



# Leon County

## Board of County Commissioners

301 South Monroe Street, Tallahassee, Florida 32301  
(850) 606-5302 www.leoncountyfl.gov

Purchasing Division  
1800-3 Blair Stone Road  
(corner of Miccosukee and Blair Stone Roads)  
Tallahassee, Florida 32308  
(850) 606-1600

Commissioners

April 18, 2011

BILL PROCTOR  
District 1

JANE G. SAULS  
District 2

JOHN DAILEY  
District 3

BRYAN DESLOGE  
District 4

KRISTIN DOZIER  
District 5

NICK MADDOX  
At-Large

AKIN AKINYEMI  
At-Large

PARWEZ ALAM  
County Administrator

HERBERT W.A. THIELE  
County Attorney

RE: Bid Title: Lawndale Road Drainage Improvements and Buck Lake Road Intersection Improvements  
Bid No: BC-04-29-11-35  
Opening Date: Friday, April 29, 2011

### ADDENDUM #1

Dear Vendor:

This letter serves as Addendum #1 for the above referenced project.

The following items are hereby incorporated as part of the solicitation documents.

Attachment 1 - Lawndale Road Drainage Improvements Revisions and Clarifications

Attachment 2 - Northwest Florida Water Management District, Environmental Resource Permit

Attachment 3 - Leon County Department of Growth and Environmental Management, Environmental Management Permit

Acknowledgment of this addendum is required as part of your bid submittal. Failure to acknowledge this addendum may result in rejection of your bid.

Should you have any questions, feel free to call me at (850) 606-1600.

Sincerely,

Wendi Sellers  
Contract Manager

WS

**ATTACHMENT #1**  
**Lawndale Road Drainage Improvements**  
**Revisions and Clarifications**

**ADDENDUM 1**

**Project: Lawndale Road Drainage Improvements**

**Project Number: 0025.003.00**

**Date Bids are Due: April 29, 2011**

**The following revisions / clarifications are made to the plans.**

1. Sheet 2 of plan set, Supplemental General Note #12 was revised to state, "PREPARE AS-BUILT RECORD DRAWINGS DEPICTING THE ACTUAL LOCATIONS, DIMENSIONS, AND ELEVATIONS OF THE FINISHED WORK AND SUBMIT TO LEON COUNTY PUBLIC WORKS FOR REVIEW AND ACCEPTANCE. PUBLIC WORKS WILL SUBSEQUENTLY SUBMIT AS-BUILT DRAWINGS TO LEON COUNTY GROWTH AND ENVIRONMENTAL MANAGEMENT FOR PROJECT CLOSE-OUT. ALL WORK OF PREPARATION AND SUBMISSION OF AS-BUILT RECORD DRAWINGS SHALL BE DONE IN ACCORDANCE WITH SECTION 14 OF THE CITY'S SPECIFICATIONS."
2. Sheet 4 of plan set, Supplemental Sediment & Erosion Control Note #12 was revised to state, "MATERIAL STOCKPILING SHALL NOT BE LOCATED WITHIN ENVIRONMENTALLY SENSITIVE AREAS. THE CONTRACTOR SHALL HAVE THE STOCKPILE LOCATION APPROVED BY THE PROJECT ENGINEER AND THE COUNTY ENVIRONMENTAL INSPECTOR PRIOR TO CONSTRUCTION. METHODS FOR CONTROLLING EROSION FROM THE STOCKPILE SHALL BE ADDRESSED BY THE CONTRACTOR AND APPROVED BY THE PROJECT ENGINEER PRIOR TO CONSTRUCTION."
3. Sheet 4 of plan set, Supplemental Sediment & Erosion Control Note #24 was revised to state, "THE CONTRACTOR SHALL RETAIN A COPY OF THE ENVIRONMENTAL RESOURCE PERMIT ISSUED BY THE NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT AND THE ENVIRONMENTAL MANAGEMENT PERMIT ISSUED BY LEON COUNTY GROWTH AND ENVIRONMENTAL MANAGEMENT ON-SITE AT ALL TIMES."
4. Sheet 4 of plan set, Supplemental Sediment & Erosion Control Note #25 was revised to state, "PRIOR TO CONSTRUCTION THE CONTRACTOR SHALL REVIEW THE

COMPLETE ENVIRONMENTAL RESOURCE PERMIT AND ENVIRONMENTAL MANAGEMENT PERMIT.”

5. Sheet 4 of plan set, Supplemental Sediment & Erosion Control Note #27 was revised to state, “IN THE EVENT THAT A SINKHOLE SHOULD OCCUR DURING CONSTRUCTION THE CONTRACTOR SHALL NOTIFY THE PROJECT ENGINEER, LEON COUNTY GROWTH AND ENVIRONMENTAL MANAGEMENT, AND THE NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT IMMEDIATELY.”
6. Sheet 4 of plan set, Tree Protection Note #1 was revised to state, “THE CONTRACTOR SHALL PRESERVE SELECTED TREES WITHIN THE LIMITS OF CONSTRUCTION PER COUNTY INSPECTOR’S DIRECTION. A TREE PROTECTION BARRICADE IS TO BE INSTALLED AT OR NEAR THE CRITICAL PROTECTION ZONE OF EACH TREE PRIOR TO INITIATION OF ANY CONSTRUCTION ACTIVITY AND IS TO REMAIN IN PLACE UNTIL ALL CONSTRUCTION ACTIVITY HAS BEEN COMPLETED. THE LEON COUNTY ENVIRONMENTAL INSPECTOR MUST APPROVE THE PLACEMENT OF THE TREE PROTECTION MEASURES.”
7. Sheet 4 of the plan set, added Dewatering Notes and a Detail. (See attached sketch)
8. Sheet 9 of plan set, Structure S-2 was revised to require a Steel Grate.
9. Sheet 12 of plan set, the pipe inverts for Redfield Road side drain were changed to *47.11* (west) and *46.42* (east)

