

BOARD OF COUNTY COMMISSIONERS GULF COUNTY, FLORIDA

1

1000 CECIL G. COSTIN, SR. BLVD., ROOM 302, PORT ST. JOE, FLORIDA 32456
PHONE: (850) 229-6106/639-6700 • FAX: (850) 229-9252 • EMAIL: boccc@gulfcountry-fl.gov
WEBSITE: www.gulfcountry-fl.gov

DATE AND TIME OF MEETINGS: SECOND AND FOURTH TUESDAYS AT 6:00 P.M., E.T.

October 27, 2010

Honorable Charlie Crist
Office of the Governor
The Capitol
Tallahassee, Florida 32399-0001

RE: SB550

Dear Governor Crist:

At the board meeting on September 28, 2010, the Gulf County Board of County Commissioners unanimously voted to oppose Senate Bill 550 requiring periodic inspections of septic systems. The Board believes this bill will impose excessive and unnecessary costs to our residents with fully functional septic systems. There is no way, in this current economic environment, that our citizens can handle any further costs of living.

I have attached to this letter, a copy of our Resolution opposing this bill for your information. Again, please reconsider this legislation that imposes undue burdens upon our fellow Gulf County residents. If you have any questions or concerns, please do not hesitate to contact me at any time.

Respectfully,

GULF COUNTY BOARD OF COUNTY COMMISSIONERS



Carmen L. McLemore
Chairman

CLM/II

INFORMATION

DATE: 11/9/10 u

2010 NOV -2 11:25

BOARD OF COUNTY COMMISSIONERS GULF COUNTY, FLORIDA

2

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October 27, 2010

DATE AND TIME OF MEETINGS: SECOND AND FOURTH TUESDAYS AT 6:00 P.M., E.T.

Representative Jimmy Patronis
455 Harrison Avenue
Suite A
Panama City, FL 32401

RE: SB550

Dear Representative Patronis:

At the board meeting on September 28, 2010, the Gulf County Board of County Commissioners unanimously voted to oppose Senate Bill 550 requiring periodic inspections of septic systems. The Board believes this bill will impose excessive and unnecessary costs to our residents with fully functional septic systems. There is no way, in this current economic environment, that our citizens can handle any further costs of living.

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WEBSITE: www.gulfcountry-fl.gov

October 27, 2010

DATE AND TIME OF MEETINGS: SECOND AND FOURTH TUESDAYS AT 6:00 P.M., E.T.

Senator Al Lawson
Senate Office Building, Room 210
404 South Monroe Street
Tallahassee, FL 32399-1100

RE: SB550

Dear Senator Lawson:

At the board meeting on September 28, 2010, the Gulf County Board of County Commissioners unanimously voted to oppose Senate Bill 550 requiring periodic inspections of septic systems. The Board believes this bill will impose excessive and unnecessary costs to our residents with fully functional septic systems. There is no way, in this current economic environment, that our citizens can handle any further costs of living.

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GULF COUNTY BOARD OF COUNTY COMMISSIONERS



Carmen L. McLemore
Chairman

CLM/II

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DATE: 11/9/10

2010 OCT -2 11:11:25

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WEBSITE: www.gulfcounty-fl.gov
DATE AND TIME OF MEETINGS: SECOND TUESDAYS AT 9:00 A.M., E.T. AND FOURTH TUESDAYS AT 6:00 P.M., E.T.

November 1, 2010

Congressman Allen Boyd
30 W. Government Street, Suite 203
Panama City, FL 32401

2010 NOV -2 01:11:24

Dear Congressman Boyd:

I would like to take this opportunity to express my appreciation to you for your help given to me, during my tenure as Gulf County Commissioner, and to the citizens of Gulf County.

I applaud your dedication which has made a long lasting impact on Gulf County. With our organizations working together, our country can make it through these tough economic times. The last 24 years in this capacity for our community, your assistance and cooperation have benefited Gulf County immensely.

Thank you again for your service and assistance. If there is ever anything that I can do to assist you or your office, please do not hesitate to contact me.

Sincerely,

GULF COUNTY BOARD OF COUNTY COMMISSIONERS

Nathan Peters, Jr.
Nathan Peters, Jr.

Commissioner, District 4

INFORMATION
DATE: 11/9/10

BOARD OF COUNTY COMMISSIONERS GULF COUNTY, FLORIDA

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November 1, 2010

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455 Harrison Avenue, Suite A
Panama City, FL 32401

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Sincerely,
GULF COUNTY BOARD OF COUNTY COMMISSIONERS

Nathan Peters, Jr.
Nathan Peters, Jr.
Commissioner, District 4

2010 NOV -2 PM 11:24

INFORMATION
DATE: 11/9/10 CL

BOARD OF COUNTY COMMISSIONERS
GULF COUNTY, FLORIDA
OFFICE OF THE COUNTY ATTORNEY

Timothy J. McFarland, General Counsel

326 REID AVENUE, PORT ST. JOE, FLORIDA 32456 • PHONE (850) 227-3113 • FAX (850) 227-2113

6

November 1, 2010

Gulf County Board of County Commissioners
1000 C.G. Costin Sr., Blvd.
Port St. Joe, FL 32456

RE: Attorney Services

Dear Gentlemen:

I have enjoyed the pleasure of serving the Board of County Commissioners of Gulf County, Florida as your County Attorney since November, 1995. Ironically, on the fifteenth anniversary of holding this position it is my obligation to notify you that I will no longer serve as the county attorney effective January 1, 2011. As you are likely aware, I have been appointed by Governor Crist to serve as the County Court Judge for Gulf County, Florida beginning January 1, 2011.

I would recommend that you seek a new County Attorney in the very near future so that I may work with this attorney through a transition period over the next two months. As I have discussed with Mr. Butler, there is no requirement to seek bids for legal services and the decision is solely that of the Board of County Commissioners. I greatly appreciate the opportunity to serve the Board of County Commissioners in this role for so many years and I look forward to visiting with each of you throughout the transition period. If you need anything from me please do not hesitate to contact me.

Sincerely,



Timothy J. McFarland

TJM/sjl

2010 NOV -2 10:11:25

INFORMATION
DATE: 11-1-10

PUBLIC NOTICE

A Public Hearing will be held at the Planning and Development Review Board (PDRB) meeting on Monday, November 15, 2010 at 8:45 a.m. EST, and at the Board of County Commissioners (BOCC) meeting on Tuesday, November 23, 2010 at 6:00 p.m. EST. Both public hearings will be held in the BOCC Meeting Room at the Robert M. Moore Administration Building, 1000 Cecil G. Costin Sr. Blvd., Port St. Joe, Florida. The public hearings will be to discuss and act on the following:

1. Small Scale Land Use Change – Captain's Cove Marina/Raffield Fisheries - Danny Raffield – Parcel ID#04284-000R, #04281-002R, & -005R, – 15.4 Acres in Section 35, Township 7 South, Range 11 West, Gulf County, Florida – Changing portion of said area land use from Industrial to Mixed Commercial/Residential not to exceed 10 acres.
2. Variance - Laurie Cahill - Parcel ID # 03178-080R - in Section 19, Township 9 South, Range 10 West, Gulf County, Florida - requesting a setback variance to encroach into the setback with a 3'x5' platform for the HVAC units located in a VE Flood Zone.
3. Approval for Development Order - Overstreet Borrow Pit - Gulf County Land LLC - Parcel ID # 03323-105R - 161.93 Acres in Section 18, Township 5 South, Range 10 West, Gulf County, Florida - Review of jurisdictional agency(s) permit requirements to be incorporated into the County Development Order.
4. Proposed Comprehensive Plan text amendment changes to the existing elements and adding a new Economic Element.

The public is encouraged to attend and be heard on these matters. Information prior to the meeting can be viewed at the Planning and Building Department at 1000 Cecil G. Costin Sr. Blvd., Room 312.

Ad #2010-80

Date: November 4 and November 11, 2010

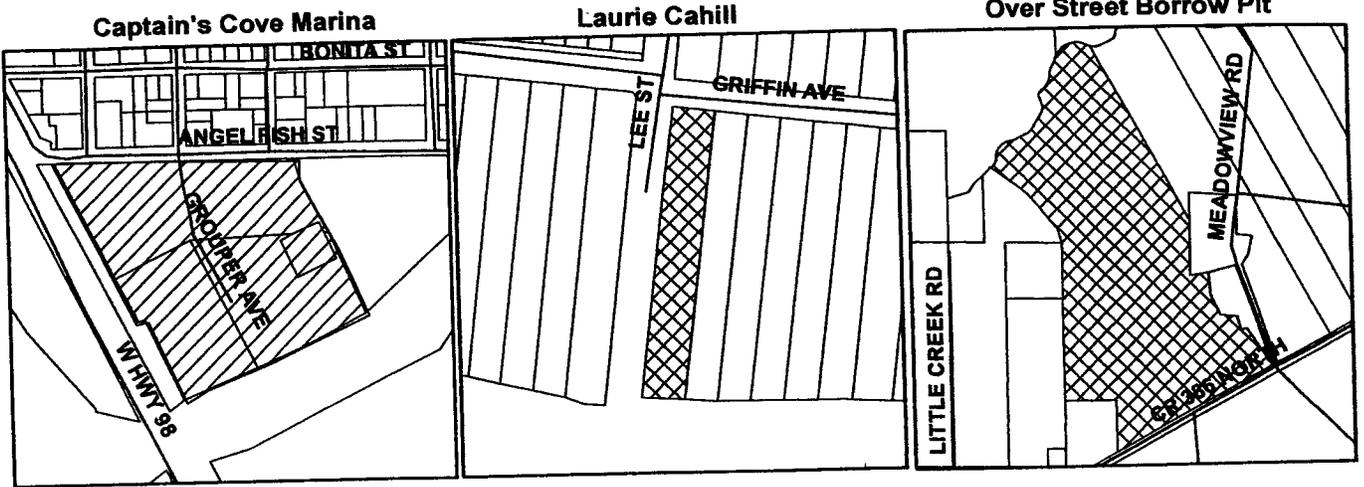
Invoice: Gulf County Planning Department

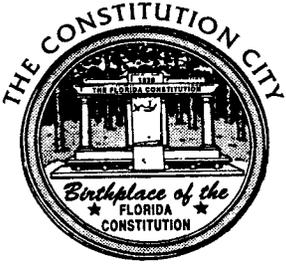
Enclosure: Map

Size: **Headline no smaller than 18 point**

Must be at least 2 columns wide by 10 inches long

Must not appear in the newspaper portions where legal notices and classified advertisements appear





The City of Port St. Joe

Post Office Box 278 Phone (850) 229-8261
Port St. Joe, Florida 32457

October 25, 2010

Mr. Carmen L. McLemore, Chairman
Gulf County Board of County Commissioners
1000 Cecil G. Costin, Sr., Blvd., - Room 302
Port St. Joe, FL 32456

RE: Request for Joint Meeting between
Gulf County Board of County Commissioners
and Port St. Joe City Commissioners

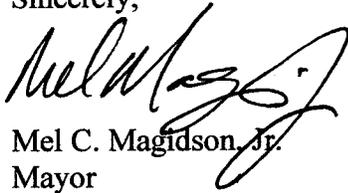
Dear Chairman McLemore:

The City Commissioners of Port St. Joe have received your invitation for a joint meeting of the two boards. The City would be glad to meet to discuss topics of mutual interest. We would recommend this meeting take place in late December / January time frame which would give your newly elected commissioners time to complete orientation and scheduled training.

