purposes, or for non-water dependent activities authorized under paragraph 18-21.004(1)(g), F.A.C., or any other applicable law.

(8) Pursuant to Section 253.77(4), F.S., federal, state, or local agencies or political subdivisions, including ports and inland navigation districts, proposing to conduct an activity which qualifies for an exemption under Part IV of Chapter 373, F.S. or Section 403.813(1), F.S., shall be granted a letter of consent or public easement upon receipt of a request and a legal description of the affected land. However, such grant does not release the entity from compliance with other applicable provisions of Chapter 18-18, 18-20 or 18-21, F.A.C.

*Rulemaking Authority 253.03(7), 253.73 FS. Law Implemented 253.001, 253.03, 253.141, 253.68, 253.72, 253.74, 253.75, 253.77 FS. History—New 3-27-82, Amended 8-1-83, Formerly 16Q-21.04, 16Q-21.004, Amended 12-25-86, 1-25-87, 3-15-90, 8-18-92, 10-15-98, 12-11-01, 10-29-03, 12-16-03, 1-8-04, 10-27-05, 4-14-08, 9-1-09.*

# THALATTA PARK SITE IMPROVEMENTS OVERLOOK PIER & SHORE STABILIZATION

17301 OLD CUTLER ROAD  
PALMETTO BAY, FLORIDA 33157

## INDEX OF SHEETS

SHEET NO.	SHEET DESCRIPTION
C-000	COVER
C-001	GENERAL NOTES
C-003	SHORELINE TO SHORELINE WIDTH & BOARDWALK DISTANCE
C-100	FRAMING LAYOUT
C-102	FRAMING PROFILE
C-103	EXISTING RAMP PROFILE
C-104	SHORE STABILIZATION PLAN
C-200	FRAMING DETAILS
C-201	FRAMING NOTES AND DETAILS
C-202	CONCRETE PILE DETAILS
<b>C-203</b>	<b>GENERAL DETAILS</b>
C-300	EROSION CONTROL PLAN 1
C-301	EROSION CONTROL PLAN 2
C-302	SWPPP DETAILS

THE SCALE OF THESE DRAWINGS MAY HAVE CHANGED  
DUE TO REPRODUCTION

### PROJECT LOCATION



DEVELOPED FOR:  
**VILLAGE OF PALMETTO BAY**

PROJECT No.215614878  
JULY 15, 2019

PERMIT SET



Digitally signed by Terrance N Glunt  
DN: cn=US, o=IdenTrust ACES  
Unaffiliated Individual, cn=Terrance  
N Glunt,  
0.9.2342.19200300.100.1.1=A01098  
00000015E8E96630700001492  
Date: 2019.07.25 15:02:18 -04'00'

TERRANCE N. GLUNT, P.E.  
REGISTERED ENGINEER NO. 40130  
STATE OF FLORIDA

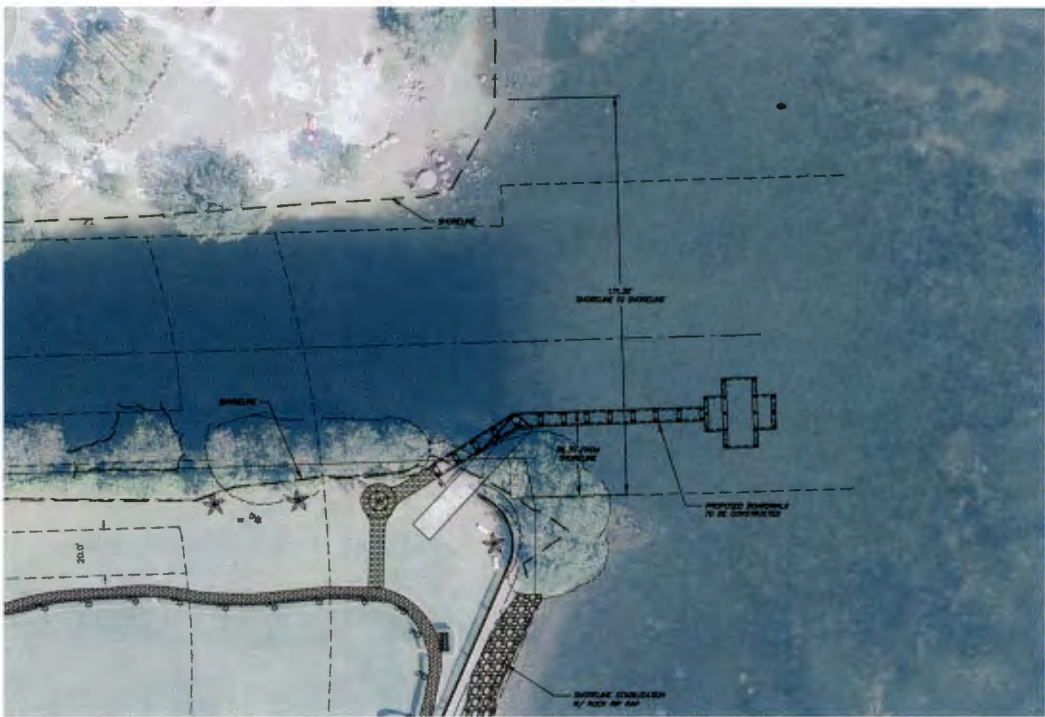
The Contractor shall, and be responsible to all interested (D) (C) with the drawings, as they pertain to their interests in the project.