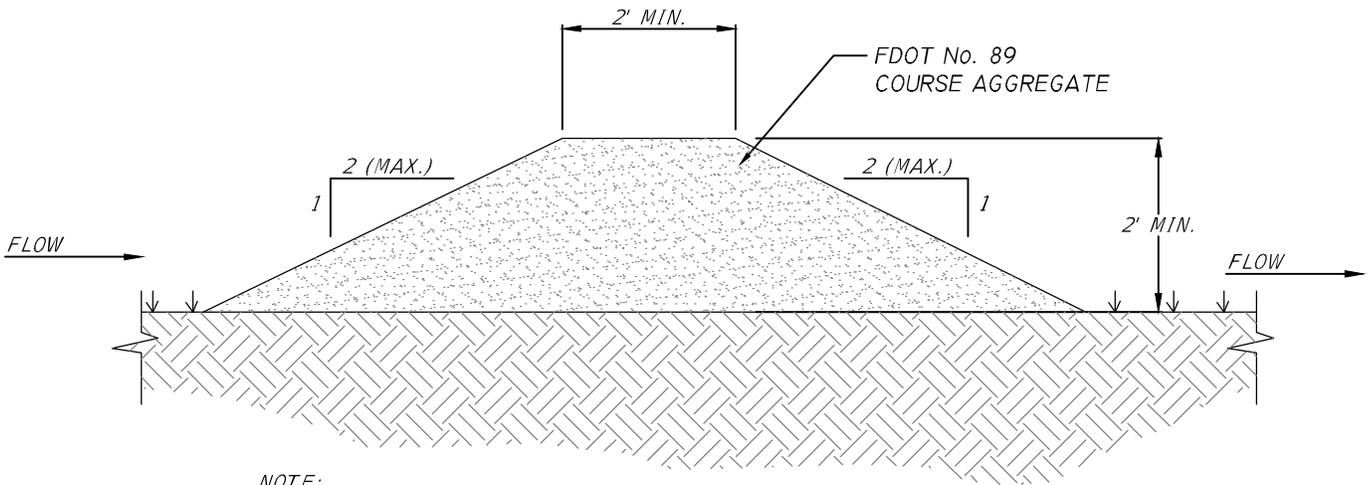


930 THOMASVILLE ROAD SUITE 200  
TALLAHASSEE, FLORIDA 32303

PHONE 850/298-4213  
FAX 850/298-4498  
CA8225

**DEWATERING NOTES:**

1. IF PUMPING IS USED FOR DEWATERING, THE CONTRACTOR SHALL USE BIODEGRADABLE FLUIDS TO PREVENT POTENTIAL POLLUTION.
2. BEST MANAGEMENT PRACTICES SHALL BE FOLLOWED, AND ALL DEWATERING MEASURES SHALL BE APPROVED BY THE COUNTY ENVIRONMENTAL INSPECTOR (SEE DETAIL).
3. CONTRACTOR SHALL CHECK WITH NFWMD FOR POTENTIAL PERMIT REQUIREMENTS AT (850) 539-5999
4. CONTRACTOR SHALL ALSO COMPLY WITH THE DIRECTIONS GIVEN BY THE COUNTY ENVIRONMENTAL INSPECTORS.



*NOTE:  
THE CONTRACTOR SHALL REMOVE ACCUMULATED SEDIMENT  
AS REQUIRED DURING CONSTRUCTION AND AFTER ALL  
OTHER CONSTRUCTION ACTIVITIES ARE COMPLETE.*

**SEDIMENT BARRIER**

N. T. S.

Andr: / Apr 15, 2011 - 8:41am - J:\PROJ\57125\1025\1025.DWG\BASE.DWG

<b>CLIENT</b>  LEON COUNTY PUBLIC WORKS	<b>PROJECT NAME</b> LAWDALE ROAD DRAINAGE IMPROVEMENTS	<b>FILE NAME</b> 0025.003.00\DWG\BASE.DWG	<b>PROJECT NO.</b> 25.003.00	
	<b>SHEET TITLE</b> DEWATERING NOTES & DETAIL	<b>DRAWN BY</b> ANDY	<b>CHECKED BY</b> RAJ	<b>SCALE</b> AS SHOWN



Douglas E. Barr  
Executive Director

## ATTACHMENT #2

# Northwest Florida Water Management District

2252 Killearn Center Blvd., The Delaney Center, Suite 2-D  
Tallahassee, Florida 32309

(850) 921-2986 • (Fax) 921-3082

April 13, 2011

Tony Park  
Leon County Public Works  
2280 Miccosukee Road  
Tallahassee, FL 32308

Re: **Notice of Final Agency Action - Approval**  
**Individual Environmental Resource Permit**  
Project Name: Lawndale Rd. Drainage Improvements  
Permit Number: 1016

Dear Tony Park:

Enclosed is the approved Environmental Resource Permit authorized by the Northwest Florida Water Management District for the above referenced application on April 13, 2011. Please be sure to read the enclosed permit and all exhibits in their entirety, paying close attention to reporting and other permit conditions that may require additional action by you or your representatives, before, during, and after the completion of the permitted activity. For your convenience, the required information may be submitted via the internet at:

[http://www.nwfwmd.state.fl.us/permits/erp/epermit\\_home.html](http://www.nwfwmd.state.fl.us/permits/erp/epermit_home.html) or in writing to this office at:

Northwest Florida Water Management District  
The Delaney Center Building, Suite 2-D  
2252 Killearn Center Blvd.  
Tallahassee, FL 32309

Please be advised that you are required to fully execute and submit the following documents:

- **“Construction Commencement Notice” [form 62-346.900(3)]** – Submitted to the District *no later than 48 hours prior to commencement of any part of the activity authorized by the enclosed permit.*
- **“As-Built Certification By a Registered Professional” [form 62-346.900(4)]** – Submitted to the District *no later than 30 days after the activity has been completed*
- **“Request for Conversion of an Environmental Resource Permit Construction Phase to Operation and Maintenance Phase” [form 62-346.900(6)]** – Submitted to the District *concurrent with the submittal of the “As-Built Certification by a Registered Professional.”*

Copies of these and other ERP forms are available for download on the District website at website at [http://www.nwfwmd.state.fl.us/permits/erp/erp\\_downloads.htm#erp\\_forms](http://www.nwfwmd.state.fl.us/permits/erp/erp_downloads.htm#erp_forms).

GEORGE ROBERTS  
Chair  
Panama City

PHILIP K. McMILLAN  
Vice Chair  
Blountstown

STEVE GHAZVINI  
Secretary/Treasurer  
Tallahassee

PETER ANTONACCI  
Tallahassee

STEPHANIE BLOYD  
Panama City Beach

JOYCE ESTES  
Eastpoint

TIM NORRIS  
Santa Rosa Beach

JERRY PATE  
Pensacola

RALPH RISH  
Port St. Joe

Please be advised that the District has not published a notice in a newspaper of local circulation advising the public that a permit has been issued for this activity. Publication, using the District form, notifies the public of their rights to challenge the issuance of this permit. If proper notice is given by publication, third parties have a 21-day time limit to file a petition opposing the issuance of the permit. If you do not publish, a party's right to challenge the issuance of the permit may extend indefinitely. If you wish to have certainty that the period for filing such a challenge is closed, then you may publish, at your expense, such a notice in a newspaper of general circulation. A copy of the form of the notice and a list of newspapers of general circulation is attached for your information. If you choose to publish such a notice, please submit a copy to the District for our records.

**The issuance of an Environmental Resource Permit for this activity does not eliminate the need to obtain all necessary permits or approvals from other agencies.**

Should you have any questions regarding your permit, its conditions, or additional forms or information you need to submit, please contact your permit reviewer, David Bogema, at 850-921-2986 or by e-mail: [David.Bogema@nwfwmf.state.fl.us](mailto:David.Bogema@nwfwmf.state.fl.us).