Our City Manager will coordinate with the County Administrator on scheduling, meeting topics, and overall logistics of the meeting.

Please do not hesitate to contact me if additional information is needed.

Sincerely,


Mel C. Magidson, Jr.
Mayor

2010 OCT 27 PM 1:07
GULF COUNTY
COMMISSIONERS

2010 NOV -2 AM 11:25
CITY OF PORT ST. JOE

INFORMATION
DATE: 11/9/10 LL

MEL MAGIDSON, JR.
Mayor/Commissioner

GREG JOHNSON
Commissioner, Group I

CHARLES STEPHENS
Commissioner, Group II

LORINDA GINGELL
Commissioner, Group III

REX BUZZETT
Commissioner, Group IV

CHARLES W. WESTON
City Manager

JIM ANDERSON
City Auditor and Clerk

Lynn Lanier

From: epost_nwdwf [epost.nwdwf@dep.state.fl.us]
Sent: Wednesday, October 27, 2010 3:24 PM
To: hank.belcher@preferredmaterials.com
Cc: john_macgregor@hotmail.com; 'Gulf County Board of County Commissioners'; 'Gulf County Public Health Department'; Clanton, Corinna; Coeey, Sally; Penton, Josie
Subject: Port St. Joe - FLG110727 Permit
Attachments: PreferredMat.PSJ_FLG110727_003_Permit.doc.pdf

2010 NOV - 2 AM 11:26

Dear Sir/Madam:

The Northwest District of the Florida Department of Environmental Protection Water Facilities Program (NWDWF) issues electronic documents, in lieu of hard copies, via our Epost system.

We ask that you please:

1. **Respond electronically to this cover page to acknowledge receipt.** Do this by selecting "Reply" on the menu bar of your e-mail software and then select "Send". Please do not delete the subject line. We must receive verification that the document has been received to avoid repeated e-mail attempts to deliver.
- 2) **Open the attached document which may require immediate action on your part within a specified time frame. Please open and review the document(s) as soon as possible.**

(The attached document is in Adobe Portable Document Format (pdf). Adobe Acrobat Reader can be downloaded for free at the following internet site:

<http://www.adobe.com/products/acrobat/readstep2.html>

****Note****

When printing the attached document from Adobe Acrobat Reader, select "Document and Comments" from the "Print What:" menu item. If this is not done, the signature and or dates may not appear on the printed document.

Please advise this office of any changes to your e-mail address or that of the Engineer-of-Record. These changes or any other requests concerning e-mail management should be made by contacting Ashley Livingston at (850) 595 - 0675 or Rebecca Wilson at (850) 595- 0668.

Thank you,

DEP Electronic Postal System
 Water Facilities
 Northwest District Office
 Department of Environmental Protection
 E-Mail Address: epost_nwdwf@dep.state.fl.us

Please be advised that if you have the Norton Anti-virus software, a warning may appear when you attempt to open our document. This is only a warning. We send our documents virus-free.

INFORMATION
 DATE: 11/9/10

The Department of Environmental Protection values your feedback as a customer. DEP Secretary Mimi Drew is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Copy the url below to a web browser to complete the DEP survey: <http://survey.dep.state.fl.us/?refemail=epost.nwdwf@dep.state.fl.us> Thank you in advance for completing the survey.



Florida Department of Environmental Protection

Northwest District
160 Governmental Center
Pensacola, Florida 32502-5794

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Mimi A. Drew
Secretary

October 27, 2010

BY ELECTRONIC MAIL

hank.belcher@preferredmaterials.com

Hank Belcher, P.E. Environmental Manager
Preferred Materials, Inc.
317 West Highland Drive #101
Lakeland, Florida 33813

Re: Preferred Materials, Inc.-Port St. Joe
1145 Industrial Road
Port St. Joe, Florida

Facility ID: FLG110727
File No. FLG110727-003-IWCB
Gulf County

Dear Mr. Belcher:

In response to your request for continued coverage under the Generic Permit for Discharges from Concrete Batch Plants for Preferred Materials, Inc.-Port St. Joe facility, located at 1145 Industrial Road in Port St. Joe, Gulf County, Florida submitted on August 19, 2010, the Department of Environmental Protection hereby grants your request effective on the date of this letter. Your permit coverage identification number is FLG110727-003-IWCB. Please refer to this number in all correspondence or permit inquiries.

Enclosed are copies of the effective generic permit and Chapter 62-621, Florida Administrative Code (F.A.C.). Your use of the generic permit is valid until five years from the date of this letter. If you wish to continue coverage beyond expiration of the current coverage, a request for continued coverage shall be made in accordance with the generic permit at least 180 days before expiration.

Pursuant to section 403.087, Florida Statutes, and Rule 62-4.052(8)(b) F.A.C., a regulatory program and surveillance fee of \$200 per year is applicable to your facility. You will continue to be invoiced each year for the fee, which will be due on January 15th. If you have any questions about the fee or its applicability, please contact the Wastewater Program Management Section at (850) 488-4520.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and

Hank Belcher
File No. FLG110727-003-IWCB
Preferred Materials-Port St. Joe Facility
Page 2

120.57 of the Florida Statutes. Please see "Attachment A" regarding Notice of Rights for additional information.

If you have any questions or comments regarding coverage under the generic permit, please contact Cecily Tart at (850) 595-0656.

Sincerely,

William A. Armstrong, P.E.
Industrial Wastewater Permitting
Section Supervisor

Enclosures: Generic Permits, Chapter 62-621, F.A.C.
Generic Permit for Discharges from Concrete Batch Plants,
Chapter 62-621.300(3) a, F.A.C.
Attachment A - Notice of Rights

cc: John MacGregor, Stizel Engineering & Construction, Inc.
(john_macgregor@hotmail.com)
Gulf County Board of County Commissioners (gulfcoadmn@gtcom.net)
Gulf County Public Health Department (douglas_kent@doh.state.fl.us)
Northwest District Office Panama City

State of Florida
Department of Environmental Protection

Generic Permit
For
Discharges From
Concrete Batch Plants

March 10, 1997

This permit is issued under the provisions of Section 403.0885 and Part IV of Chapter 373, Florida Statutes, and applicable rules of the Florida Administrative Code and constitutes authorization to discharge to waters of the state under the National Pollutant Discharge Elimination System (NPDES). Until this permit expires, is terminated, modified or revoked, permittees that have properly obtained coverage under this permit are authorized to construct and operate facilities and discharge to ground and surface waters of the state in accordance with the terms and conditions of this permit.

Part I General Provisions

A. Applicability and Coverage

1. For new concrete batch plants, this generic permit authorizes construction and operation of wastewater and stormwater management systems under Section 403.0885, F.S., and stormwater management facilities under Part IV of Chapter 373, F.S., or Chapter 62-25, F.A.C. For existing concrete batch plants, this generic permit authorizes operation of wastewater and stormwater management systems under Section 403.0885, F.S. This generic permit also constitutes authorization to construct and operate closed-loop recycling vehicle/equipment washing facilities at concrete batch plants.
2. This generic permit does not constitute authorization under Part IV of Chapter 373, F.S., for the construction, alteration, operation, maintenance, abandonment, or removal of any stormwater management system, dam, impoundment, reservoir, or appurtenant work or works, including dredging or filling, in, on or over wetlands and other surface waters, as determined by the methodology authorized in Subsection 373.421(1), F.S. This generic permit does not constitute authorization under Part IV of Chapter 373, F.S., for the construction, alteration, operation, maintenance, abandonment, or removal of any stormwater management system, dam, impoundment, reservoir, or appurtenant work or works within the Sensitive Karst Areas Basin as defined in Rule 40C-41.023(5), F.A.C.; Riparian Habitat Protection Zones designated in Rules 40C-41.063(3)(e)1.a.-c. and 40C-41.063(5)(d)1.a.-d., F.A.C.; and the Water Quality Protection Zone designated in Rule 40C-41.063(3)(c), F.A.C.
3. Coverage under this generic permit is available for new concrete batch plants which meet the criteria specified in this permit, excluding Part III, and existing concrete batch plants which meet the criteria specified in this permit, excluding Part II.
4. New and existing concrete batch plants which do not qualify for coverage or do not choose to be covered under this generic permit shall apply for an individual wastewater permit on the appropriate form listed in Rule 62-620.910, F.A.C., and in the manner established in Chapter 62-620, F.A.C., including submittal of the appropriate processing fee set forth in Rule 62-4.050, F.A.C.

B. Definitions

For the purposes of this generic permit the following definitions shall apply, unless otherwise indicated:

1. "Concrete Batch Plant" or "Ready-mix Concrete Batch Plant" means a ready-mixed concrete production plant engaged primarily in the manufacture of portland cement concrete which is delivered to users in a plastic and unhardened state. Industrial activities associated with ready-mixed concrete production are classified as Standard Industrial Classification Code (SIC) 3273.
2. "Existing Facility" or "Existing Concrete Batch Plant" means a concrete batch plant which was in operation on or before May 9, 1996.
3. "Expansion" means an increase in area or impervious surface of a concrete batch plant site which results in a substantial increase in the volume of runoff generated at the site.
4. "New Facility" or "New Concrete Batch Plant" means a concrete batch plant which was constructed or placed into operation after May 9, 1996, or an existing facility to which an expansion was made after May 9, 1996.
5. "Type I Wastewater" means wastewater generated during general industrial activities at a concrete batch plant including conveyor washdown; washing of mixing plant and slump racks, and other similar sources; washing of mixer truck chutes and dust spray-off from mixer truck exteriors; runoff from water sprayed on aggregate piles, including reclaimed Type II wastewater used for this purpose; water sprayed for dust control; contact stormwater runoff; and any water that comes into contact with this wastewater. This term does not include mixer truck undercarriage washing or other truck or equipment washing.

6. "Type II Wastewater" means wastewater generated from washout of the interior of a concrete truck mixer drum and any water that comes into contact with this wastewater, excluding contact as a result of spraying reclaimed Type II wastewater on aggregate piles.
7. "Contact Stormwater" means stormwater that has the potential to come into contact with areas of industrial activity on a concrete batch plant site. As used herein, this term is synonymous with "stormwater associated with industrial activity" as defined in 40 CFR 122.26.
8. "Non-contact Stormwater" means stormwater that does not have the potential to come into contact with areas of industrial activity on a concrete batch plant site. As used herein, this term excludes any "stormwater associated with industrial activity" as defined in 40 CFR 122.26.