NO.	DATE	DESCRIPTION	BY



901 Ronce de Leon Blvd, Suite 900  
Coral Gables, Florida 33134  
Tel: 305-443-7900  
Fax: 305-443-3344  
www.stantec.com





PLAN VIEW

DATE	BY	DESCRIPTION
12.27.05	APRIL	11.05.05
11.05.05	APRIL	11.05.05

DATE	BY	DESCRIPTION
11.05.05	APRIL	11.05.05

DATE	BY	DESCRIPTION
11.05.05	APRIL	11.05.05

DATE	BY	DESCRIPTION
11.05.05	APRIL	11.05.05

**Stantec**  
 191 Monroe St. Suite 800  
 Coral Gables, Florida 33134  
 www.stantec.com

The Contractor shall verify and be responsible for all dimensions. DO NOT scale the drawings. All dimensions shall be verified in the field. The Contractor is all design and drawings are the property of Stantec. Reproduction or use for any purpose other than that authorized by Stantec is prohibited.

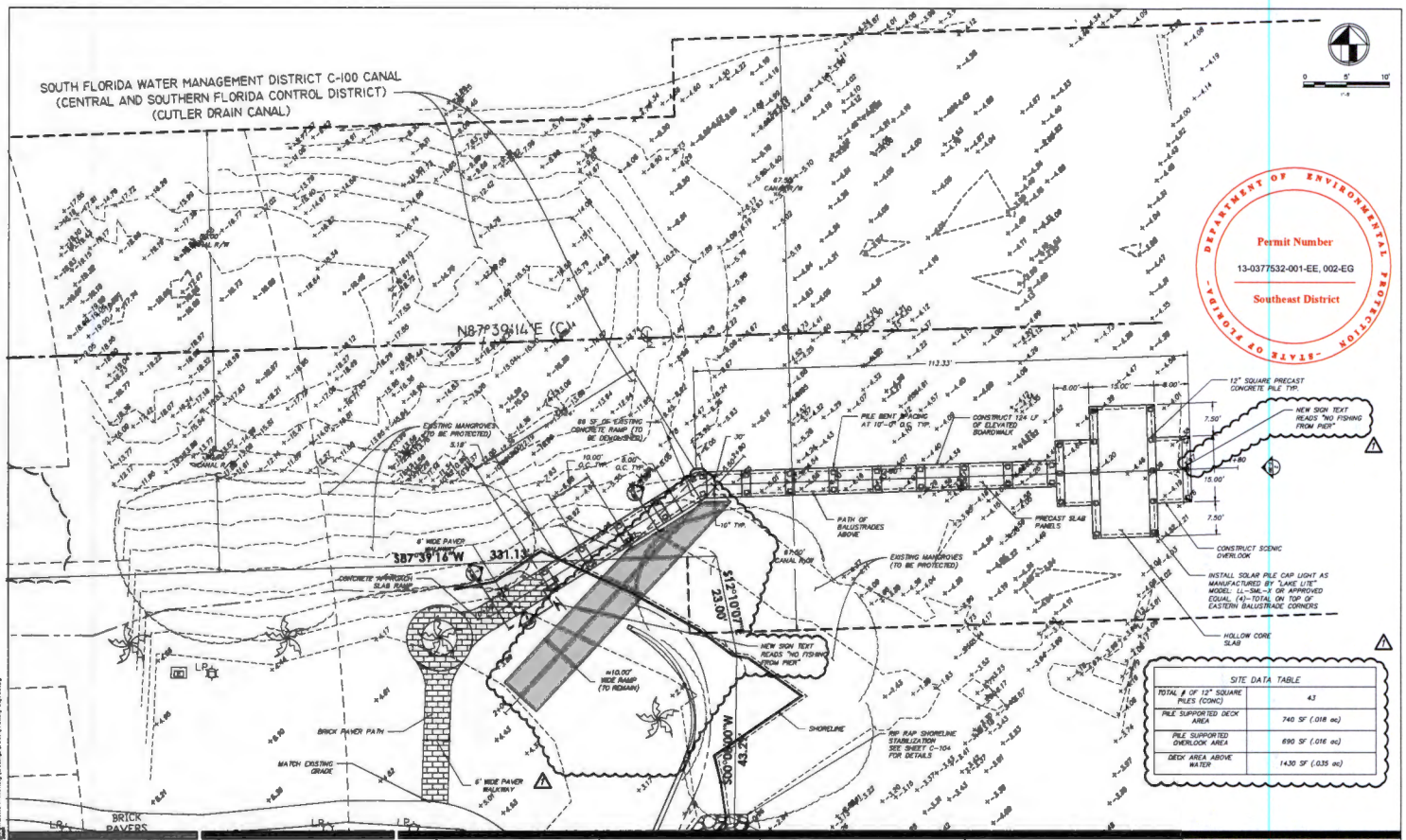
**THALATTA PARK IMPROVEMENTS**  
 17301 OLD OUTLER ROAD  
 PALMETTO BAY, FL 33157