Sincerely,



Lee Marchman, P.E., MLT (ASCP)  
Chief, Bureau of Environmental Resource Regulation

Cc: Rick Jenkins

Enclosures: Environmental Resource Permit Number: 1016  
Construction Commencement Notice [Form 62-346.900(3)]  
As-Built Certification by a Registered Professional [Form 62-346.900(4)]  
Request for Conversion of an Environmental Permit Construction Phase to Operation  
and Maintenance Phase [62-346.900(6)]  
Notice of Rights  
Newspaper Notice

**NORTHWEST FLORIDA WATER MANAGEMENT DISTRICT  
INDIVIDUAL ENVIRONMENTAL RESOURCE PERMIT**

**PERMIT NUMBER:** 1016

**DATE ISSUED:** April 13, 2011

**PROJECT NAME:** Lawndale Rd. Drainage Improvements

**CONSTRUCTION PHASE EXPIRATION DATE:** April 13, 2016

**THIS PERMIT AUTHORIZES:**

The construction of a system of culverts and outfall structures to alleviate flooding along Lawndale Road. The drainage system will consist of filling wetlands and surface waters on the north side of Buck Lake Road with a 42 inch reinforced concrete pipe and an outfall structure located within PE SW3, an existing county maintained sediment sump. Also, a 30 inch reinforced concrete pipe will be installed under Buck Lake Road extending from PE W3 and connecting to PE W2. The pipe is designed to redirect stormwater from an off-site wetland, which floods the Sugar Mill Pond during heavy rain events, down the existing stormwater conveyance on the south side of Buck Lake Road. Impacts consist of 0.084 acres of fill within surface waters and 0.047 acres of fill within wetlands. No functional loss to wetlands is anticipated.

**LOCATION:**

City: Tallahassee

County: Leon

Address: Buck Lake Rd. from approx. 800 ft. west of the intersection of Avondale Way for approx. 1,700 ft. east of Buck Lake Rd.

Section(s): 11

Township(s): 1N

Range(s): 1E

Latitude: 30° 27' 50" N

Longitude: 84° 10' 43" W

**ISSUED TO:**

Leon County Board of County Commissioners  
2280 Miccosukee Road  
Tallahassee, FL 32308

Permittee agrees to hold and save the Northwest Florida Water Management District and its successors harmless from any and all damages, claims, or liabilities which may arise from permit issuance. Said application, including all plans and specifications attached thereto, is by reference made a part hereof.

This permit does not convey to permittee any property rights nor any rights of privileges other than those specified herein, nor does it 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 pursuant to Part IV of Chapter 373, Florida Statute (F.S.), and Chapter 62-346, Florida Administrative Code, (F.A.C.), and may be revoked, modified or transferred at any time pursuant to the appropriate provisions of Chapter 373, Florida Statutes.

This permit also constitutes certification compliance with water quality standards under Section 401 of the Clean Water Act, 33 U.S. Code 1341.

**PERMIT IS CONDITIONED UPON:**

See conditions on attached Exhibit A, dated April 13, 2011

See conditions on attached Exhibit B, dated April 13, 2011

**AUTHORIZED BY:** Northwest Florida Water Management District  
Division of Resource Regulation

By:

A handwritten signature in black ink, appearing to read "G. Gowens", is written over a horizontal line.

Guy Gowens, Director, Division of Resource Regulation

## **Exhibit A**

### *Specific Conditions*

The following conditions are in addition to those listed in exhibit B to the permit, number 1016, as provided for in subsection 62-346.381(2), Florida Administrative Code (F.A.C.).

#### General Specific Conditions

1. Once project construction has been deemed complete, including the re-stabilization of all side slopes, embankments, and other disturbed areas, and before the transfer to the Operation and Maintenance phase, all obsolete erosion control materials shall be removed.
2. Record-Keeping. The permittee shall be responsible for keeping records documenting that relevant permit conditions are met. This documentation shall include, at a minimum, the date of each inspection, the name and qualifications of the inspector, any maintenance actions taken, and a determination by the inspector as to whether the system is operating as intended.
3. The following boundaries, as shown on the approved construction drawings, shall be clearly demarcated on the site prior to initial clearing or grading activities:
  - a. Wetland boundaries
  - b. Surface Water boundaries

The on-site demarcation of these areas shall endure throughout the construction period and be readily discernible to construction and District personnel.

4. Wetland and surface water boundaries shown on the approved construction drawings shall be binding upon permittee and the District.

## Exhibit B

*Conditions for Issuance of an Individual Permit (Rule 62-346.301, F.A.C.),  
Additional Conditions for Issuance of Individual and Conceptual Approval Permits (Rule 62-  
346.302, F.A.C.), and  
General and Special Limiting Conditions (Rule 62-346.381, F.A.C.).*  
*(all Rules Effective November 1, 2010)*

### **62-346.301 Conditions for Issuance of Individual Permits.**

(1) In order to obtain an individual permit under this chapter, an applicant must provide reasonable assurance that the construction, alteration, operation, maintenance, removal, or abandonment of a surface water management system:

- (a) Will not cause adverse water quantity impacts to receiving waters and adjacent lands;
- (b) Will not cause adverse flooding to on-site or off-site property;
- (c) Will not cause adverse impacts to existing surface water storage and conveyance capabilities;
- (d) Will not adversely impact the value of functions provided to fish and wildlife and listed species by wetlands and other surface waters.

(e) Will not cause a violation of the water quality standards set forth in Chapters 62-4, 62-302, 62-520, 62-522, and 62-550, F.A.C., including the provisions of Rules 62-4.243, 62-4.244 and 62-4.246, F.A.C., the antidegradation provisions of paragraphs 62-4.242(1)(a) and (b), F.A.C., subsections 62-4.242(2) and (3), F.A.C., and Rule 62-302.300, F.A.C., and any special standards for Outstanding Florida Waters and Outstanding National Resource Waters set forth in subsections 62-4.242(2) and (3), F.A.C.;

(f) Will not cause adverse secondary impacts to the water resources and not otherwise adversely impact the maintenance of surface or ground water levels or surface water flows established pursuant to Section 373.042, F.S.

(g) Will be capable, based on generally accepted engineering and scientific principles, of being performed and of functioning as proposed;

(h) Will be conducted by an entity with the financial, legal and administrative capability of ensuring that the activity will be undertaken in accordance with the terms and conditions of the permit, if issued; and

(i) Will comply with any applicable special basin or geographic area criteria rules incorporated by reference in this chapter. When karst features exist on the site of a proposed stormwater management system, in addition to paragraphs (a) through (h) above, the applicant must provide reasonable assurance that untreated stormwater from the proposed system will not reach the Floridan Aquifer through sinkholes, solution pipes, or other karst features.