C. Request for Coverage

1. Requests for coverage under this generic permit shall be submitted to the appropriate district office of the Department, as listed in condition VII.A.1. For new facilities, requests for coverage shall be submitted at least 30 days prior to planned commencement of construction of Type I wastewater management systems, Type II wastewater containment systems, and non-contact stormwater management systems. Requests for coverage for new and existing facilities shall include the following items:
 - a. Completed Notice of Intent to Use Generic Permit for Discharges from Concrete Batch Plants, DEP Form 62-621.300(3)(b).
 - b. Applicable general permit fee pursuant to Rule 62-4.050, F.A.C.
 - c. Engineering report, signed and sealed by a professional engineer in accordance with condition VII.A.3., containing the following:
 - (1) A description of the Type II wastewater containment system, Type I wastewater management system, and any on-site non-contact stormwater management facilities.
 - (2) A site plan indicating the location of the Type I and Type II wastewater systems, and any on-site non-contact stormwater facilities, and delineating areas contributing drainage into each system. The direction of flow should be indicated on the site plan. The site plan shall also clearly indicate the location of any points of discharge.
 - (3) The design criteria on which the wastewater and stormwater systems are based, such as: the calculation of design average daily flow of the non-stormwater components of Type I and Type II wastewater; stormwater runoff calculations; design storms utilized; sources of data for rainfall or design storm information; stage/storage calculations; determination of percolation rates; and, any other information or assumptions used for design.
 - (4) A description of the operational mode of Type I and Type II wastewater systems, including pumping or other conveyance systems and use or recycling of reclaimed Type I and Type II wastewater.
 - (5) A description of any facilities for handling, use, or disposal of solids from Type II wastewater containment systems or Type I wastewater management systems.
 - (6) The location on the site and a description of any closed-loop recycling vehicle/equipment washing facilities.

D. Period of Coverage

1. Coverage under this generic permit shall be effective upon written notification by the Department. The Department shall process requests for coverage under this generic permit pursuant to the provisions of Rule 62-620.510(1)-(5) and (8), F.A.C.
2. Coverage under this generic permit is limited to a term not to exceed five years from the effective date of coverage.

Part II Design and Operational Requirements for Type II Wastewater, Type I Wastewater and Non-contact Stormwater Management Facilities for New Concrete Batch Plants

A. Type II wastewater facilities:

1. The permittee shall construct and place into operation, in accordance with the compliance schedule for new facilities contained in Part VI of this generic permit, an impermeable facility for containment and reclamation of all Type II wastewater produced. (For purposes of this generic permit, a Type II wastewater containment system constructed of concrete shall be considered impermeable.) In addition to containing produced Type II wastewater, the wastewater containment system shall provide sufficient capacity to retain the volume of rainfall which falls directly into the Type II wastewater containment system and stormwater runoff from the area contributing drainage into the Type II wastewater containment system, resulting from the 25-year, 24-hour storm event identified in the engineering report.
2. There shall be no discharge from the Type II wastewater containment system except following a rainfall event exceeding the 25-year, 24-hour storm event.
3. All produced Type II wastewater shall be discharged to the Type II wastewater containment system.
4. There shall be no direct discharge from the Type II wastewater containment system to ground or surface waters of the state. (For purposes of this condition, "waters" shall be as defined in Section 403.031, F.S.) Any overflow from the Type II wastewater containment system, as a result of rainfall in excess of the 25-year, 24-hour storm event, shall discharge to an emergency holding pond or to the Type I wastewater management system.

B. Type I wastewater and non-contact stormwater management facilities:

1. The facility shall meet the design and operational criteria of a. or b. below:
 - a. The permittee shall construct and place into operation, in accordance with the compliance schedule for new facilities contained in Part VI of this generic permit, a Type I wastewater and non-contact stormwater management system consisting of a sediment trap/diversion structure(s), an off-line wet detention facility for treatment of the first one-half (1/2) inch of runoff from the Type I area of the site (i.e., area of the site that produces Type I wastewater), and a final wet detention facility for final treatment of pre-treated Type I wastewater and non-contact stormwater as more particularly described below:

(1) Sediment trap/diversion structure(s).

The sediment trap/diversion structure(s) shall be the point of collection of all Type I wastewater from the site. They shall be designed to collect granular materials that wash off the Type I area of the site. They should be constructed of concrete, or other durable material, capable of withstanding cleaning on a routine basis. They shall be designed such that the first one-half inch of runoff from the Type I area of the site is diverted to the off-line wet detention facility described in (2) below. Runoff in excess of the first one-half inch from any event shall be diverted to the final wet detention treatment facility described in (3) below.

(2) Off-line wet detention facility for treatment of first one-half inch of runoff.

The facility shall have an outlet structure consisting of a drawdown device, such as an orifice or V- or square-notch weir, and an overflow device, such as a standpipe or weir. The facility shall provide a treatment volume between the drawdown device (control) elevation and the overflow device elevation. The design treatment volume shall be sufficient to detain a minimum of one-half inch of runoff from the Type I area of the site. The drawdown device shall be designed such that one-half the treatment volume is recovered within the first 48 to 60 hours following any runoff producing event. Drawdown devices smaller than three inches minimum width, or less than 20 degrees for "V" notches, shall include a device to eliminate clogging (i.e., baffles, grates, etc.). The control elevation should be set at or above the design tailwater elevation at the point of discharge to the conveyance to the final wet detention facility and the seasonal high water table elevation to assure that the facility can effectively recover the treatment volume.

The facility shall provide a permanent (wet) pool below the control elevation. The permanent pool volume shall provide at least a 14-day residence time (the average time required to renew the water volume of the permanent pool) during the wettest three month period of the year. The facility's permanent pool maximum depth shall not exceed 12-feet and the facility's mean depth (permanent pool volume divided by surface area at the control elevation) should be between 2- and 8-feet.

The facility's configuration should be designed to minimize short circuiting and maximize mixing (i.e., flow path through facility has an average length to width ratio of at least 2:1, inlet and outlet locations maximize flow paths, etc.).

Discharge from the outlet structure shall be conveyed to the final wet detention facility described in (3) below.

(3) Final wet detention treatment facility.

The facility shall detain and treat the discharge from the off-line wet detention facility described in (2) above and runoff from the Type I area and non-contact stormwater area of the site.

The facility shall have an outlet structure consisting of a drawdown device, such as an orifice or V- or square-notch weir, and an overflow device, such as a standpipe or weir. The facility shall provide a treatment volume between the drawdown device (control) elevation and the overflow device elevation. The design treatment volume shall be sufficient to detain, at a minimum, discharge from the off-line wet detention facility and the greater of: one inch of runoff from the entire site; or 2.5-inches of runoff from the impervious area of the entire site. The drawdown device shall be designed such that one-half the treatment volume is recovered within the first 48 to 60 hours following any runoff producing event. Drawdown devices smaller than three inches minimum width, or less than 20 degrees for "V" notches, shall include a device to eliminate clogging (i.e., baffles, grates, etc.). The facility's outlet structure shall also be designed to accommodate passage of flows from the upstream wet detention facility and meet the appropriate discharge attenuation criteria pursuant to condition II.B.2. below. The control elevation should be set at or above the design tailwater elevation of the point of discharge from the site

and the seasonal high water table elevation to assure that the facility can effectively recover the treatment volume.

The facility shall provide a permanent (wet) pool below the control elevation. The permanent pool volume shall provide at least a 21-day residence time (the average time required to renew the water volume of the permanent pool) during the wettest three month period of the year. The facility's permanent pool maximum depth shall not exceed 12-feet and the facility's mean depth (permanent pool volume divided by surface area at the control elevation) should be between 2- and 8-feet.

The facility's configuration should be designed to minimize short circuiting and maximize mixing (i.e., flow path through facility has an average length to width ratio of at least 2:1, inlet and outlet locations maximize flow paths, etc.).

- b. The permittee shall construct and place into operation, in accordance with the compliance schedule for new facilities contained in Part VI of this generic permit, facilities to retain and treat Type I wastewater and non-contact stormwater as more particularly described below:
- (1) The retention facilities shall be designed to retain runoff from the Type I area of the site (i.e., area of the site that produces Type I wastewater), including all produced Type I wastewater and runoff from the Type I area of the site contributing drainage into the retention facilities, and non-contact stormwater, resulting from the 10-year, 24-hour storm event identified in the engineering report. The retention facilities design shall demonstrate recovery of system storage capacity through percolation to ground water and evaporation.
 - (2) The Type I wastewater and non-contact stormwater retention facilities shall not discharge to surface waters except following a rainfall event exceeding the 10-year, 24-hour storm event. The volume of discharge to surface waters shall be limited to the volume of rainfall on the area contributing drainage to the retention facilities and the volume of rainfall which falls directly into the retention facilities, in excess of the 10-year, 24-hour storm event.
2. The Type I wastewater and non-contact stormwater management system constructed in accordance with condition II.B.1. above shall be designed to assure that the post-development rate of discharge of stormwater runoff from the concrete batch plant site does not exceed the pre-development rate of discharge from the site in accordance with the applicable criteria for the Water Management District in which the facility is located pursuant to Rule 62-330.200, F.A.C.
 3. All facilities shall be inspected and cleaned on a routine basis to assure continued proper operation.
 4. Discharge from the Type I wastewater and non-contact stormwater management system shall not cause or contribute to violations of surface water quality standards pursuant to Chapter 62-302, F.A.C.
 5. There shall be no direct discharge from the Type I wastewater and non-contact stormwater management system to Outstanding Florida Waters, Outstanding National Resource Waters or Class I waters.
 6. Ground water monitoring shall not be required for the Type I wastewater and non-contact stormwater management facilities. The Type I wastewater and non-contact stormwater management facilities are authorized to discharge to ground water in accordance with the following conditions:
 - a. A zone of discharge is established for the discharge of Type I wastewater and non-contact stormwater to ground water, more specifically described as follows:

The zone of discharge shall extend 100 feet from the edge of the pollution source or to the permittee's property boundary, whichever is less.

- b. Discharge to ground water shall not cause a violation of water quality standards for ground water at the boundary of the zone of discharge in accordance with Rules 62-520.400 and 62-520.420, F.A.C.
- c. Discharge to ground water shall not cause a violation of the minimum criteria for ground water specified in Rule 62-520.400, F.A.C., within the zone of discharge.

C. Wastewater and stormwater management:

- 1. The permittee shall develop and implement, in accordance with the compliance schedule for new facilities contained in Part VI of this generic permit, a Wastewater and Stormwater Management Plan (WSMP) for on-site management of wastewater and stormwater. The WSMP shall be developed in accordance with Part VIII of this generic permit.

Part III Design and Operational Requirements for Type II Wastewater and Type I Wastewater Facilities for Existing Concrete Batch Plants

A. Type II wastewater facilities:

- 1. The permittee shall have in place and operational, in accordance with the compliance schedule for existing facilities contained in Part VI of this generic permit, an impermeable facility for containment and reclamation of all Type II wastewater produced. (For purposes of this generic permit, a Type II wastewater containment system constructed of concrete shall be considered impermeable.) In addition to containing produced Type II wastewater, the wastewater containment system shall provide sufficient capacity to retain the volume of rainfall which falls directly into the Type II wastewater containment system and stormwater runoff from the area contributing drainage into the Type II wastewater containment system, resulting from the 25-year, 24-hour storm event identified in the engineering report.
- 2. There shall be no discharge from the Type II wastewater containment system except following a rainfall event exceeding the 25-year, 24-hour storm event.
- 3. All produced Type II wastewater shall be discharged to the Type II wastewater containment system.
- 4. There shall be no direct discharge from the Type II wastewater containment system to ground or surface waters of the state. (For purposes of this condition, "waters" shall be as defined in Section 403.031, F.S.) Any overflow from the Type II wastewater containment system, as a result of rainfall in excess of the 25-year, 24-hour storm event, shall discharge to an emergency holding pond or to the Type I wastewater management system.

B. Type I wastewater facilities:

- 1. The facility shall meet the design and operational criteria of a. or b. below:
 - a. The permittee shall have in place and operational, in accordance with the compliance schedule for existing facilities contained in Part VI of this generic permit, a Type I wastewater management system consisting of a sediment trap/diversion structure(s) and an off-line wet detention facility for treatment of produced Type I wastewater and runoff resulting from the first one-half (1/2) inch of rainfall on the Type I area of the site (i.e., area of the site that produces Type I wastewater) as more particularly described below:

(1) Sediment trap/diversion structure(s).