City: St. Johns  
 State: FL  
 Date: 11.05.05  
 Project: 11.05.05

**SHORELINE TO SHORELINE WIDTH & BOARDWALK DISTANCE**

Project No.: 210914878  
 Drawing No.: C-003  
 Sheet: 1 of 1  
 Revision: 00001 BT

SOUTH FLORIDA WATER MANAGEMENT DISTRICT C-100 CANAL  
(CENTRAL AND SOUTHERN FLORIDA CONTROL DISTRICT)  
(CUTLER DRAIN CANAL)



SITE DATA TABLE	
TOTAL # OF 12" SQUARE PILES (CONC)	43
PILE SUPPORTED DECK AREA	740 SF (0.18 ac)
PILE SUPPORTED OVERLOOK AREA	690 SF (0.16 ac)
DECK AREA ABOVE WATER	1430 SF (0.33 ac)

NO.	DATE	BY	APP.	REVISION

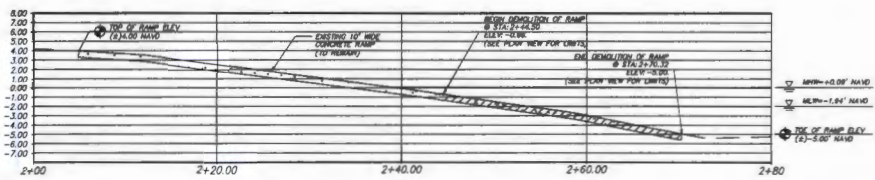
**Stantec**  
100 Prairie View Lane, Suite 500  
Coral Gables, Florida 33134  
www.stantec.com

The Consultant shall not be held responsible for all drawings. It will not be the drawing user's responsibility to verify the accuracy of the information. The Consultant shall not be held responsible for any errors or omissions in the drawings. The Consultant shall not be held responsible for any errors or omissions in the drawings. The Consultant shall not be held responsible for any errors or omissions in the drawings.

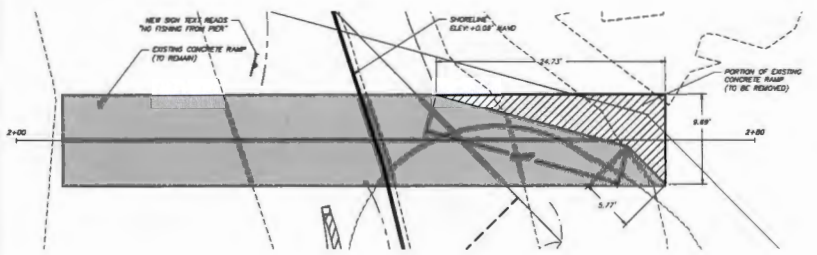
THALATTA PARK IMPROVEMENTS  
17301 OLD CUTLER ROAD  
PALMETTO BAY, FL 33157

FRAMING LAYOUT	
Project No.	215614878
Sheet	C-100
Revision	3 of 13





A SECTION THROUGH RAMP  
8-100 1" = 8'-0"