(2) In instances where an applicant is unable to meet water quality standards because existing ambient water quality does not meet standards and the system will contribute to this existing condition, mitigation for water quality impacts can consist of water quality enhancement. In these cases, the applicant must implement mitigation measures that are proposed by or acceptable to the applicant that will cause net improvement of the water quality in the receiving waters for those parameters that do not meet standards.

(3) In addition to the criteria in subsections 62-346.301(1) and (2), F.A.C., an applicant proposing the construction, alteration, operation, maintenance, abandonment, or removal of a dry storage facility for 10 or more vessels that is functionally associated with a boat launching area must provide reasonable assurance that the facility, taking into consideration any secondary impacts, will meet the public interest test of Section 373.414(1)(a), F.S., including the potential adverse impacts to manatees.

(4) The standards and criteria, including the provisions for elimination or reduction of impacts, and the mitigation provisions contained in sections 10.2.1 through 10.2.1.3 and sections 10.3 through 10.3.8, respectively, of Applicant's Handbook Volume I adopted by reference in Rule 62-346.091, F.A.C., shall determine whether the reasonable assurances required by subsection 62-346.301(1) and Rule 62-346.302, F.A.C., have been provided, as

Leon County Board of County Commissioner

Permit Number: 1016

April 13, 2011

applicable. Forms for demonstrating that an applicant has met the financial responsibility requirements of sections 10.3.7 through 10.3.7.9 of Applicant's Handbook Volume I are hereby adopted and incorporated by reference as:

(a) Form 62-346.900(12), "State of Florida Performance Bond To Demonstrate Financial Assurance for Mitigation" November 1, 2010;

(b) Form 62-346.900(13), "State of Florida Irrevocable Letter of Credit To Demonstrate Financial Assurance for Mitigation" November 1, 2010;

(c) Form 62-346.900(14), "Certificate I To \_\_\_\_\_ (Name of Issuing Bank) Irrevocable Letter of Credit No. \_\_\_\_\_" November 1, 2010;

(d) Form 62-346.900(15), "Certificate II To \_\_\_\_\_ (Name of Issuing Bank) Irrevocable Nontransferable Standby Letter of Credit No. \_\_\_\_\_" November 1, 2010;

(e) Form 62-346.900(16), "State of Florida Standby Trust Fund Agreement to Demonstrate Financial Assurance for Mitigation Activities" November 1, 2010;

(f) Form 62-346.900(17), "State of Florida Trust Fund Agreement to Demonstrate Financial Assurance for Mitigation Activities" November 1, 2010.

These forms are contained in Appendix C of the "Department of Environmental Protection and Northwest Florida Water Management District Environmental Resource Permit Applicant's Handbook--Volume I (General and Environmental)," and may be obtained from the locations provided in Rule 62-346.900, F.A.C.

*Rulemaking Authority 373.026(7), 373.043, 373.4145, 373.418, 403.805(1) FS. Law Implemented 373.042, 373.409, 373.413, 373.4142, 373.4145, 373.416, 373.4132, 373.426, 373.429 FS. History--New 10-1-07, Amended 11-1-10.*

**62-346.302 Additional Conditions for Issuance of Individual and Conceptual Approval Permits.**

(1) In addition to the conditions set forth in Rule 62-346.301, F.A.C., in order to obtain an individual (including conceptual approval) permit under this chapter, an applicant must provide reasonable assurance that the construction, alteration, operation, maintenance, removal, and abandonment of a system:

(a) Located in, on, or over wetlands or other surface waters will not be contrary to the public interest, or if such an activity significantly degrades or is within an Outstanding Florida Water, that the activity will be clearly in the public interest, as determined by balancing the following criteria as set forth in sections 10.2.3 through 10.2.3.7 of Applicant's Handbook Volume I adopted by reference in Rule 62-346.091, F.A.C.:

1. Whether the activity will adversely affect the public health, safety, or welfare or the property of others;
2. Whether the activity will adversely affect the conservation of fish and wildlife, including endangered or threatened species, or their habitats;
3. Whether the activity will adversely affect navigation or the flow of water or cause harmful erosion or shoaling;
4. Whether the activity will adversely affect the fishing or recreational values or marine productivity in the vicinity of the activity;
5. Whether the activity will be of a temporary or permanent nature;
6. Whether the activity will adversely affect or will enhance significant historical and archaeological resources under the provisions of Section 267.061, F.S.; and
7. The current condition and relative value of functions being performed by areas affected by the proposed activity.

(b) Will not cause unacceptable cumulative impacts upon wetlands and other surface waters as set forth in sections 10.2.8 through 10.2.8.2 of Applicant's Handbook Volume I.

(c) Located in, adjacent to or in close proximity to Class II waters or located in Class II waters or Class III waters classified by the Department of Agriculture and Consumer Services as approved, restricted, conditionally approved, or conditionally restricted for shellfish harvesting as set forth or incorporated by reference in Chapter 5L-

1, F.A.C. (July 29, 2008), will comply with the additional criteria in section 10.2.5 of Applicant's Handbook Volume I.

(d) Which constitute vertical seawalls in estuaries or lagoons, will comply with the additional criteria provided in section 10.2.6 of Applicant's Handbook Volume I.

(2) When determining whether a permit applicant has provided reasonable assurances that the Department's permitting standards will be met, the Department shall take into consideration the applicant's violation of any Department rules adopted pursuant to Sections 403.91 through 403.929, F.S., (1984 Supp.), as amended, or any Department rules adopted pursuant to Part IV, Chapter 373, F.S., relating to any other project or activity and efforts taken by the applicant to resolve these violations.

*Rulemaking Authority 373.026(7), 373.043, 373.414(9), 403.805(1) FS. Law Implemented 373.042, 373.413, 373.414, 373.416, 373.426, 380.23 FS. History—New 11-1-10.*

**62-346.381 General and Special Limiting Conditions.**

(1) The following general conditions shall be applicable to and binding on all individual permits issued pursuant to this chapter, unless the conditions are not applicable to the activity authorized by the permit, or where the conditions must be modified to accommodate unique, project-specific conditions.

(a) All activities authorized by this permit shall be implemented as set forth in the plans, specifications and performance criteria approved by this permit. Any deviation from the permitted activity and the conditions for undertaking that activity may constitute grounds for revocation or enforcement action by the Department, unless a modification has been applied for and approved in accordance with Rule 62-346.100, F.A.C.

(b) This permit or a copy thereof, complete with all conditions, attachments, exhibits, and modifications, shall be kept at the work site of the permitted activity during the construction phase. The complete permit shall be available for review at the work site upon request by the Department staff. The permittee shall require the contractor to review the complete permit prior to commencement of the activity authorized by this permit. A weather-resistant sign, measuring at least 8 1/2 inches by 11 inches, and including the permit number (in lettering that is easily visible from the access road) shall be placed on the property facing the road.