The sediment trap/diversion structure(s) shall be the point of collection of all Type I wastewater from the site. They shall be designed to collect granular materials that wash off the Type I area of the site. They should be constructed of concrete, or other durable material, capable of withstanding cleaning on a routine basis. They shall be designed such that produced Type I wastewater and runoff resulting from the first one-half (1/2) inch of rainfall on the Type I area of the site is diverted to the off-line wet detention facility described in (2) below.

(2) Off-line wet detention facility for treatment of first one-half inch of runoff.

The facility shall have an outlet structure consisting of a drawdown device, such as an orifice or V- or square-notch weir, and an overflow device, such as a standpipe or weir. The facility shall provide a treatment volume between the drawdown device (control) elevation and the overflow device elevation. The design treatment volume shall be sufficient to detain a minimum of the runoff resulting from produced Type I wastewater and the first one-half (1/2) inch of rainfall on the Type I area of the site. The drawdown device shall be designed such that one-half the treatment volume is recovered within the first 48 to 60 hours following any runoff producing event. Drawdown devices smaller than three inches minimum width, or less than 20 degrees for "V" notches, shall include a device to eliminate clogging (i.e., baffles, grates, etc.). The control elevation should be set at or above the design tailwater elevation at the point of discharge from the site and the seasonal high water table elevation to assure that the facility can effectively recover the treatment volume.

The facility shall provide a permanent (wet) pool below the control elevation. The permanent pool volume shall provide at least a 14-day residence time (the average time required to renew the water volume of the permanent pool) during the wettest three month period of the year. The facility's permanent pool maximum depth shall not exceed 12-feet and the facility's mean depth (permanent pool volume divided by surface area at the control elevation) should be between 2- and 8-feet.

The facility's configuration should be designed to minimize short circuiting and maximize mixing (i.e., flow path through facility has an average length to width ratio of at least 2:1, inlet and outlet locations maximize flow paths, etc.).

b. The permittee shall have in place and operational, in accordance with the compliance schedule for existing facilities contained in Part VI of this generic permit, facilities to retain and treat Type I wastewater as more particularly described below:

(1) The retention facilities shall be designed to retain runoff from the Type I area of the site (i.e., area of the site that produces Type I wastewater), including all produced Type I wastewater and runoff from the Type I area of the site contributing drainage into the retention facilities, resulting from the 10-year, 24-hour storm event identified in the engineering report. The retention facilities design shall demonstrate recovery of system storage capacity through percolation to ground water and evaporation.

If the engineering report substantiates that, because of topographic, geotechnical or other site specific considerations, it was not feasible to construct retention facilities on the concrete batch plant site with sufficient capacity to retain the volume of runoff from the Type I area of the site resulting from the 10-year, 24-hour storm event, then the permittee shall have in place and operational, off-line retention facilities meeting the following criteria:

(a) The retention facilities shall be designed to provide a treatment volume with sufficient capacity to retain all produced Type I wastewater and runoff resulting from either the first one (1) inch of rainfall on the Type I area of the site or the first one-half (1/2) inch of runoff from the Type I area of the site.

- (b) Capacity for the treatment volume specified in (a) above shall be provided within 72 hours following any runoff producing event. The retention facilities design shall demonstrate recovery of system storage capacity through percolation to ground water and evaporation.
 - (2) The Type I wastewater retention facilities shall not discharge to surface waters except following a rainfall event which results in runoff exceeding the design runoff volume selected in accordance with (1) above. The volume of discharge to surface waters shall be limited to the volume of runoff entering the Type I wastewater retention facilities in excess of the design runoff volume selected in accordance with (1) above.
- 2. All facilities shall be inspected and cleaned on a routine basis to assure continued proper operation.
- 3. Discharge from the Type I wastewater management system shall not cause or contribute to violations of surface water quality standards pursuant to Chapter 62-302, F.A.C.
- 4. There shall be no direct discharge from the Type I wastewater management system to Outstanding Florida Waters, Outstanding National Resource Waters or Class I waters.
- 5. Ground water monitoring shall not be required for the Type I wastewater management facilities. The Type I wastewater management facilities are authorized to discharge to ground water in accordance with the following conditions:
 - a. A zone of discharge is established for the discharge of Type I wastewater to ground water, more specifically described as follows:
 - (1) For facilities defined as existing facilities in Rule 62-522.200, F.A.C., the zone of discharge shall extend horizontally to the permittee's property line.
 - (2) For facilities that are not defined as existing in Rule 62-522.200, F.A.C., the zone of discharge shall extend 100 feet from the edge of the pollution source or to the permittee's property boundary, whichever is less.
 - b. Discharge to ground water shall not cause a violation of water quality standards for ground water at the boundary of the zone of discharge in accordance with Rules 62-520.400 and 62-520.420, F.A.C.
 - c. Discharge to ground water shall not cause a violation of the minimum criteria for ground water specified in Rule 62-520.400, F.A.C., within the zone of discharge.
- C. Wastewater and stormwater management:
 - 1. The permittee shall develop and implement, in accordance with the compliance schedule for existing facilities contained in Part VI of this generic permit, a Wastewater and Stormwater Management Plan (WSMP) for on-site management of wastewater and stormwater. The WSMP shall be developed in accordance with Part VIII of this generic permit.

Part IV Industrial Sludge Management Requirements

- 1. Disposal of waste products in a solid waste management facility shall be in accordance with the requirements of Chapter 62-701, F.A.C.
- 2. Materials generated and stored on-site which are to be reused or recycled are not considered waste products.

Part V Operation and Maintenance Requirements

A. Operation of Treatment and Disposal Facilities

1. The permittee shall ensure that the operation of pollution control facilities is as described in the WSMP and other supporting documents.

B. Record Keeping Requirements

1. The permittee shall maintain the following records on the site of the permitted facility and make them available for inspection:
 - a. Copies of all reports required by this generic permit for at least three years from the date the report was prepared, unless otherwise specified in the permit;
 - b. Records of all data, including reports and documents used to complete the request for coverage under this generic permit for at least three years from the date the request was filed, unless otherwise specified in the permit;
 - c. A copy of this generic permit; and
 - d. A copy of the record drawings required by condition VII.C.3. of this generic permit.

Part VI Compliance Schedules

1. New concrete batch plants obtaining coverage under this generic permit, meeting the criteria specified in Part II, shall achieve compliance with the conditions of this generic permit in accordance with the following schedule:

Wastewater and Stormwater Management Plan (WSMP):

Develop WSMP ----- Prior to Effective date of coverage

Submit Notice of Availability of WSMP ----- Prior to Effective date of coverage

Implement WSMP ----- Effective date of coverage or upon commencement of operation, whichever is later

Other permit conditions:

Operational level attained ----- Effective date of coverage or upon commencement of operation, whichever is later

2. Existing concrete batch plants obtaining coverage under this generic permit, meeting the criteria specified in Part III, shall achieve compliance with the conditions of this generic permit in accordance with the following schedule:

Wastewater and Stormwater Management Plan (WSMP):

Develop WSMP ----- Effective date of coverage plus 6 months

Submit Notice of Availability of WSMP ----- Effective date of coverage plus 6 months

Implement WSMP ----- Effective date of coverage plus 12 months

Other permit conditions:

Operational level attained ----- Effective date of coverage

Part VII Other Specific Conditions

A. Specific Conditions Applicable to All Permits

1. Unless specified otherwise in this permit, all reports and notifications required by this permit, including twenty-four hour notifications, shall be submitted or reported, as the case may be, to the Department's Industrial Wastewater Section of the district office of the district in which the facility is located. Addresses of the Department's district offices are indicated below:

Department of Environmental Protection
Central District Office
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Phone: 407/893-3317
Fax: 407/897-2966

Department of Environmental Protection
South District Office
2295 Victoria Avenue
Fort Myers, Florida 33901

Phone: 813/332-6975
Fax: 813/332-6969

Department of Environmental Protection
Northeast District Office
7825 Bay Meadows Way, Suite 200B
Jacksonville, Florida 32256-7577

Phone: 904/448-4330
Fax: 904/448-4366

Department of Environmental Protection
Southeast District Office
400 North Congress Avenue
P.O. Box 15425
West Palm Beach, Florida 33416-5425

Phone: 407/681-6600
Fax: 407/681-6760

Department of Environmental Protection
Northwest District Office
160 Governmental Center
Pensacola, Florida 32501-5794

Phone: 904/444-8300
Fax: 904/444-8417

Department of Environmental Protection
Southwest District Office
3804 Coconut Palm Drive
Tampa, Florida 33619-8318

Phone: 813/744-6100
Fax: 813/744-8198

2. Drawings, plans, documents or specifications submitted by the permittee, not attached hereto, but retained on file with the Department, are made a part hereof.
3. Where specified in this generic permit, documents shall be signed and sealed by a professional engineer registered in the State of Florida pursuant to Chapter 471, F.S.
4. All of the general conditions listed in Rule 62-621.250, F.A.C., are adopted herein by reference.

B. Specific Conditions for Closed-loop Recycling Vehicle/Equipment Washing Facilities

1. There shall be no discharge from closed-loop recycling vehicle/equipment washing facilities to ground or surface waters of the state.
2. Rainfall, runoff and other extraneous sources of water shall be precluded from the closed-loop recycling vehicle/equipment washing facilities.
3. No oil, degreaser, engine coolant or other solid wastes shall be disposed of at the closed-loop recycling vehicle/equipment washing facilities.
4. Solids removed from sedimentation tanks and used filter materials shall be disposed of in accordance with condition IV.1.
5. Any waste oil collected from oil/water separators shall be disposed of in accordance with Chapter 62-710, F.A.C.

C. Specific Conditions Related to Construction

1. Prior to and during construction of systems specified in this generic permit, the permittee shall implement and maintain all erosion and sediment control measures required to retain sediment on-site and to prevent violations of state water quality standards. The permittee is encouraged to use appropriate best management practices described in the Florida Land Development Manual: A Guide to Sound Land and Water Management (Florida Department of Environmental Regulation, 1988).
2. Within thirty days of completion of construction, the permittee shall submit to the Department a completed "Certification of Completion of Construction" (DEP form 62-620.910(12)) signed and sealed by the engineer of record.
3. Record drawings shall be prepared and made available in accordance with Rule 62-620.410(10), F.A.C., within six months of placing new or substantially modified facilities into operation.

D. Duty to Request Continued Coverage

1. Coverage under this generic permit is limited to a term not to exceed five years from the effective date of coverage. The permittee may request continued coverage under this generic permit in accordance with the requirements contained in Section I.C. Alternatively, the permittee may request continued coverage by submitting the items specified in conditions I.C.1.a. and b. and a certification, signed and sealed by a professional engineer in accordance with condition VII.A.3., stating that no modification, as defined in Chapter 62-620, F.A.C., or expansion to the facility has been made during the current term of coverage. Request for continued coverage shall be made at least 180 days before expiration of the current coverage.

