



STATE-WIDE ERP (SWERP)

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Agenda



- **Rule Background**
- **Rule Organization**
- **Regulated Activities, Thresholds & Permit Types**
- **SFWMD Applicant's Handbook Volume II**
- **SWERP Forms**
- **ePermitting Updates**
- **Application fees**
- **Project Certification and Conversion to Operation Phase**
- **Permit Transfers**

ERP Rules in the Florida Administrative Code



- SRWMD
40B-1, 40B-4, 40B-400, Applicants Handbook



- SJRWMD
40C-1, 40C-4, 40C-40, 40C-42, 40C-400, Applicant's Handbooks (2)



- SWFWMD
40D-1, 40D-4, 40D-40, 40D-400, Basis of Review



- SFWMD
40E-1, 40E-4, 40E-40, 40E-400, Basis of Review



- NWFWMD
62-346, Applicant's Handbooks



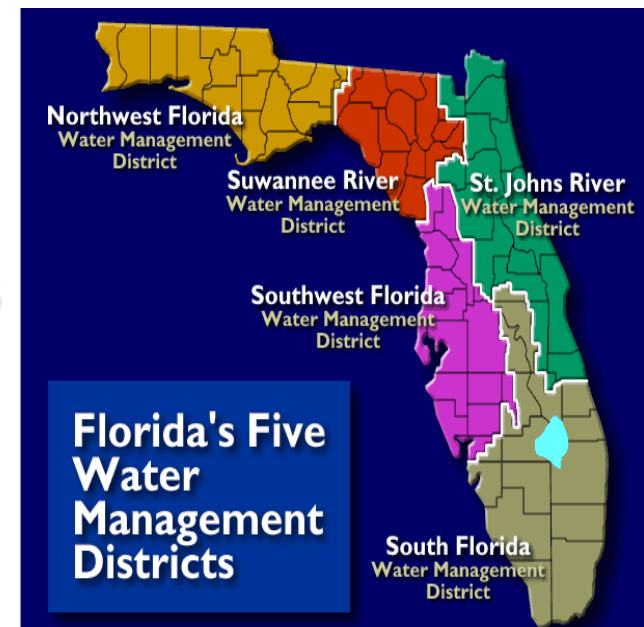
- DEP
62-330 and 62-341

Statewide Environmental Resource Permitting



In 2012, the Legislature provided authority to the Department of Environmental Protection (DEP) to adopt statewide ERP (SWERP) rules, in coordination with the 5 water management districts (WMDs).

Chapter 373.4131, F.S.





SWERP provides for:



- **A unified set of rules with clear language**
- **Standardized procedures and definitions**
- **Streamlining through new exemptions and general permits**
- **Uniform environmental criteria and conditions of issuance**
- **Standardized application form based on activities proposed**
- **Standardized forms for environmental and post permit requirements**



However, SWERP is :



- **Not a new permitting program**
- **Not the Statewide Stormwater Rule**
- **Not intended to weaken environmental protection**
- **Not intended to adversely affect Agriculture or Silviculture**
- **Not intended to increase regulatory burdens**

When? And what is affected?



EFFECTIVE DATE: October 1, 2013

- **The following activities are not governed by SWERP:**
 - **Operation and Maintenance of works legally in existence**
 - **Exempt activities**
 - **Activities approved in an issued permit**
 - **Activities proposed in a complete application prior to the effective date.**
 - **Modifications that lessen or do not increase impacts.**



Rule Structure



- **SWERP is implemented in:**
 - **Chapter 62-330, F.A.C.,**
 - **Applicant's Handbook Volumes I and II.**
- **SFWMD ERP rules repealed or edited :**
 - **40E-0, - 1, - 41: updated rule references, fee categories, deleted SFWMD ERP forms**
 - **40E-4: updated rule references, repealed many section, Volume II and referenced documents incorporated**
 - **40E-40: Repealed**
 - **40E-400: Repealed**

Applicant's Handbook - Volume I



- **Applies statewide**
- **Must be used in conjunction with Ch. 62-330**
- **Includes:**
 - **Background and related rules**
 - **Discussion/ clarification on certain exemptions**
 - **Definitions**
 - **How to prepare and submit applications and notices**
 - **Procedures for processing of applications and notices**
 - **Permit duration and transfer information**





- **Also includes:**
 - **Procedures for formal and informal wetland determinations**
 - **Criteria for evaluation (Conditions for Issuance)**
 - **Erosion and sediment control criteria**
 - **Operation and maintenance requirements**
 - **Environmental Criteria**
 - **Submittal information, forms, references**