(c) Activities approved by this permit shall be conducted in a manner that does not cause violations of state water quality standards.

(d) Immediately prior to, during construction, and for the period of time after construction to allow for stabilization of all disturbed areas, the permittee shall implement and maintain erosion and sediment control best management practices, such as silt fences, erosion control blankets, mulch, sediment traps, polyacrylamide (PAM), temporary grass seed, permanent sod, and floating turbidity screens to retain sediment on-site and to prevent violations of state water quality standards. These devices shall be installed, used, and maintained at all locations where the possibility of transferring suspended solids into the receiving waterbody exists due to the permitted work, and shall remain in place at all locations until construction is completed and soils are permanently stabilized. All best management practices shall be in accordance with the guidelines and specifications described in the State of Florida Erosion and Sediment Control Designer and Reviewer Manual (Florida Department of Transportation and Florida Department of Environmental Protection, 2007), unless a project-specific erosion and sediment control plan is approved as part of the permit. If project-specific conditions require additional measures during any phase of construction or operation to prevent erosion or control sediments beyond those specified in the approved erosion and sediment control plan, the permittee shall implement additional best management practices as necessary, in accordance with the guidelines and specifications in the *State of Florida Erosion and Sediment Control Designer and Reviewer Manual*, Prepared for Florida Department of Transportation & Florida Department of Environmental Protection by HydroDynamics Incorporated in cooperation with Stormwater Management Academy, June 2007. The permittee shall correct any erosion or shoaling that causes adverse impacts to the water resources as soon as practicable. Once project construction has been deemed complete, including the re-stabilization of all side slopes,

embankments, and other disturbed areas, and before conversion of the permit to the operation and maintenance phase, all silt screens and fences, temporary baffles, and other materials that are no longer required for erosion and sediment control shall be removed.

(e) Stabilization measures shall be initiated for erosion and sediment control on disturbed areas as soon as practicable in portions of the site where construction activities have temporarily or permanently ceased, but in no case more than seven days after the construction activity in that portion of the site has temporarily or permanently ceased.

(f) At least 48 hours prior to commencement of activity authorized by this permit, the permittee shall submit to the Department a fully executed Form 62-346.900(3), "Construction Commencement Notice," incorporated by reference herein, indicating the expected start and completion dates. Information on how a copy of this form may be obtained is contained in Rule 62-346.900, F.A.C.

(g) Within 30 days after completion of construction of the whole system, or independent portion of the system, the permittee shall notify the Department that construction has been completed and the system is ready for inspection by submitting one of the following forms to the Department office that issued the permit:

1. For systems other than those that serve an individual, private single-family residential dwelling unit, duplex, triplex, or quadruplex, Form 62-346.900(4), "As-Built Certification by a Registered Professional." If the registered professional has certified that the system has been built substantially in compliance with the plans and specifications in the permit, and that such system is ready for inspection, the permittee shall also submit Form 62-346.900(6), "Request for Conversion of Environmental Resource Individual Permit Construction Phase to Operation and Maintenance Phase." The system shall not be used and operated for its permitted purpose until the Department has approved the request to authorize the operation phase, in accordance with Rule 62-346.095, F.A.C. The "As-Built Certification" shall be for the purpose of determining if the work was completed in substantial compliance with permitted plans and specifications. The certification shall include as-built drawings in the form of the permitted drawings that clearly show any substantial deviations made during construction. The plans must be clearly labeled as "as-built" or "record" drawings.

2. For systems that serve an individual, private single-family residential dwelling unit, duplex, triplex, or quadruplex, Form 62-346.900(5), "Construction Completion and Inspection Certification for a System Serving an Individual, Private Single-Family Dwelling Unit."

(h) Each phase or independent portion of the permitted system must be completed in accordance with the permitted plans and permit conditions prior to the initiation of the permitted use of the facility, or the site infrastructure located within the area served by that portion or phase of the system.

(i) The permittee shall remain liable for compliance with the operation and maintenance of the system in accordance with the terms and conditions of the permit for the life of the system, unless such permit is transferred to an acceptable responsible entity in accordance with Rules 62-346.095 and 62-346.130, F.A.C. Once transfer of the permit has been approved by the Department, the transferee shall be liable for compliance with all the terms and conditions of the operation and maintenance phase of the permit for the life of the system.

(j) Should any other regulatory agency require changes to the permitted system, the permittee shall notify the Department in writing of the changes prior to implementation so that the Department can determine whether a permit modification is appropriate.

(k) This 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 that is not owned or controlled by the permittee, or convey any rights or privileges other than those specified in this permit or Chapter 62-346, F.A.C. Permittees having the right to exercise the power of eminent domain or who had a contract to purchase the property subject to this permit shall not commence any work under this permit until the permittee has provided the Department with proof of transfer of ownership of the property in the name of the permittee. If such transfer of ownership does not occur, the permittee shall surrender this permit, and the permit shall be null and void.

(l) Pursuant to Section 373.422, F.S., prior to conducting any activities on sovereign submerged lands, the permittee must receive all necessary approvals and authorizations under Chapters 253 and 258, F.S. Written authorization that requires formal execution by the Board of Trustees of the Internal Improvement Trust Fund shall not be considered received until it has been fully executed.

(m) The permittee shall hold and save the Department harmless from any and all damages, claims, or liabilities that may arise by reason of the construction, alteration, operation, maintenance, removal, abandonment or use of any system authorized by the permit.

(n) The permittee shall notify the Department in writing at least 30 days prior to any sale, conveyance, or other transfer of ownership or control of a permitted system or the real property on which the permitted system is located. Where ownership of the land subject to the permit was demonstrated through a long-term lease, the lessee must have transferred ownership and control of the permitted system to the current landowner or new lessee, effective prior to or on the date of expiration of the lease. All transfers of ownership or transfers of a permit are subject to the requirements of Rules 62-346.095 and 62-346.130, F.A.C.

(o) Upon reasonable notice to the permittee, Department staff with proper identification shall have permission to enter, inspect, sample and test the system to ensure conformity with the plans and specifications authorized in the permit.

(p) If historical or archaeological artifacts are discovered at any time on the project site, the permittee shall immediately notify the Department.

(q) The permittee shall immediately notify the Department in writing of any previously submitted information that is later discovered to be inaccurate.

(r) The issuance of this permit does not relieve the permittee from the responsibility to obtain any other required federal, state, and local authorizations.

(s) The permittee is advised that, pursuant to Section 556.105, F.S., excavating contractors are required to provide certain information concerning the excavation that may affect underground facilities through the one-call notification system not less than two, nor more than five, business days before beginning any excavation.

(2) In addition to those general conditions set forth in subsection (1) above, the Department shall impose on any individual permit granted under this chapter such reasonable project-specific special conditions as are necessary to assure that the permitted system will not be harmful to the water resources, as set forth in Rules 62-346.301 and 62-346.302, as applicable, F.A.C., and the Applicant's Handbook Volumes I and II.