Part VIII Wastewater and Stormwater Management Plan

In accordance with the terms and conditions of this generic permit, the permittee is required to prepare and implement a Wastewater and Stormwater Management Plan (WSMP). The WSMP shall consist of two primary elements -- a best management practices element and a stormwater pollution prevention element. These two sections of the WSMP shall be in conformance with the provisions of Sub-parts A. and B. of this Part as follows:

A. Best Management Practices Element

1. The BMP plan element shall be prepared in accordance with Rule 62-621.700, F.A.C.
2. The following additional specific requirements shall be addressed in the BMP plan element:
 - a. Establish specific operation and maintenance requirements to ensure continued proper functioning of all on-site pollution control facilities, including the Type II wastewater containment system and Type I wastewater management system.
 - (1) Provide specific operation and maintenance procedures and schedules to assure proper long-term operation of the Type II wastewater containment system and associated appurtenances, including any necessary pumping equipment.
 - (2) Provide specific operation and maintenance procedures and schedules to assure proper long-term operation of the Type I wastewater management system components, including provisions to ensure non-clogging of outlet structures, conveyances, percolation basin bottoms, etc.
 - b. Establish specific BMPs for beneficial use/recycling of Type II wastewater and Type I wastewater, such as, cleaning out concrete truck mixer drums, manufacture of concrete, and sprinkling on aggregate piles.
 - c. Establish specific BMPs for the proper on-site handling of any sludge/solids removed from the Type II wastewater containment system or Type I wastewater management system.
3. The permittee shall amend the BMP plan element whenever there is a change in the facility or change in the operation of the facility which materially increases the potential for the ancillary activities to result in a discharge of significant amounts of pollutants or if the BMP plan element proves to be ineffective in achieving the general objective of preventing the release of significant amounts of pollutants to waters of the state.

B. Stormwater Pollution Prevention Element

1. General Requirements:

The stormwater pollution prevention plan element shall be prepared in accordance with good engineering practices. The plan element shall identify potential sources of pollution which may reasonably be expected to affect the quality of stormwater discharges associated with industrial activity from the facility. In addition, the plan element shall describe and ensure the implementation of practices which are to be used to reduce the pollutants in stormwater discharges associated with industrial activity at the facility and to assure compliance with the terms and conditions of this permit. Facilities must implement the provisions of the stormwater pollution prevention plan element required under this sub-part as a condition of this permit.

2. Signature and Review:

- a. The plan shall be signed in accordance with Rule 62-620.305, F.A.C., and be retained on-site at the facility which generates the stormwater discharge for the term of coverage under this permit.
- b. The permittee shall make plans available to the Department upon request.
- c. The Department shall notify the permittee at any time that the plan does not meet one or more of the minimum requirements of this sub-part. Such notification shall be in writing and shall identify those provisions of the permit which are not being met by the plan element, and identify which provisions of the plan element require modifications in order to meet the minimum requirements of this sub-part.

3. Keeping Stormwater Pollution Prevention Plan Element Current:

The permittee shall amend the plan element whenever there is a change in design, construction, operation, or maintenance, which has a significant effect on the potential for the discharge of pollutants to the waters of the State or if the stormwater pollution prevention plan element proves to be ineffective in eliminating or significantly minimizing pollutants from sources identified under item 4.b. (Description of Potential Pollutant Sources) of this sub-part, or in otherwise achieving the general objectives of controlling pollutants in stormwater discharges associated with industrial activity.

4. Contents of Stormwater Pollution Prevention Plan Element:

The SWPP plan element shall include, at a minimum, the following items:

a. Pollution Prevention Team.

The plan element shall identify a specific individual or individuals within the facility organization as members of a stormwater Pollution Prevention Team that are responsible for developing the stormwater pollution prevention plan element and assisting the facility or plant manager in its implementation, maintenance, and revision.

b. Description of Potential Pollutant Sources.

The plan element shall provide a description of potential sources which may reasonably be expected to add significant amounts of pollutants to stormwater discharges. The plan element shall identify all activities and significant materials which may potentially be significant pollutant sources. The term significant materials shall be as defined in 40 CFR 122.26(b)(12), the definition of which is hereby incorporated by reference. The plan element shall include, at a minimum:

(1) Drainage.

A site map indicating an outline of the portions of the drainage area of each outfall that are within the facility boundaries, each existing structural control measure to reduce pollutants in stormwater runoff, surface water bodies, locations where significant materials are exposed to precipitation, locations where major spills or leaks identified under item 4.b.(3) (Spills and Leaks) of this sub-part have occurred, and the locations of the following activities where such activities are exposed to precipitation: fueling stations; vehicle and equipment maintenance and/or cleaning areas; loading/unloading areas; locations used for the treatment, storage or disposal of wastes; liquid storage tanks, processing areas and storage areas. Facilities shall also identify, on the site map, the location of any: bag house or other dust control device; recycle/sedimentation pond, clarifier, or other device used for the treatment of wastewater, as well as the areas that drain to the treatment device.

(2) Inventory of Exposed Materials.

An inventory of the types of materials handled at the site that potentially may be exposed to precipitation. Such inventory shall include a narrative description of significant materials that have been handled, treated, stored, or disposed of in a manner to allow exposure to stormwater in the three years prior to the effective date of coverage under this permit. Additionally, the inventory shall include a narrative description of the method and location of on-site storage or disposal.

(3) Spills and Leaks.

A list of significant spills and leaks of toxic or hazardous pollutants that occurred at areas that are exposed to precipitation, or that otherwise drain to a stormwater conveyance, at the facility in the three years prior to the effective date of coverage under this permit. The term "significant spills and leaks" shall be as defined in the September 29, 1995 Federal Register (Vol. 60, no. 189, page 51123), the definition of which is hereby incorporated by reference. Such list shall be updated as additional spills and leaks occur.

c. Measures and Controls.

Each facility covered by this permit shall develop a description of stormwater management controls appropriate for the facility, and implement such controls. The appropriateness and priorities of controls in the plan element shall reflect identified potential sources of pollutants at the facility. The description of stormwater management controls shall address the following minimum components:

(1) Good Housekeeping.

Good housekeeping requires areas which may contribute pollutants to stormwater discharges to be maintained in a clean, orderly manner.

- (a) Facilities shall prevent or minimize the discharge of spilled cement, aggregate (including sand or gravel), kiln dust, fly ash, settled dust and other significant materials in stormwater from paved portions of the site that are exposed to stormwater. Measures used to minimize the presence of these materials may include regular sweeping, or other equivalent measures. The plan element shall indicate the frequency of sweeping or other measures. The frequency shall be determined based upon consideration of the amount of industrial activity occurring in the area and frequency of precipitation, but shall not be less than once per week when cement, aggregate, kiln dust or fly ash are being handled or otherwise processed in the area.
- (b) Facilities shall prevent the exposure of fine granular solids such as cement, fly ash and kiln dust to stormwater. Methods to prevent exposure of materials to stormwater include storing in enclosed silos, hoppers or buildings, in covered areas, or under covering.

(2) Preventive Maintenance.

A preventive maintenance program shall involve timely inspection and maintenance of stormwater management devices (e.g. cleaning oil/water separators, catch basins) as well as inspecting and testing facility equipment and systems to uncover conditions that could cause breakdowns or failures resulting in discharges of pollutants to surface waters, and ensuring appropriate maintenance of such equipment and systems. Facilities shall ensure that any existing dust collection systems are properly operated and maintained.

(3) Spill Response Procedures.

Procedures for cleaning up spills shall be identified in the plan element and made available to the appropriate personnel. The necessary equipment to implement a clean up should be available to personnel.

(4) Inspections.

Qualified facility personnel shall be identified to inspect designated equipment and areas of the facility specified in the plan element. The inspection frequency shall be specified in the plan element based upon a consideration of the level of industrial activity at the facility, but shall be a minimum of once per month while the facility is in operation. The inspection shall take place while the facility is in operation and shall at a minimum include all of the following areas that are exposed to stormwater at the site: material handling areas, above ground storage tanks, hoppers or silos, dust collection/containment systems, truck washdown and equipment cleaning areas. Tracking or follow-up procedures shall be used to ensure that appropriate actions are taken in response to the inspections. Records of inspections shall be maintained for the term of coverage under this permit.

(5) Employee Training.

Employee training programs shall inform personnel responsible for implementing activities identified in the stormwater pollution prevention plan element or otherwise responsible for stormwater management at all levels of responsibility of the components and goals of the stormwater pollution prevention plan element. Training should address topics such as spill response, good housekeeping, truck washout procedures, equipment washdown procedures and material management practices.

(6) Recordkeeping and Internal Reporting Procedures.

A description of incidents (such as spills, or other discharges), along with other information describing the quality and quantity of stormwater discharges shall be included in the plan element required under this sub-part. Inspections and maintenance activities shall be documented and records of such activities shall be incorporated into the plan element and shall be maintained for the term of coverage under this permit.

(7) Sediment and Erosion Control.

The plan element shall identify areas which, due to topography, activities, or other factors, have a high potential for significant soil erosion, and identify structural, vegetative, and/or stabilization measures to be used to limit erosion.

CHAPTER 62-621 GENERIC PERMITS

PART I	GENERAL
62-621.100	Scope/Applicability.
62-621.101	Procedural Requirements.
62-621.105	Applicability. (Repealed)
62-621.200	Definitions. (Repealed)
62-621.250	General Conditions.
62-621.260	Best Management Practice (BMP) Plan.
PART II	NPDES GENERIC PERMITS
62-621.300	Permits.
62-621.301	Generic Permit for Discharges From Petroleum Contaminated Sites. (Repealed)
62-621.302	Generic Permit for Discharge of Produced Ground Water From Any Non-Contaminated Site Activity. (Repealed)
62-621.303	Toxicity Testing Requirements.
62-621.700	Best Management Practices (BMP) Plan. (Repealed)
62-621.800	Toxicity Testing Requirements. (Repealed)

PART I GENERAL

62-621.100 Scope/Applicability.

This chapter sets forth the procedures to obtain National Pollutant Discharge Elimination System (NPDES) and Non-NPDES generic permits authorized under Chapter 403, F.S., and Chapter 62-620, F.A.C. For the purpose of this chapter "NPDES Generic Permit" means a type of general permit issued under the authority of Section 403.0885, F.S., (general permit under 40 CFR 122.28) and "Non-NPDES Generic Permit" means a type of general permit issued under the authority of Section 403.087, F.S. As an alternative to individual permits, the Department may promulgate by rule a generic permit to regulate a category of wastewater facilities or activities. The Department shall issue a generic permit to regulate such a category of wastewater facilities or activities only if they all involve the same or substantially similar types of operations; discharge the same types of wastes or engage in the same types of residuals or industrial sludge use or disposal practices; require the same effluent limitations, operating conditions, or standards for residuals or industrial sludge use or disposal; require the same or similar monitoring; and the NPDES Generic permit is approved by the EPA pursuant to subsection 62-620.710(3), F.A.C.

Specific Authority 403.061, 403.087, 403.088, 403.0885, 403.08851, 403.814 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 8-22-95, Amended 12-24-96, 5-1-97, 10-22-00, 5-22-03, 12-23-04.

62-621.101 Procedural Requirements.

Generic permits issued under this chapter are subject to the procedural requirements of subsections 62-110.106(6), 62-620.510(1)-(5) and (8), and Rule 62-620.710, F.A.C., unless otherwise specified in the generic permit, Chapter 62-620 or 62-621, F.A.C.

Specific Authority 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 12-23-04.

62-621.250 General Conditions.