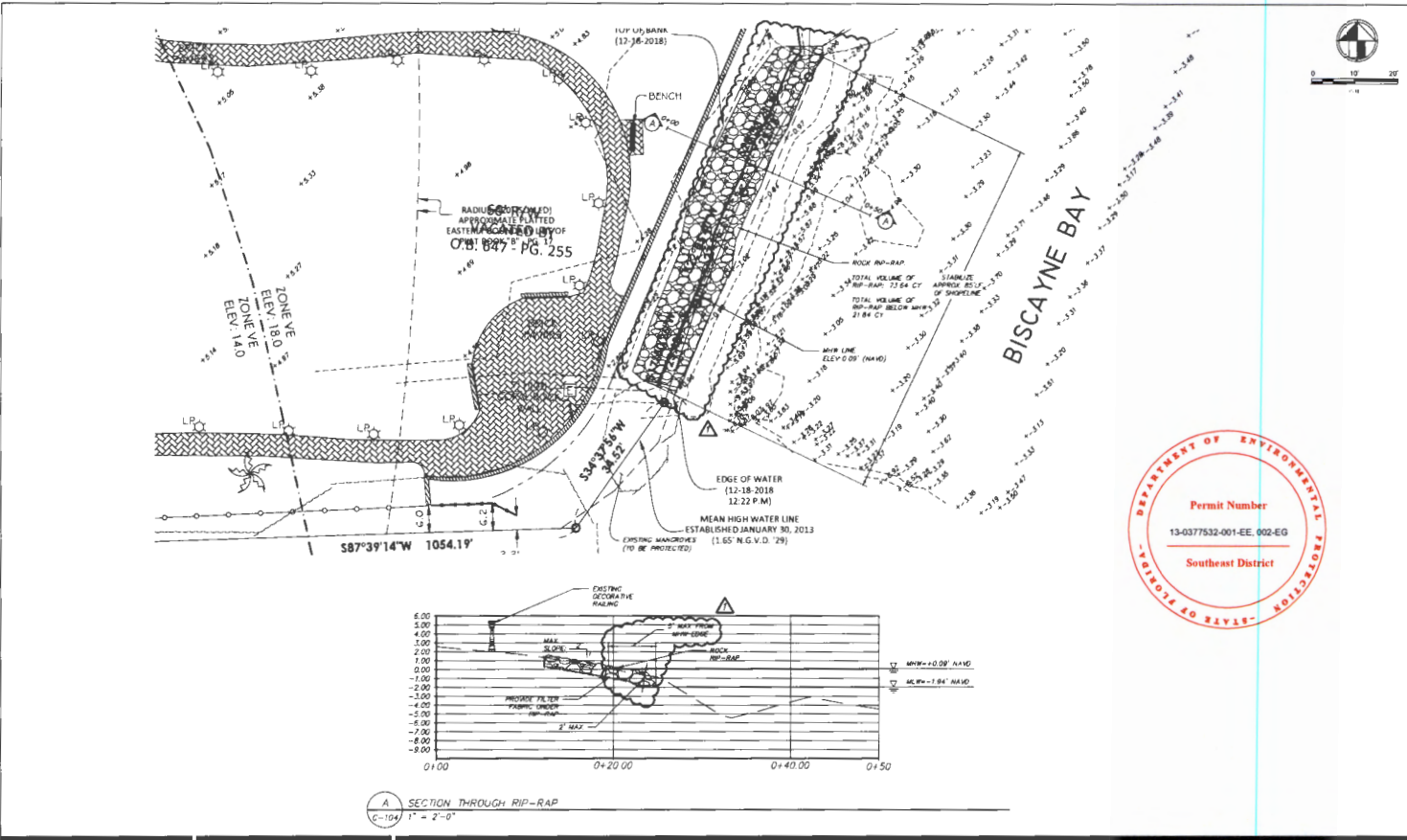
B EXISTING RAMP PLAN  
8-100 1" = 8'-0"