*Rulemaking Authority 373.026(7), 373.043, 373.4145, 373.418, 403.805(1) FS. Law Implemented 373.117, 373.409, 373.413, 373.4142, 373.4145, 373.416, 373.418, 373.419, 373.422, 373.423, 373.426, 373.428, 403.0877 FS. History—New 10-1-07, Amended 11-1-10.*



# *Notice of Rights*

*The following information addresses the procedures to be followed if you desire an administrative hearing or other review of the agency action.*

## PETITION FOR FORMAL ADMINISTRATIVE PROCEEDINGS

Any person whose substantial interests are or may be affected by the action described in the enclosed Notice of Agency Action, may petition for an administrative hearing in accordance with the requirements of section 28-106.201, Florida Administrative Code, or may choose to pursue mediation as an alternative remedy under section 120.573, Florida Statutes, before the deadline for filing a petition. Pursuit of mediation will not adversely affect the right to administrative proceedings in the event mediation does not result in a settlement. Petitions for an administrative hearing must be filed with the Agency Clerk of the Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333-9700 by the deadline specified in the attached cover letter. Failure to file a petition within this time period shall constitute a waiver of any rights such person may have to request an administrative determination (hearing) under sections 120.569 and 120.57, Florida Statutes, concerning the subject permit application. Petitions which are not filed in accordance with the above provisions are subject to dismissal.

## DISTRICT COURT OF APPEAL

A party who is adversely affected by final agency action on the permit application and who has exhausted available administrative remedies is entitled to judicial review in the District Court of Appeal pursuant to section 120.68, Florida Statutes. Review under section 120.68, Florida Statutes, is initiated by filing a Notice of Appeal in the appropriate District Court of Appeal in accordance with Florida Rule of Appellate Procedure 9.110.

**SECTION 28-106.201, FLORIDA ADMINISTRATIVE CODE,**  
**INITIATION OF PROCEEDINGS**

- (1) Unless otherwise provided by statute, initiation of proceedings shall be made by written petition to the agency responsible for rendering final agency action. The term "petition" includes any document that requests an evidentiary proceeding and asserts the existence of a disputed issue of material fact. Each petition shall be legible and on 8½ by 11 inch white paper. Unless printed, the impression shall be on one side of the paper only and lines shall be double-spaced.
- (2) All petitions filed under these rules shall contain:
  - (a) The name and address of each agency affected and each agency's file or identification number, if known;
  - (b) The name, address, and telephone number of the petitioner; 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 the petitioner contends warrant reversal or modification of the agency's proposed action;
  - (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and
  - (g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.
- (3) Upon receipt of a petition involving disputed issues of material fact, the agency shall grant or deny the petition, and if granted shall, unless otherwise provided by law, refer the matter to the Division of Administrative Hearings with a request that an administrative law judge be assigned to conduct the hearing. The request shall be accompanied by a copy of the petition and a copy of the notice of agency action.

Specific Authority 120.54(3), (5), F.S.

Law Implemented 120.54(5), 120.569, 120.57, F.S., 28-106.201, F.A.C.

History – New 4-1-97, Amended 9-17-98, Chapter 28 revised 1-15-2007.



Douglas E. Barr  
*Executive Director*

## Northwest Florida Water Management District

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2252 Killearn Center Blvd., The Delaney Center, Suite 2-D  
Tallahassee, Florida 32309

(850) 921-2986 • (Fax) 921-3082

### NOTICING PUBLICATION INFORMATION

The District's action regarding the issuance or denial of a permit, a petition or qualification for an exemption only becomes closed to future legal challenges from members of the public ("third parties"), if 1) "third parties" have been properly notified of the District's action regarding the permit or exemption, and 2) no "third party" objects to the District's action within a specific period of time following the notification.

Notification of "third parties" is provided through publication of certain information in a newspaper of general circulation in the county where the proposed activities are to occur. Publication of notice informs "third parties" of their right to have a 21-day time limit in which to file a petition opposing the District's action. However, if no notice to "third parties" is published, there is no time limit to a party's right to challenge the District's action. The District has not published a noticed to "third parties" that it has taken final action on your application. If you want to ensure that the period of time in which a petition opposing the District's action regarding your application is limited to the time frame state above, you may publish, at your own expense, a notice in a newspaper of general circulation. A copy of the Notice of Agency Action the District uses for publication is attached. You may use this format or create your own, as long as the essential information is included.

If you do decide to publish a Notice of Final Agency Action, please provide the District a copy of the Proof of Publication when you receive it. That will provide us notice that action on this permit application is closed after the 21 days following publication.

GEORGE ROBERTS  
Chair  
Panama City

PHILIP K. McMILLAN  
Vice Chair  
Blountstown

SHARON PINKERTON  
Secretary/Treasurer  
Pensacola

PETER ANTONACCI  
Tallahassee

STEPHANIE BLOYD  
Panama City Beach

SHARON T. GASKIN  
Wewahitchka

STEVE GHAZVINI  
Tallahassee

TIM NORRIS  
Santa Rosa Beach

JERRY PATE  
Pensacola

Notice to the Tallahassee Democrat Legal Ads  
tdlegals@tallahassee.com Contact person: Daniel Serrano  
Please publish the following legal notice one time only on the earliest available date.  
This should be an in-column ad and not a display ad.  
Fax proof copy to Tony Park at  
Contact me, Tony Park, at 850-606-1500 for payment instructions.  
I will need a Proof of Publication.

Notice of Final Agency Action Taken by the  
Northwest Florida Water Management District

Notice is given that stormwater permit number 1016 was issued on April 13, 2011, to Leon County Board of County Commissioner for the alteration to existing conveyances adjacent to Buck Lake Road to facilitate more efficient drainage and reduce flooding of surrounding residential areas.

The file containing the application for this permit is available for inspection Monday through Friday (except for legal holidays), 8:00 a.m. to 5:00 p.m. at the Northwest Florida Water Management District's ERP Office, The Delaney Center Building, Suite 2-D 2252 Killearn Center Boulevard, Tallahassee, FL 32309.

A person whose substantial interests are affected by the District permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57 F.S., or may choose to pursue mediation as an alternative remedy under Section 120.573, Florida Statutes, and Rules 28-106.111 and 28-106.401-404, Florida Administrative Code. Petitions must comply with the requirements of Florida Administrative Code, Chapter 28-106 and be filed with (received by) the District Clerk located at District Headquarters, 81 Water Management Drive, Havana, FL 32333-4712. Petitions for administrative hearing on the above application must be filed within twenty-one (21) days of publication of this notice or within twenty-six (26) days of the District depositing notice of this intent in the mail for those persons to whom the District mails actual notice. Failure to file a petition within this time period shall constitute a waiver of any right(s) such person(s) may have to request an administrative determination (hearing) under Sections 120.569 and 129.57, F.S., concerning the subject permit. Petitions which are not filed in accordance with the above provisions are subject to dismissal.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the District's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision of the District on the application have the right to petition to become a party to the proceedings, the accordance with the requirements set forth above.

