

ST. JOHNS RIVER WATER MANAGEMENT DISTRICT

NOTICE OF PROPOSED RULE DEVELOPMENT

RULE NO.:

RULE TITLE:

40C-1.603

Permit Fees

**PURPOSE AND EFFECT:** The purpose and effect of this rulemaking is to adopt and charge a fee when a request for modification of a consumptive use permit (CUP) is submitted by letter. Currently, if a letter modification request qualifies under 40C-2.331, F.A.C., then the District does not charge a fee for the modification. As part of related proposed rule amendments to Chapter 40C-2, F.A.C., the scope of allowed letter modifications will be expanded to include modifications that currently cost more than the proposed fees for letter modifications.

**SUBJECT AREA TO BE ADDRESSED:** The proposed rule amendment would: (1) create a \$100 fee for letter modifications of Chapter 40C-2 (individual) CUPs; and (2) create a \$50 fee for letter modifications of Chapter 40C-20 (standard general) CUPs.

**RULEMAKING AUTHORITY:** 373.044, 373.109, 373.113, F.S.

**LAW IMPLEMENTED:** 373.109, F.S.

**RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:**

**TIME AND DATE:** 10:00 a.m. till 12:00 noon, September 16, 2010.

**PLACE:** East Central Florida Regional Planning Council, 309 Cranes Roost Blvd., Altamonte Springs, Florida 32701.

**TIME AND DATE:** 10:00 a.m. till 12:00 noon, September 17, 2010.

**PLACE:** Florida Department of Environmental Protection, 7825 Baymeadows Way, Jacksonville, Florida 32256.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Wendy Gaylord, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386) 326-3026, or [wgaylord@sjrwmd.com](mailto:wgaylord@sjrwmd.com).

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

40C-1.603 Permit Fees

A fee is required and shall be paid to the District when certain applications or petitions are filed pursuant to District rules or permit programs delegated to the District. Effective October 1, 1990, governmental entities shall be required to submit the fees established except as provided in subsection (17). This fee recovers some of the District's costs of processing applications. The fee schedule is:

(1) Chapter 40C-2, F.A.C., consumptive use permits:

(a) and (b) No change.

(c) ~~The No fee will be charged for requests for modification by letter of an existing permit applied for by letter pursuant to Rule 40C-2.331, F.A.C., shall be regardless of withdrawal amount.~~ \$100.

(2) Chapter 40C-20, F.A.C., standard general ~~consumptive water~~ use permits:

(a) through (f) No change.

(g) ~~The No fee will be charged for requests for modification by letter of an existing permit applied for by letter pursuant to Rule 40C-2.331, F.A.C., shall be regardless of withdrawal amount.~~ \$50.

(3) through (17) No change.

*Rulemaking Authority 373.044, 373.109, 373.113, 373.421(2) FS. Law Implemented 218.075, 373.109, 373.421(2) FS. History—New 10-1-87, Amended 6-1-88, 10-17-88, Formerly 40C-1.202, Amended 8-1-89, 10-19-89, 8-19-90, 7-21-91, 7-23-91, 8-11-91, 9-25-91, 11-12-91, 10-20-92, 11-30-92, 1-6-93, 12-6-93, 1-23-94, 4-12-95, 1-4-96, 4-25-96, 10-2-96, 10-11-01, 4-10-02, 11-11-03, 2-1-05, 2-16-10, \_\_\_\_\_.*