<b>REVISIONS</b> No. Description Date 1. 11/20/08		<b>DESIGNER</b> Name Title Date 11/20/08		<b>CHECKER</b> Name Title Date 11/20/08		<b>APPROVER</b> Name Title Date 11/20/08		<b>DATE</b> 11/20/08	
<b>CONTRACT</b> No. Date 11/20/08		<b>PROJECT</b> No. Date 11/20/08		<b>SCALE</b> 1" = 8'-0"		<b>PROJECT NO.</b> 13-0377532-001-EE, 002-EG		<b>DATE</b> 11/20/08	



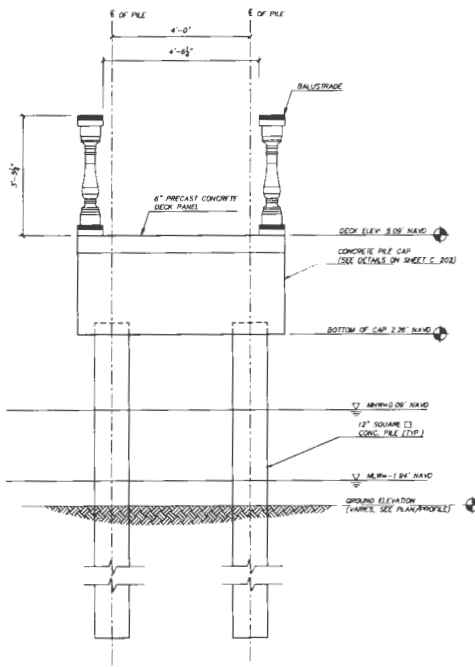
THALATTA PARK IMPROVEMENTS  
 17301 OLD CUTLER ROAD  
 PALMETTO BAY, FL 33157

<b>EXISTING RAMP PROFILE</b> Project No. 21091462H Drawing No. C-100 Sheet 5 of 13		Date 11/20/08
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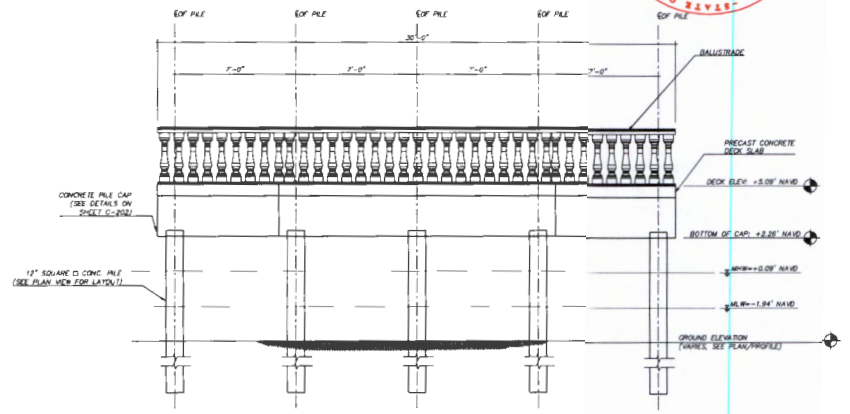


<b>COMP COMMENTS</b> Revision: _____ Date: _____ By: _____		<b>REVISIONS</b> No. _____ Description: _____ Date: _____ By: _____		<b>STANTEC</b> 17301 OLD CUTLER ROAD PALM BEACH, FL 33411 TEL: 561-850-8800 FAX: 561-850-8801 WWW.STANTEC.COM		<b>THALATTA PARK IMPROVEMENTS</b> 17301 OLD CUTLER ROAD PALM BEACH, FL 33411		<b>SHORE STABILIZATION PLAN</b> Project No.: 215614878 Scale: _____ Drawing No.: C-104 Sheet: 6 of 13 Date: 11/20/13	
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1 ELEVATED BOARDWALK SECTION SCALE 3/4" = 1'-0"



2 VIEWING PLATFORM ELEVATION SCALE 3/8" = 1'-0"

<b>COMP. CONTACTS</b> Revision By Date Revision By Date		<b>DATE</b> 12/17/2013 11/26/2013		<b>SCALE</b> 3/4" = 1'-0" 3/8" = 1'-0"		<b>Sheet</b> 7 of 13		<b>Revision</b> 10/11/13	
<b>Stantec</b> 100 Florida Avenue, Suite 100 Coral Gables, Florida 33134 www.stantec.com		<b>THALATTA PARK IMPROVEMENTS</b> 17301 OLD CUTLER ROAD PALMETTO BAY, FL 33157		<b>FRAMING DETAILS</b> Project No. 215614878 Drawing No. C-200 Scale 7 of 13		<b>Revision</b> 10/11/13		<b>Permit</b> 13-0377532-001-EE, 002-EG	