ATTACHMENT #3

**BOARD OF COUNTY COMMISSIONERS  
LEON COUNTY  
DEPARTMENT OF GROWTH AND ENVIRONMENTAL MANAGEMENT**

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**LAWDALE DRAINAGE MITIGATION  
(BUCK LAKE RD DRAINAGE IMPROVEMENTS)**

**ENVIRONMENTAL MANAGEMENT PERMIT  
LEM 11-00008**

**-A Pre-Construction Conference with the County Environmental Inspector is Required-  
(Contact Wayne Toothman @ 606-1369 or 544-0823)**

This environmental management permit authorizes construction of drainage improvements located within Leon County right-of-way (ROW) in Leon County with limited work within acquired easements on parcels adjacent to the ROW consistent with the following attachment and exhibit:

Attachment A: Permit Conditions  
Exhibit A: Approved Plan (Permit Plan Set)

The permittee should be familiar with the permit conditions and all other attachments and exhibits included in this permit prior to the commencement of development activity. Failure to conform to this permit may cause appropriate enforcement action to be taken that could include a "Stop Work Order" or a "Notice of Violation".

Approved By:



John Kraynak, P.E., Director  
Environmental Compliance  
CMS

04-13-2011

Date

**APPLICANT'S COPY**

**ATTACHMENT "A"**  
**PERMIT CONDITIONS:**  
**LAWNDALE DRAINAGE MITIGATION**  
**(BUCK LAKE RD DRAINAGE IMPROVEMENTS)**

**GENERAL CONDITIONS:**

1. The permittee shall conduct all development activity consistent with the "Environmental Management Act," Article VII, Chapter 10 of the Leon County Land Development Code. **Reference Section 10-4.105.**
2. *Posting of placards.* A placard indicating issuance of a valid permit shall be posted in a conspicuous place on site at all times during the development activity. **Reference Section 10-4.203(c)(1).**
3. *Permit and plans on-site.* A copy of the approved permit and plans (Exhibit "A" and subsequent approved contractor "Shop Drawings") shall be available on site at all times when any development activity is occurring on the site. **Reference Section 10-4.203(c)(2).**
4. *Notice of intent to proceed and Pre-Construction Conference.* A notice of intent to proceed shall be filed with the Director at least three (3) working days prior to initiation of any physical development activity on the site. The notice shall specify the site location and the permit number(s) applicable to the activity and shall specify the date and approximate time at which such physical development activity is to commence. A pre-construction conference will be scheduled and required prior to the commencement of any development activity. **Reference Section 10-4.203(c)(3).**
5. *Environmental Management Officer.* This individual shall be in responsible charge of all on-going work on the site and ensure that all work is proceeding according to the approved plans and permit. The designated environmental management officer must ensure that during such time as the officer is not personally present on the site a designated alternate remains in responsible charge of the project. For this project, the Environmental Management Officer shall be determined at the pre-construction conference. **Reference Section 10-4.203(c)(6).**
6. *Permit Expiration.* This Environmental Management Permit expires 36 months after issuance. **Reference Section 10-4.214(1)(a).**
7. *Extensions.* Permits may be extended, by request of the applicant and approval of the Director, for successive periods of time not to exceed 36 months each, provided the request for extension is made prior to the expiration of the prior approval and provided continuous good faith efforts have been made to complete the development. **Reference Section 10-4.214(1)(b).**
8. *Early expiration for cause.* If no substantial and readily observable site development activity has taken place within 18 months of the issuance of the permit or, once development is started, if no such development activity occurs for any 12 consecutive months, the Director may, after notifying the permittee and providing an opportunity for hearing, determine the permit to be expired and shall so notify the permittee. Such a permit may not thereafter be extended. **Reference Section 10-4.214(1)(c).**

9. *Effect of permit expiration.* Once a permit has expired, no further development activity may proceed on the permitted development site unless and until a new permit is received for the development site and activity. **Reference Section 10-4.214(3).**
10. *Continued responsibility under expired permit.* An expired permit shall not relieve the permittee from the responsibility of continued compliance with this permit and the Code. Where development has commenced and no final inspection completed before expiration of a permit, the permittee may be required to submit, and obtain the Director's approval of a new environmental management permit application or an application for amendment of the expired permit. As an option, the permittee may be required to complete and maintain the landscaping, trees, or stormwater management systems and facilities which were required by the expired permits, as necessary to prevent significant adverse environmental impacts as a result of development activity which has occurred on the site. **Reference Section 10-4.214(3).**
11. *Notice of transfer of permit.* No later than ten (10) days after the sale or legal transfer of property upon which a stormwater management facility has been, or is approved to be, constructed pursuant to a permit issued by the County, a notice of transfer of permit shall be submitted to the Director. The notice shall be made using a form provided by the Director. **Reference Section 10-4.214(5)(a).**
12. *Transfer liability.* Until a proper notice of permit transfer is provided to the Director, the permittee and any other person constructing, operating, or maintaining the permitted facility shall be liable for compliance with the terms of the permit. The permittee transferring the permit shall remain liable for corrective actions required as a result of any violations occurring prior to transfer. For facilities that have received final inspection approval prior to the time of legal transfer, the original permittee shall remain liable for performance of warranty obligations as set forth in **Section 4.208(d)** {f.k.a. 10-363(d)}, absent an express assumption of liability as to such warranty obligations by the subsequent holder of the property. **Reference Section 10-4.214(5)(b).**
13. *Amendments.* Any minor change or deviation from the approved plans shall require an amendment to this permit. Substantial changes, including significant increases in impervious area, changes in intended land use, modification of stormwater management system, new phases of development, or other additions, shall not be treated as amendments, but shall require a new permit application. **Reference Section 10-4.215.**
14. *During development.* All environmental management controls and facilities shall be maintained in a manner which will ensure proper functioning and protection from unnecessary environmental degradation, throughout the development process. **Reference Section 10-4.210(a).**
15. *Post-development.* Upon completion of development activities and construction, the permittee shall ensure that each site is properly stabilized, and that swales and other stormwater management features shown in the permit are in place in a manner consistent with the permit, approved plans and specifications. **Reference Section 10-4.210(b).**
16. *Post-construction inspection.* Prior to requesting a final inspection by the Director, the permittee shall have a qualified professional to personally inspect the site and facilities and certify as provided for in **Section 10-4.208(b).**