Unless stated otherwise in this chapter, all permits listed in this chapter are subject to the conditions in subsections 62-620.610(1)-(5), (7), (9)-(10), (13)-(15), (17)-(18), and (20)-(23), F.A.C. Additionally, the following conditions apply:

(1) When requested by the Department, the permittee shall provide any information required by law which is needed to determine whether there is cause for revising, revoking and reissuing, or terminating coverage under this permit, or to determine compliance with the permit. The permittee shall also provide to the Department upon request copies of records required by this permit to be kept. If the permittee becomes aware of relevant facts that were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be submitted or corrections reported to the Department within 10 days of discovery.

(2) Unless specifically stated otherwise in Department rules, the permittee, in accepting this permit coverage, agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.

(3) The use of generic permits issued under this chapter is limited to a term not to exceed five years. The renewal of permit coverage shall be in accordance with Rule 62-620.335, F.A.C., unless otherwise specified in the generic permit. The application requirements for submittal of request for coverage are located in Rule 62-621.300, F.A.C., or each specific generic permit.

(4) Coverage under this generic permit may be suspended, revoked and reissued, or terminated in accordance with Rule 62-620.345, F.A.C., if the Secretary determines that there has been a violation of any of the terms or conditions of the permit, there has been a violation of state water quality standards or the permittee has submitted false, incomplete or inaccurate data or information.

Specific Authority 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 8-22-95, Amended 5-1-97, 2-14-00, 10-22-00, 12-23-04.

62.621.260 Best Management Practices (BMP) Plan.

When a BMP plan is required by a generic permit listed in this chapter, the permittee shall prepare the plan in accordance with the following procedures:

(1) The permittee shall maintain the BMP plan at the facility and shall make the plan available to the Department upon request.
 (2) The permittee shall develop and implement a BMP plan which prevents, or minimizes the potential for, the release of pollutants from ancillary activities, including:

- (a) Material storage areas;
- (b) Plant site runoff;
- (c) In-plant transfer, process and material handling areas;
- (d) Loading and unloading operations; and
- (e) Sludge and waste disposal areas,

to the surface waters of the state through plant site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage. The term "pollutants" refers to any substance listed as toxic under Section 307(a)(1) of the Clean Water Act (Act); oil, as defined in Section 311(a)(1) of the Act; and substances listed as hazardous under Section 311 of the Act.

(3) The publication "Guidance Manual for Developing Best Management Practices (BMP)," document number EPA 833-B-93-004, can be used as a reference which contains technical information on BMPs and the elements of the BMP program. Copies of this publication can be obtained by submitting written requests to: Department of Environmental Protection, Bureau of Water Facilities Regulation, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or Director, Water Management Division, U.S. EPA Region IV, 61 Forsyth Street, Atlanta, Georgia 30303.

Specific Authority 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 12-23-04.

PART II NPDES GENERIC PERMITS

62-621.300 Permits.

(1) Generic Permit for Discharges From Petroleum Contaminated Sites.

(a) The document "Generic Permit for Discharges From Petroleum Contaminated Sites," document number 62-621.300(1), issued by the Department and effective February 14, 2000, is hereby incorporated by reference and made part of this chapter. This document may be obtained by contacting either the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website.

(b) The document referenced in paragraph 62-621.300(1)(a), F.A.C., contains the specific discharge limits, operating requirements, and application requirements for discharges from petroleum contaminated sites.

(2) Generic Permit for Discharge of Produced Ground Water From any Non-Contaminated Site Activity.

(a) The document "Generic Permit for the Discharge of Produced Ground Water From Any Non-Contaminated Site Activity," document number 62-621.300(2), issued by the Department and effective February 14, 2000, is hereby incorporated by reference and made part of this chapter. This document may be obtained by contacting either the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website.

(b) The document referenced in paragraph 62-621.300(2)(a), F.A.C., contains the specific discharge limits and operating requirements for discharges of produced ground water from any site activity.

(3) Generic Permit for Discharges from Concrete Batch Plants.

(a) The document "Generic Permit for Discharges from Concrete Batch Plants," document number 62-621.300(3)(a), issued by the Department and dated March 10, 1997, is hereby incorporated by reference and made part of this chapter. This document may be obtained by contacting either the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website.

(b) Form number 62-621.300(3)(b), Notice of Intent to Use Generic Permit for Discharges from Concrete Batch Plants, effective May 1, 1997 is hereby incorporated by reference and made part of this chapter. This form may be obtained by contacting either the local Department District Office, by writing the Department of Environmental Protection, Industrial Wastewater Section, Mail Station #3545, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or from the Department's website.

(c) Document number 62-621.300(3)(a) referenced in item (a) of this section contains specific design and operating requirements for discharges from wastewater and stormwater management systems at concrete batch plants.

(4) Generic Permit for Stormwater Discharge from Large and Small Construction Activities.

(a) The document "Generic Permit for Stormwater Discharge from Large and Small Construction Activities," document number 62-621.300(4)(a), issued by the Department and effective May 1, 2003, is hereby incorporated by reference and made a part of this chapter.

(b) Form number 62-621.300(4)(b), Notice of Intent to Use Generic Permit for Stormwater Discharge from Large and Small Construction Activities, effective May 1, 2003, is hereby incorporated by reference and made part of this chapter. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website.

(c) The "Generic Permit for Stormwater Discharge from Large and Small Construction Activities" shall become effective May 1, 2003. Prior to May 1, 2003, operators initiating activities disturbing five or more acres shall continue to obtain coverage under the "Generic Permit for Stormwater Discharge from Construction Activities that Disturb Five or More Acres of Land," and any such activities shall continue to remain covered under the terms of the "Generic Permit for Stormwater Discharge from Construction Activities that Disturb Five or More Acres of Land" until such time as permit coverage is terminated, revoked, or the permittee's five year period of coverage has expired. Effective May 1, 2003, anyone initiating activities that disturb one or more acres of land but less than five acres (small construction), or five or more acres (large construction), shall obtain coverage under the "Generic Permit for Stormwater Discharge from Large and Small Construction Activities." If an operator initiates activities that disturb at least one acre but less than five acres, prior to May 1, 2003, and those activities are ongoing as of May 1, 2003, the operator must file a notice of intent and permit fee to obtain permit coverage under the Generic Permit for Stormwater Discharge from Large and Small Construction Activities by June 1, 2003.

(5) Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity.

(a) The Department hereby adopts and incorporates by reference Federal Register, Volume 60, Number 189, pages 50804-51319, published on September 29, 1995; Federal Register, Volume 61, Number 28, pages 5248-5254, published on February 9, 1996; Federal Register, Volume 61, Number 34, page 6412, published on February 20, 1996; Federal Register, Volume 63, Number 152, pages 42534-42548, published on August 7, 1998; Federal Register, Volume 63, Number 189, pages 52430-52577, published on September 30, 1998; and, Federal Register, Volume 64, Number 11, pages 2898-2900, published on January 19, 1999, which shall hereinafter be referred to as the "Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity." When used in the Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity, the following shall mean:

1. EPA shall mean the Department of Environmental Protection.

2. Regional Administrator, Director, or State Director, shall mean the Secretary of the Department of Environmental Protection or the Secretary's designee where appropriate.

(b) Form number 62-621.300(5)(b), Notice of Intent to Use Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity, effective October 22, 2000, is hereby incorporated by reference and made part of this chapter. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website.

(c) Facilities or activities seeking coverage under this generic permit shall apply to the Department on the form referenced in paragraph 62-621.300(5)(b), F.A.C., and in accordance with the Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity, and shall include the appropriate processing fee as required by Rule 62-4.050, F.A.C.

(d) All notices, certifications, reports, or any other information required to be submitted under the Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity, excluding discharge monitoring reports, shall be submitted to Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

(e) Discharge monitoring reports (DMRs) required to be submitted under the Multi-Sector Generic Permit for Stormwater Discharge Associated with Industrial Activity shall be sent to Department of Environmental Protection, NPDES Stormwater MSGP DMR, Mail Station #2511, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

(f) The effective date of coverage under this generic permit shall be two (2) days after a complete Notice of Intent is submitted to the Department in accordance with paragraph 62-621.300(5)(c), F.A.C.

(g) Coverage under this generic permit is limited to a term not to exceed five years from the effective date of coverage. Permittees may request continued coverage under this generic permit in accordance with the requirements of Rule 62-621.300(5)(c), F.A.C. Request for continued coverage shall be made at least two (2) days before expiration of the current coverage.

(6) Form number 62-621.300(6), Notice of Termination of Generic Permit Coverage, effective October 22, 2000, is hereby incorporated by reference and made a part of this chapter. Facilities or activities seeking to terminate coverage under the generic permits in subsections 62-621.300(4) and (5), F.A.C., shall file a Notice of Termination of Generic Permit Coverage with the Department in accordance with the provisions of the applicable generic permit. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website.

(7) Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems.

(a) The document "Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems," document number 62-621.300(7)(a), issued by the Department and effective May 1, 2003, is hereby incorporated by reference and made a part of this chapter.

(b) Form number 62-621.300(7)(b), "Notice of Intent to Use Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems," document number 62-621.300(7)(b), issued by the Department and effective May 1, 2003, is hereby incorporated by reference and made part of this chapter. This form may be obtained by writing the Department of Environmental Protection, NPDES Stormwater Notices Center, Mail Station #2510, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or from the Department's website.

Specific Authority 373.043, 373.1131, 373.413, 373.414, 373.416, 403.061, 403.087, 403.0877 FS. Law Implemented 373.043, 373.1131, 373.413, 373.414, 373.416, 403.061, 403.087, 403.0877, 403.088, 403.0885, 403.08851 FS. History—New 12-24-96, Amended 5-1-97, 2-14-00, 10-22-00, 5-1-03, 12-23-04.

62-621.303 Toxicity Testing Requirements.

When specifically required by the NPDES generic permit, the toxicity standards and procedures set forth in subsection 62-4.244(3), Rules 62-4.246, 62-301.200, 62-302.200 and subsections 62-302.500(1)(a), (4), F.A.C., shall apply.

Specific Authority 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885, 403.08851 FS. History—New 12-23-04.

ATTACHMENT A
NOTICE OF RIGHTS

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and 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.

Petitions by the applicant or any of the parties listed below must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3) of the Florida Statutes, however, any person who has asked the Department for notice of agency action may file a petition within fourteen days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person 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 of the Florida Statutes. 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 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name, address, and telephone number of each petitioner; the Department permit identification number and the county in which the subject matter or activity is located;
 - (b) A statement of how and when each petitioner received notice of the Department action;
 - (c) A statement of how each petitioner's substantial interests are affected by the Department action;
 - (d) A statement of the material facts disputed by the petitioner, if any;
 - (e) A statement of facts that the petitioner contends warrant reversal or modification of the Department action;
 - (f) A statement of which rules or statutes the petitioner contends require reversal or modification of the Department action;
- and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by rule 28-106.301.

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

Mediation under Section 120.573 of the Florida Statutes is not available for this proceeding.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

Any party to the order has the right to seek judicial review of the order under Section 120.68 of the Florida Statutes, by the filing of a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, 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 of Appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.



REPRESENTING
ALEX SINK
CHIEF FINANCIAL OFFICER
STATE OF FLORIDA

October 6, 2010

Ms. Denise Manuel, Human Resources/Risk Management Director
Gulf County Board of County Commissioners
1000 Cecil G. Costin Sr. Blvd.
Port St. Joe, Florida 32456

2010 NOV -2 PM 11:24

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Dear Ms. Manuel:

Attached is the preliminary audit report from the payroll/premium audit of the St. Johns County School Board. The audit was conducted September 13 – 15, 2010. Please review the findings that are contained in this preliminary audit report.