**GENERAL NOTES:**

**CONCRETE & REINFORCING STEEL:**

- ALL CONCRETE SHALL ATTAIN A MIN. COMPRESSIVE STRENGTH OF 5000 PSI AT THE END OF 28 DAYS. FOUR CONCRETE CYLINDERS SHALL BE TAKEN FOR EACH 50 CUBIC YARD OR FRACTION THEREOF AND SHALL BE TESTED AT 3, 7, AND 28 DAYS. SLABS SHALL NOT EXCEED 4" (5/8").
- ALL REINFORCING SHALL BE #5 UNCOIL WELD WIRE BULLET STEEL IN ACCORDANCE WITH ASTM A618 GRADE 60. ALL BENT BARS SHALL BE A MINIMUM OF 30 DIA. DIAMETERS. PLACING OF REINFORCEMENT SHALL CONFORM TO THE LATEST ACI CODE AND MANUAL OF STANDARD PRACTICE.
- ALL CONCRETE SHALL BE PLACED WITHIN 90 MINUTES FROM BATCH TIME AND CURRATED AS REQUIRED BY THE ACI MANUAL OF CONCRETE PRACTICE. TEMPERATURE OF CONCRETE AT THE TIME OF PLACEMENT SHALL BE BETWEEN 75°F AND 100°F.
- ALL CONCRETE SURFACES SHALL HAVE A LIGHT BROWN FINISH. ALL EXPOSED CONCRETE EDGES SHALL BE CHAMFERED 3/4" OR AS SHOWN ON THE PLANS.

**SHOP DRAWINGS:**

- ITEMS TO BE PROVIDED AS SHOP DRAWINGS OR MANUFACTURERS DATA SHEETS:
  - PRECAST CONCRETE PANELS
  - ALL STAINLESS STEEL HARDWARE (HARDWARE TO BE 316 SS OR APPROVED EQUAL)
  - PRECAST CONCRETE BEAM SLAB
  - PILE DRIVING EQUIPMENT
  - CONCRETE MIX DESIGN
  - IMP-BAL
  - FILTER FABRIC

**CODE COMPLIANCE:**

- PLATFORMS AND RAILING TO COMPLY WITH FBC 2017 SECTION 1005 WITH EXCEPTION AS PERMITTED BY IRC SECTIONS 1012.2 AND 1012.3 REGARDING RAILING HEIGHT.

**GENERAL:**

- ALL DIMENSIONS ON PLANS ARE SUBJECT TO VERIFICATION IN THE FIELD.
- PILES SHALL BE INSTALLED BY AUGERING SEE GEOTECHNICAL REPORT BY HNTBS ENGINEERS OF FLORIDA. HNTBS DATED MARCH 2018. CONTRACTOR SHALL PROVIDE 5' SPACING BETWEEN DRIVING ROWS.

**DESIGN LOADS (ASCE 7-10) DESIGN COMPLES WITH FBC 2017 EDITION**

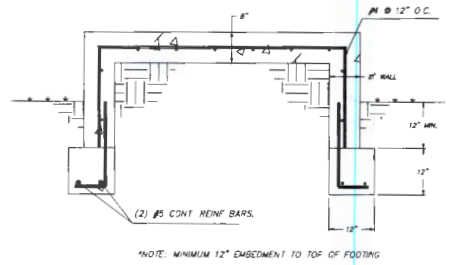
- DECK LOADS
  - LIVE LOAD = 100 PSF
  - WIND DEAD LOAD = 10 PSF
- WIND LOAD
  - WIND CATEGORY II
  - WIND SPEED (ASD)
  - WIND PRESSURE (ASD)
    - 2.4.1 WIND UP - 28 PSF
    - 2.4.2 WIND DOWN - 28 PSF
- SOIL PRESSURE (ASD)
  - 2.5.1.1 UPLIFT - 40 PSF
  - 2.5.1.2 DRAINAGE - 58 PSF
  - 2.5.2 DRAIN - 42 PSF
  - 2.5.2.2 DRAINAGE - 44 PSF