## SPECIFIC CONDITIONS:

1. *Permit Scope.* As shown in Exhibit "A" (the permit plan set), this permit authorizes construction of drainage improvements located within Leon County right-of-way (ROW) in Leon County with limited work within acquired easements on parcels adjacent to the ROW.
2. *Licensed contractors.* All excavation, grading work, and other site work shall be performed under the supervision of a certified or registered general contractor, building contractor, residential contractor, commercial or residential pool/spa contractor, or underground utility contractor, or by an excavation, grading and site contractor duly licensed by the County Contractors Licensing Board. **Reference Section 10-4.203(c)(5).**
3. *Notification of Easements.* A copy of any required easements, with proof of recording, shall be provided to the Director prior to final inspection. Where transfer of title for any affected parcel is proposed, the owner shall provide clear information to each prospective buyer prior to execution of any contracts, about the existence, impacts, and responsibilities associated with any easements on the property. A copy of the applicable easements shall be provided by the owner to each prospective purchaser prior to closing, and the copy shall be initialed by the parties and attached to such closing documents upon execution. **Reference Section 10-4.203(c)(8).**
4. *Stormwater management facility operating permit.* No stormwater management facility shall be utilized until a stormwater management operating permit is obtained. An operating permit is not required for facilities which have as their primary function the conveyance of stormwater, facilities under construction as part of an approved development plan, and temporary facilities which are part of an erosion and sediment control plan. **Reference Section 10-4.209(a).**
5. *Required disclaimers.* Any contract for the conveyance of title to land for which stormwater management is provided by a system or facility not maintained by the County or the City of Tallahassee shall contain the following statement: "Neither Leon County nor the City of Tallahassee is responsible for the maintenance, upkeep or improvement of any stormwater management facility utilized by the land described herein. Title to this property carries with it the requirement that the current and all subsequent owners or their authorized agent obtain a stormwater management facility operating permit from the County. The owner of this property shall be legally responsible, jointly with other owners using the facility and based on pro rata share, for compliance with all stormwater management facility operating permit maintenance and operation requirements, as well as all other permit conditions, unless such maintenance and operation obligations have been specifically assumed by some other entity pursuant to Director approval and appropriate documentation recorded in the public records of Leon County." **Reference Section 10-4.210(d).**
6. *Landscape and tree maintenance, if applicable.* All landscaping, landscaped areas, landscape development, buffer areas, and trees required as part of this permit shall be maintained and used pursuant to **Sections 10-4.348(b), 10-4.355, 10-4.209(f)(1)(h), 10-4.209(g)(7) and 10-4.211** of the Land Development Code and shall be checked for compliance during the operating permit renewal process.
7. *Stormwater Facility Performance.* The stormwater management system for the development activity permitted herein shall conform to the "Stormwater Management Plan" (Exhibit A).
8. *System Evaluation & Redesign.* At any time, should the County determine that the stormwater management system, stormwater pollution prevention plan, landscape plan, or any maintenance

program is not functioning as designed, the County may request a system evaluation to determine compliance. The Permittee shall have thirty (30) days to evaluate the discrepancy and respond. Should the Permittee verify that a discrepancy exists, then the Permittee shall have sixty (60) days to redesign and implement the appropriate redesign necessary to correct the discrepancy. This process does not apply to any event of noncompliance with the permit and approved plans, in which case the enforcement provisions of the Environmental Management Act shall apply.

9. *Intergovernmental Transfer.* If at any time, the City of Tallahassee (the "City") annexes the permitted development into its corporate boundary, then this permit shall be transferred to the City with all provisions fully enforceable by the City. The City shall assume the role of the County in each provision of this permit.
10. *Termination of Permit.* The requirements, responsibilities and obligations of the Permittee in the General Conditions, Specific Conditions, and Special Conditions shall never expire with this permit. The Permittee may terminate such requirements, responsibilities and obligations either by an appropriate transfer as prescribed in Paragraph 12 of the General Conditions or by closing the development in a manner guaranteeing the preservation of natural areas, conservation easement areas, and/or other protected areas. Such closure shall require the submittal and approval of a short form environmental management permit which states appropriate plans to close the project in manner that will ensure compliance with the Environmental Management Act upon and after termination of responsibility. **Reference Section 10-4.214(1)(c).**
11. *Other Permits.* This permit is issued with the condition that the applicant procure and comply with all other necessary federal, state, and local agency permits, including but not limited to the Florida Department of Environmental Protection (FDEP) permit, Florida Department of Transportation (FDOT) drainage and/or access connection permits, NPDES permit and Leon County driveway connection permit. These permits must be provided prior to the start of construction. **Reference Section 10-4.201(f).**
12. *Construction Sequence.* All stormwater facilities shall be constructed and functioning prior to any clearing (with the exception of clearing for the stormwater ponds), and prior to the start of the building construction, roadway construction or any other development activity as defined in the Environmental Management Act. Phased stormwater facility construction may be allowed with prior written consent by the Director provided that each phase is fully sustainable, meets the applicable stormwater standards and provides no adverse downstream impacts. This condition supersedes any other permit conditions and plans related to this topic. In the event of a conflict between this condition and any other condition in the permit or plans, this condition will overrule.

## **SPECIAL CONDITIONS:**

As shown in Exhibit "A" (the permit plan set), this permit covers environmental review for construction of drainage improvements located within Leon County right-of-way (ROW) in Leon County with limited work within acquired easements on parcels adjacent to the ROW.

1. As used herein, the term "permittee" shall refer to the Leon County Public Works Department. The permittee shall ensure that all contractors and other agents authorized by the permittee to conduct the permitted development activities abide by the terms and conditions of this permit.
2. The permittee or permittee's authorized agent shall contact the County Environmental Inspector to arrange a pre-construction conference. The County Environmental Inspector for this project will be Mr. Wayne Toothman who may be contacted at (850) 606-1369 (cell phone 544-0823).
3. **As specified in Sediment and Erosion Control Note 4 on Sheet 4 of Exhibit A, project staging activity in areas outside of the county right-of way and defined project area may require a separate environmental management permit from Leon County Growth and Environmental Management (LCGEM). LCGEM should be contacted regarding any proposed staging activity outside of the project area prior to construction commencement.**
4. Additional silt fences or other sediment/erosion control devices and measures may be required during project construction, as specified by the County Environmental Inspector.
5. During the pre-construction conference, and prior to commencement of construction, copies of permits from other agencies as required (example FDOT, NFWFMD, etc.) shall be submitted to the environmental inspector.
6. Sediment control measures shall be sufficient to prevent the tracking or direct flow of mud and sediments onto the public streets or drainage ditches. Any sediments or mud spilled, dropped, washed, or tracked from any vehicles onto the public streets or into the public drainage system shall be recovered and cleaned-up immediately.
7. **Payment into the Leon County Tree Bank to mitigate the removal of protected trees associated with the project shall be completed no later than the time of as-built submittal.**
8. Notwithstanding the general and specific conditions contained in this permit, this project will require submittal of as-built plans (record drawings) and an engineering compliance report. These should be submitted to the Director at least 20 days prior to the permittee/applicant's request for final inspection. All landscaping shall be completed prior to final inspection.