Please forward any documentation that was not originally in this audit along with a written statement within 30 days of the receipt of this report. Upon receipt of this response, any necessary adjustment will be made. At the conclusion of 30 days, the Bureau of Monitoring and Audit will consider the findings as final. If no response is received at the conclusion of 30 days, the Bureau of Monitoring and Audit will file these audit findings as our final audit report.

If you need further assistance, please contact Charlie Watson at 850-413-1853. Thank you for your attention to this matter.

Sincerely,
Dwayne Manning
Dwayne E. Manning
Insurance Administrator

****Complete Report on file with Clerk****

DEM/cw
Attachment

FLORIDA DEPARTMENT OF FINANCIAL SERVICES
Dwayne E. Manning • Insurance Administrator
Division of Workers' Compensation • Bureau of Monitoring and Audit
200 East Gaines Street • Tallahassee, Florida 32399-4224 • Tel. 850-413-1784 • Fax 850-414-2244
Email • Dwayne.Manning@myfloridacfo.com
Affirmative Action • Equal Opportunity Employer

INFORMATION
DATE: 11/9/10



Florida Department of
Law Enforcement

Gerald M. Bailey
Commissioner

Office of Criminal Justice Grants
Post Office Box 1489
Tallahassee, Florida 32302-1489
(850) 617-1250
www.fdle.state.fl.us

Charlie Crist, Governor
Bill McCollum, Attorney General
Alex Sink, Chief Financial Officer
Charles H. Bronson, Commissioner of Agriculture

The Honorable Carmen McLemore
Chairman
Gulf County Board of Commissioners
1000 Cecil Costin Boulevard
Port St Joe , FL 32456

Re: Contract No. 2010-ARRC-GULF-1-W7-287

Dear Chairman McLemore:

This letter confirms our receipt and acceptance of all financial and programmatic reports applicable to the referenced project. While this concludes active administration of the subgrant agreement by the Florida Department of Law Enforcement, you are reminded that all supporting records must be maintained for a period of not less than three years from termination date for audit and examination. An audit performed in accordance with OMB Circular No. A-133 must also be conducted and submitted to the Office of Criminal Justice Grants, Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308.

All non-expendable property acquisitions must be accounted for and maintained for as long as the equipment is in service. The Department must be notified prior to any disposition of non-expendable property and must be advised immediately of any lost or stolen items.

2010 NOV -2 AM 11:25
COMMISSIONERS

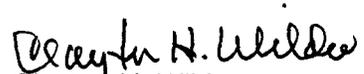
Committed to
Service • Integrity • Respect • Quality

INFORMATION
DATE: 11/9/10/ L36

The Honorable Carmen McLemore
Page Two

Any further inquiries relative to this project should be directed to your grant manager at 850/617-1250.

Sincerely,


Clayton H. Wilder
Administrator

CHW/JP/ps

cc: The Honorable Joseph F. Nugent



Executive Director
Lisa Echeverri

October 20, 2010

2010 OCT 22 PM 11:33

Honorable Rebecca L. Norris, Clerk of Court
Gulf County Board of County Commissioners
1000 Cecil G. Costin Sr. Blvd, Room 148
Port St. Joe, Florida 32456

Re: Truth in Millage (TRIM) Certification

Dear Ms. Norris:

The Department of Revenue has reviewed the millage certification documents submitted by your taxing authority and determined that it meets the certification requirements of subsections 200.065(1)-(4), (6)-(12), (14) and (15), Florida Statutes. The Department has found no violation of the requirements of the listed subsections and accordingly accepts your certification as meeting the stated requirements.

This determination applies only to the TRIM certification requirements in the listed subsections of section 200.065, Florida Statutes. A determination regarding the maximum millage levy requirements of section 200.065(5), Florida Statutes, will be sent in a separate notice.

Sincerely,

James McAdams, Director
Property Tax Oversight Program

JM/ukc # 33.01

Child Support Enforcement - Ann Coffin, Director • General Tax Administration - Jim Evers, Director
Property Tax Oversight - James McAdams, Director • Information Services - Tony Powell, Director



Executive Director
Lisa Echeverri

October 20, 2010

Honorable Rebecca L. Norris, Clerk of Court
Gulf County Board of County Commissioners
1000 Cecil G. Costin Sr. Blvd, Room 148
Port St. Joe, Florida 32456

Re: Maximum Millage Levy Calculation Final Disclosure

Dear Ms. Norris:

The Department of Revenue has reviewed the maximum millage levy calculation final disclosure documents submitted by your taxing authority. The Department's review included documents relating to the millage levying processes and the total taxes levied by your principal taxing authority and any dependent special districts and MSTUs (for counties). Based on the documents submitted for all these entities, the Department has determined that your taxing authority is in compliance with the maximum total taxes levied requirements, and thus the maximum millage levy requirements, of s. 200.065(5), Florida Statutes.

This determination applies only to the maximum millage levy requirements of section 200.065(5), Florida Statutes. Findings regarding the TRIM certification requirements of section 200.065, Florida Statutes, will be sent in a separate letter.

Sincerely,

James McAdams, Director
Property Tax Oversight Program

JM/ukc # 33.01

Child Support Enforcement – Ann Coffin, Director • General Tax Administration - Jim Evers, Director
Property Tax Oversight - James McAdams, Director • Information Services - Tony Powell, Director



Florida Department of Transportation

CHARLIE CRIST
GOVERNOR

1074 Highway 90
Chipley, Florida 32428-0607

STEPHANIE C. KOPELOUSOS
SECRETARY

October 20, 2010

Carmen McLemore, Chairman
Gulf County Commissioners
1000 Cecil G. Coslin, Sr. Blvd.
Port St. Joe, Florida 32456

Dear Chairman McLemore,

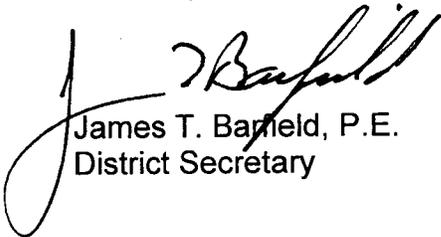
I would like to cordially invite you to attend a Public Hearing presented by The Florida Department of Transportation on the 2011/2012 - 2015/2016 Tentative Work Program for Bay, Calhoun, Gulf, Holmes, Jackson, and Washington counties on December 1, 2010.

The hearing will be held at the Bay County Government Center, Conference Room 1030, from 10:00 a.m. to 11:00 a.m. CST. The Bay County Government Center is located at 804 West 11th Street, Panama City, Florida 32401.

For your reference, I have attached an advanced copy of the legal advertisement.

Should you have any questions regarding the Public Hearing, please contact Regina Battles at (850) 415-9270 or via e-mail at regina.battles@dot.state.fl.us.

Sincerely,



James T. Barfield, P.E.
District Secretary

dmc
attachment

cc: Regina Battles, FDOT
file

2010 NOV -2 AM 11:26

INFORMATION
DATE: 11/9/10 *ll*

FLORIDA DEPARTMENT OF TRANSPORTATION

NOTICE OF PUBLIC HEARINGS

Tentative Program of Work for Fiscal Years July 1, 2011 through June 30, 2016

The **Florida Department of Transportation District 3** hereby announces public hearings to which all persons are invited:

1. Escambia, Santa Rosa, Okaloosa, and Walton Counties:

Tuesday, November 30, 2010 10:00 a.m.-11:00 a.m. (CST)
 FDOT Milton Operations Center Conference Room
 6025 Old Bagdad Highway, Milton, FL 32583
2. Bay, Calhoun, Gulf, Jackson, Holmes and Washington Counties:

Wednesday, December 1, 2010 10:00 a.m.-11:00 a.m. (CST)
 Bay County Government Center – Conference Room 1030
 840 West 11th Street, Panama City, FL 32401
3. Franklin, Gadsden, Liberty, Jefferson, Leon and Wakulla Counties:

Thursday, December 2, 2010 11:00 a.m.-12:00 p.m. (EST)
 FDOT Midway Operations Center Conference Room
 17 Commerce Blvd, Midway, FL 32343

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

Persons wishing to express concerns about Title VI may do so by contacting: Florida Department of Transportation District 3 Title VI Coordinator, John Smith 1074 Highway 90, Chipley, Florida

32428 (850) 415-9520 john.smith@dot.state.fl.us or Statewide Title VI Administrator, Charlotte Thomas, Equal Opportunity 605 Suwannee Street , Tallahassee, Florida 32399-0450 (850) 414-4747 charolotte.thomas@dot.state.fl.us . Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact Regina Battles at (850) 415-9270 at least seven days prior to the meeting.

PURPOSE: These Public Hearings are being conducted pursuant to Section 339.135(4)(c), Florida Statutes. The purpose of the public hearings is to consider the Department’s Improved Tentative Work Program for District Three, for the period 2011/2012 through 2015/2016, and to consider the necessity of making any changes to the program.

Written comments from TPOs/TPAs and other interested parties will be received by the Department at the Public Hearings and within 10 days thereafter. Comments should be addressed to:

Mr. James T. Barfield, P.E., District Secretary
FDOT, District Three
Post Office Box 607, Chipley, FL 32428.

Gulf County Community Development Corporation



401 Peters Street, Port St. Joe, FL 32456

Phone: (850) 229-1477 Fax: (850) 227-3392 Email: gulfcdc@yahoo.com

October 28, 2010

The Honorable Carmen L. McLemore, Chairman
Gulf County Board of County Commissioners
1000 Cecil G. Costin Sr. Blvd.
Port St. Joe, FL 32456

Mr. Chairman,

The Gulf County Community Development Corporation has worked with Michael Chaney of the Florida Housing Coalition and we have a plan to develop affordable rental housing for SHIP eligible applicants on the two lots of land in Wewahitchka, Lots 5 & 6, Block B, Williamsburg Subdivision.

We have contacted Florida Housing and there are no rules that govern service delivery fees, therefore in order to implement the plan the CDC is requesting a \$20,000 service delivery fee from SHIP funds to oversee the development of the lots. Please advise us of what you need additionally to facilitate this transaction. If you have any questions or require any additional information please contact us at 229-5399.

Sincerely,
Erika White
SHIP Facilitator

2010 NOV -2 PM 11:25

INFORMATION
DATE: 11/1/10 43

A10.111 October 23, 2010

ATTN: Carmen L. McLemore, Chair
Board of County Commissioners
1000 Cecil G. Costin, Sr. Blvd.
Port St. Joe FL 32456

RECEIVED
OCT 23 2010
COMMISSIONERS

Chair Carmen L. McLemore:

Included with this letter is A10.101: my last letter to Mr. Bill McCollum, Attorney General which includes references from the Florida and United States Constitutions that may have been violated with the passing of Septic Tank Inspection Law SB 550. When typing this letter, I have received copies of county resolutions against Septic Tank Inspection Law SB 550 from the following counties: Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay (5 letters), Jackson, Calhoun, Gulf, Franklin, Liberty, Gilchrist, and Orange. I have heard that Jefferson is pending and a relative in Hillsborough County was made aware of the Orange County resolution that passed earlier this week. The Attorney General's office has a copy of the resolutions from the listed counties except for Orange since I did not have it in my possession when sending all of the other resolutions. I'm hoping that he will not need it due to letter A10.101 and the handout given during the Department of Health workshops earlier this week in Tallahassee and DeFuniak Springs. I want to give a special thanks for those who attended.