**SOILS:**

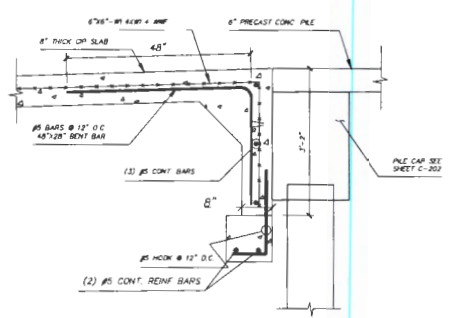
- ALL OBSTACLES MATERIALS ENCOUNTERED DURING EXCAVATION SHALL BE REMOVED IN THEIR ENTIRETY DOWN TO SUITABLE MATERIAL.
- PILE BENCHES USED TO REPLACE EXCAVATED MATERIAL SHALL BE 4' CLEAR FREE DRAINING SAND OR ROCK/SAND MIXTURE MEETING THE REQUIREMENTS OF SOILS CLASSIFIED AS A-3 OR APPROVED EQUAL.
- ALL BENCHES OR EXISTING TOOL SURFACES BENEATH BEAMS AND APPROACH SLAB SHALL BE COMPACTED TO A MINIMUM OF 95% OF THE MAXIMUM DRY DENSITY ACCORDING TO AASHTO T-99.

**PILES:**

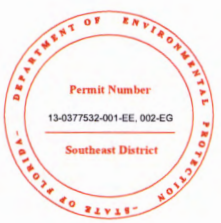
- CONC. PILES TO BE INSTALLED TO A MINIMUM OF 10' EMBEDMENT FROM EXISTING GRADE OR TO A MINIMUM OF 10 HHS VERTICAL PILE CAPACITY.
- DUE TO EXISTENCE OF UNSTABLE LAYER PILES SHALL BE PRE-ACCURED TO ELIMINATE DAMAGE TO PILES DURING DRIVING OPERATIONS.
- CONTRACTOR SHALL PROVIDE CURBILITY CURTAINS DURING PRE-ACCURING ACTIVITIES TO PREVENT TURBIDITY PLUMES FROM ESCAPING INTO THE BAY.
- PILE DRIVING EQUIPMENT SHALL BE BY STATIC OR DYNAMIC PILE DRIVING EQUIPMENT SHALL BE SUBMITTED TO FOR APPROVAL PRIOR TO ANY MOBILIZATION OF PILE DRIVING OPERATIONS.
- SPECIAL INSPECTOR SHALL BE REQUIRED FOR ALL PILE DRIVING ACTIVITIES AS PER FBC 2017 SPECIAL INSPECTION FORM TO BE SUBMITTED TO BUILDING DEPARTMENT PRIOR TO PILE DRIVING OPERATION.



1 CONCRETE RAMP APPROACH DETAIL



2 LEDGER CONNECTION DETAIL



NO.	DATE	BY	CHKD.	APP'D.	REVISION

NO.	DATE	BY	CHKD.	APP'D.	REVISION

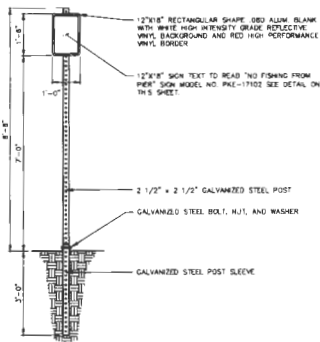
**Stantec**  
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 www.stantec.com

**THALATTA PARK IMPROVEMENTS**  
 17301 OLD CUTLER ROAD  
 PALMETTO BAY, FL, 33157

**FRAMING NOTES AND DETAILS**

Project No.: 21561485B  
 Scale: \_\_\_\_\_  
 Drawing No.: C-201  
 Date: 8 of 13  
 Revision: \_\_\_\_\_





1 NO FISHING SIGN DETAIL      2 12"x18" SIGN MODEL: PKE 17102

13-0377532-001-EE, 002-EG - Thalatta Park Improvements - Permit No. 13-0377532-001-EE, 002-EG

DATE	BY	DESCRIPTION
18.07.05	REVISION	REVISED PER COMMENTS
17.08.05	REVISION	REVISED PER COMMENTS

NO.	DATE	BY	DESCRIPTION
1	18.07.05	REVISION	REVISED PER COMMENTS
2	17.08.05	REVISION	REVISED PER COMMENTS

**Stantec**  
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 CORAL GABLES, FLORIDA 33134  
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THALATTA PARK IMPROVEMENTS  
 17301 OLD CUTLER ROAD  
 PALMETTO BAY, FL 33157

GENERAL NOTES	
Project No.	215614g
Sheet	C-2g
Scale	10 of 13
Revision	PUMP SET