Please note that the counties listed in the first paragraph will receive a copy of letter A10.101 and one having the same body as this letter: a total of 14 counties to date with resolutions. Since none of us will know until after the general election what the outcome will be, I have decided to compose and send this letter now in order to give all of you time to consider how all of you will come together in order to take action. As I told a pastor just before composing this letter, the act of bringing up a lawsuit is generally frowned upon in the inland counties in the Central Time Zone portion of Florida. We agreed that we as individuals could not afford to do this, but 14 counties coming together to form 1 group may be able to do so. We hope that the right people will get elected and act in our favor on time, but even the politicians who tell us that they want to repeal the septic tank law are insistent on waiting until after the election: how can we be sure that Rep. Dean Cannon (proposed House Speaker) and Sen. Mike Haridopolos (proposed Senate President) are going to get elected when only Orange County will be able to vote for Rep. Dean Cannon? The latter's county commissioners has not passed a resolution to my knowledge.

The goal is to get Septic Tank Inspection Law SB 550 repealed or declared unconstitutional before becoming effective on January 1, 2011, and hopefully someone will be able to convince a judge that has the authority to act in our favor on time. Dale W. Holcomb, Environmental Administrator, Bureau of Onsite Sewage Programs claimed after the workshop was over in DeFuniak Springs that the statute does not allow for a delay in implementation. He and his assistant told a reporter and me that the Governor has not and probably will not call for a hold. The politicians who claim to be in our favor may be forced to wait because of Gov. Charlie Crist's and Sen. Jeff Atwater's insistence for it: both are on the ballot statewide. We need to pray that moral and conservative people will get elected.

Kirk S. Whitehead 1878 Mutual Road Cottondale FL 32431 ksw7@live.com

INFORMATION
DATE: 10/26/10

A10.101

October 22, 2010

Bill McCollum, Attorney General
Office of Attorney General
The Capitol PL-01
Tallahassee FL 32399-1050

Mr. Bill McCollum, Attorney General:

Mike Reiter, a candidate for judge in Jackson County, told me this past Monday evening that I would need to quote chapter and verse if I wanted to get Septic Tank Inspection Law SB 550 repealed before it becomes effective January 1, 2010. Please note that I have attempted to do this with the following...

FLORIDA CONSTITUTION QUOTES: SEPTIC TANK INSPECTION LAW SB 550

ARTICLE 1, SECTION 9. Due process.--No person shall be deprived of life, liberty or property without due process of law, or be twice put in jeopardy for the same offense, or be compelled in any criminal matter to be a witness against oneself.

SECTION 10. Prohibited laws.--No bill of attainder, ex post facto law or law impairing the obligation of contracts shall be passed.

SECTION 11. Imprisonment for debt.--No person shall be imprisoned for debt, except in cases of fraud.

SECTION 12. Searches and seizures.--The right of the people to be secure in their persons, houses, papers and effects against unreasonable searches and seizures, and against the unreasonable interception of private communications by any means, shall not be violated. No warrant shall be issued except upon probable cause, supported by affidavit, particularly describing the place or places to be searched, the person or persons, thing or things to be seized, the communication to be intercepted, and the nature of evidence to be obtained. The right shall be construed in conformity with the 4th Amendment to the United States Constitution, as interpreted by the United States Supreme Court. Articles or information obtained in violation of this right shall not be admissible in evidence if such articles or information would be inadmissible under decisions of the United States Supreme Court construing the 4th Amendment to the United States Constitution.

SECTION 17. Excessive punishments.--Excessive fines, cruel and unusual punishment, attainder, forfeiture of estate, indefinite imprisonment, and unreasonable detention of witnesses are forbidden.

The prohibition against cruel or unusual punishment, and the prohibition against cruel and unusual punishment, shall be construed in conformity with decisions of the United States Supreme Court which interpret the prohibition against cruel and unusual punishment provided in the Eighth Amendment to the United States Constitution.

SECTION 23. Right of privacy.--Every natural person has the right to be let alone and free from governmental intrusion into the person's private life.

SECTION 25. Taxpayers' Bill of Rights.--By general law the legislature shall prescribe and adopt a Taxpayers' Bill of Rights that, in clear and concise language, sets forth taxpayers' rights and responsibilities and government's responsibilities to deal fairly with taxpayers under the laws of this state. This section shall be effective July 1, 1993.

ARTICLE II, SECTION 8. Ethics in government.--A public office is a public trust. The people shall have the right to secure and sustain that trust against abuse. To assure this right:

(c) Any public officer or employee who breaches the public trust for private gain and any person or entity inducing such breach shall be liable to the state for all financial benefits obtained by such actions. The manner of recovery and additional damages may be provided by law.

(g) A code of ethics for all state employees and nonjudicial officers prohibiting conflict between public duty and private interests shall be prescribed by law.

(h) This section shall not be construed to limit disclosures and prohibitions which may be established by law to preserve the public trust and avoid conflicts between public duties and private interests.

ARTICLE III, SECTION 18. Conflict of Interest.--A code of ethics for all state employees and nonjudicial officers prohibiting conflict between public duty and private interests shall be prescribed by law.

ARTICLE X, SECTION 13. Suits against the state.--Provision may be made by general law for bringing suit against the state as to all liabilities now existing or hereafter originating.

QUOTES FROM THE CONSTITUTION OF THE UNITED STATES:

Preamble

We the People of the United States, in Order to form a more perfect Union, establish Justice, insure domestic Tranquility, provide for the common defence, promote the general Welfare, and secure the Blessings of Liberty to ourselves and our Posterity, do ordain and establish this Constitution for the United States of America.

Article 1, Section 9 (verse 3): No Bill of Attainder or ex post facto Law shall be passed.

Article 1, Section 10 (verse 1): No State shall enter into any Treaty, Alliance, or Confederation; grant Letters of Marque and Reprisal; coin Money; emit Bills of Credit; make any Thing but gold and silver Coin a Tender in Payment of Debts; pass any Bill of Attainder, ex post facto Law, or Law impairing the Obligation of Contracts, or grant any Title of Nobility.

Amendment 4 - Search and Seizure. Ratified 12/15/1791.

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

Amendment 5 - Trial and Punishment, Compensation for Takings, Ratified 12/15/1791.

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

Amendment 8 - Cruel and Unusual Punishment. Ratified 12/15/1791.

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Amendment 10 - Powers of the States and People. Ratified 12/15/1791.

The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.

LETTER RESUMES...

I realize that a judge would be the one who would ultimately determine if Septic Tank Inspection Law SB 550 is unconstitutional, but hopefully this letter will expedite the process. Thank you very much for your consideration.

Sincerely,

Kirk S. Whitehead
1878 Mutual Road
Cottondale FL 32431
ksw7@live.com

P. S. I have enclosed a copy from the Notice of Public Workshop packet that includes the language of the applicable statutes for your convenience and ability to expedite: Chapter 381, sections 381.0065 and 381.0066; Proposed amendments to Chapter 64E-6, Florida Administrative Code, implementing SB550 (2010-205, LOF) relating to Five-Year Evaluation and Assessment of Onsite Sewage Systems, 9/24/2010 version

Kari Summers

From: Marilynblackwel@wmconnect.com
Sent: Monday, October 11, 2010 4:19 PM
To: info@gulfclerk.com
Subject: Letter - Information Packet

Please include the following letter in the next Information Packet for the County Commissioners next meeting.

Thank You,

Marilyn Blackwell

October 11, 2010

Gulf County Board of County Commissioners Cecil Costin Blvd.
 Port St. Joe, FL 32461

I have just reviewed the latest Consent Agenda and Information Packet online and would like to submit a couple of comments on issues that were addressed in these documents.

Concerning the proposed paving of the road from Iola Landing to Porters Landing, it is important to consider the section already paved from Lake Grove Road to Iola Landing. This road, which according to information obtained from the Department of Transportation, was a Gulf County Project and not funded by DOT}. After two short years of having been paved, the road has been flooded numerous times and patched numerous times at a cost to taxpayers of around a million dollars, {paving and patching of asphalt and shoulders}. This road was built in the Apalachicola River Floodplain and will never hold up as the floodplain in this area is inundated for three to four months a year on average.

The first section, being in the floodplain, disrupts the natural flow of flood waters to a greater extent than when it was a dirt road because the road bed had to be built up so high which was still not near high enough to avoid being flooded by seasonal high waters. It hinders/prevents the natural migration of aquatic species and some land species, {in places, a turtle would turn over while trying to navigate the steep banks}.

Again, according to DOT, the proposed paving from Iola to Porters Landing, {which DOT is funding} the criteria for funding was based on information submitted by Gulf County Commissioners which contained the assertion that this road would provide an alternative to State Road 71 and also another connection to SR 71. This could be true for those who have amphibious transportation means during the high water season. Hwy. 71 is not congested.

Byrd Parker Road has a very dangerous site where the Chipola River has eroded the bank at a site at one point where there is not an arms length from the edge of the pavement on this narrow street to a forty foot drop-off into the river. Efforts by the County to correct this has been misguided and exacerbated the danger to the public. There is one faded caution stand with no blinking light at this site.

Another paving project with questionable benefit to the public at large is the proposed paving of the Old Bay City Road, which again, has sections that flood. Does this proposal have anything to do with the fact that Joe {St.

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Joe Company} own ninety-five percent of the property that exist between where paving al~~49~~
exist on each end of the road?

The Board voted not to fund the effort to have the time changed for all of gulf county to one time zone. My hope is that the students in Mr. Bullards Class who worked on this issue, does not read this document in its entirety.

This is an issue that also affects all residents here.

In this same document, the Board voted to fund repairs to a park in Nathan Peters district for \$3,300.00 and repairs in Billy Williams District for \$5,000.00. This falls on the heels of the \$50,000.00 grant for lighting at Honeyville Park when recently the number of operational lights at the parks were cut back because, "the county couldn't afford to pay the electric bills."

Gulf County has more parks, landings, and marinas per number of residents than other counties in Florida. We also probably have more Commissioners that build their own monuments.

For the Board to require that residents in the North end of the county travel forty miles round trip to Port St. Joe to discard a broken refrigerator or yard trash plus pay when they get there is not justice.

Billy Traylor's statement concerning the annexation of WindMark, "The City and County did what they thought was best." Best for whom? Again, Joe maybe.

If a development has municipal sewer and water, the price of that property goes up. The number of houses allowed goes up. Who owns the property between Port St. Joe and White City and the majority of land between Port St. Joe and Overstreet? Miles of new water lines were installed and a new water plant that cost many millions of dollars and all connected to fifty to seventy year old pipes out of which unsafe water is piped into homes. You, the commissioners, whined that, DEP and the Water District didn't advise you well. Hello, is anybody in there?

As for the new Consolidation Building, this is one of the biggest jokes of all. No matter how many more thousands of Cubic Yards of dirt is piled on the site, it will always be unstable because it is in a wetland. It was a wetland a thousand years ago and even though the fresh water canal is near to the site, it has not and will not make it otherwise. There are cypress trees growing close to the site. When the cement floor is built, it will crack just as the floor of the Emergency Building did and the Court house when it was built and continues to settle as they were both built on a wetland. This has been documented over the years.

The question is, what and who does the Board represent?

Marilyn Blackwell

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