Applicant's Handbook Vol. II



- **Specific to each WMD, but used by any reviewing agency in the WMD geographical area (including DEP, local governments)**
- **Includes the stormwater management design and performance standards (quantity, quality, flood protection) and special basin criteria**
 - **Part II- Definitions, Water Use Concurrency**
 - **Part III- Stormwater Quantity**
 - **Part IV- Stormwater Quality**
 - **Part V- Design/ Construction Criteria**

Related Rules Not Affected



- **Other WMD Rules – Chapter 40E-2 and -6, for example**
- **BOT – Chapters 18-18, 18-20, 18-21....**
- **DEP—Chapters 62-4, 62-302, 62-550.....**
 - **Chapter 62-342, Mitigation Banking**
 - **Chapter 62-345, UMAM**
- » **Federal rules**
- » **Local non- ERP programs**



SWERP RULE OVERVIEW



- **A permit under this chapter is not required if the activity qualifies for:**
 - **An exemption**
 - **The “10-2” General Permit in 403.814(12) F.S.**
 - **Similar to the SFWMD No- Notice GP**
 - **Requires an “electronic certification” within 30 days of construction.**
 - **FDEP has a portal for electronic certification at www.fldepportal.com/go.**
 - **New SWERP exemptions allow for outfall pipes in conjunction with this GP [paragraph 62-330.051(9)(b)]**

62-330.020: Regulated Activities



A permit is required if any of the below are true:

- **In, on, or over wetlands or other surface waters;**
- **More than 4,000 square feet of impervious and semi-impervious surface areas subject to vehicular traffic;**
- **More than 9,000 square feet impervious and semi-impervious surface area;**
- **More than one acre;**
- **Impounding more than 40 acre-feet**
- **A dam having a height of more than 10 feet;**
- **Part of a larger common plan of development or sale;**
- **A dry storage facility storing 10 or more vessels;**
- **Exceeding the thresholds in section 1.2 of Volume II**
- **Modification or alteration of a project previously permitted under Part IV of Chapter 373, F.S.**



District Specific Threshold:

Within Miami-Dade County, an ERP is not required for the construction, alteration or operation of a stormwater water management system in uplands provided that system meets all of the conditions below:

1. The project area is less than 40 acres with positive stormwater outfall or the project area is less than 320 acres with less than 160 acres of impervious area, and no positive stormwater outfall;
2. The design plans and calculations are signed and sealed by a registered professional;
3. The system meets the criteria specified in Rules 62-330.301 and 62-330.302, F.A.C.; and
4. The system is not located in natural water bodies, wetlands, waters of the state, or an Outstanding Florida Water as listed in Rule 62-302.700, F.A.C.

Added to preserve no-notice rule for Miami- Dade County [Rule 40E-400.315(2), F.A.C.]



62-330.050-051: Exemptions



- **Existing exemptions written in clearer language and grouped by similarity.**
- **Rule refers the reader to statutes**
- **New Exemptions:**
 - **Paving of unpaved road**
 - **Construction mats in wetlands during maintenance**
 - **Outfall pipes, culvert extensions**
 - **Living shorelines <150 ft. long**
 - **Sampling & testing equipment & collections**
 - **Wholly-owned artificial surface waters in uplands**
 - **Farm ponds-373.406(13), F.S.**



62-330.020(3): Permit Types



- **General Permits**- formerly called “noticed general permits”.
- **Conceptual Approval Permit**- Now with a 20 year duration as long as construction of first phase starts within 5 years
- **Individual Permit**- all other ERP’s, including Mitigation Banks. Mitigation Banks are also subject to criteria in Ch. 62-342, FAC.



SWERP Permit Types



Existing ERP Permit Type	SWERP Permit Type
No Notice General Permit	10-2 Permit
Noticed General Permit	General Permit
Standard ("General") Permit	Individual Permit
Individual Permit	Individual Permit
Mitigation Bank	Individual Permit
Conceptual	Conceptual Approval Permit
Permit Modifications	
Individual	Major Modification
Standard	Major Modification*
Letter	Minor Modification



General Permits - New



- **Geotechnical Investigations**
- **Airport Airside Stormwater Management Systems (to comply with HB 599 — s. 373.118, F.S.)**
- **Urban Infill & Redevelopment in Conformance with a Conceptual Approval (SB 943)**
- **Stormwater Retrofits (City of Tallahassee, SB 943)**
- **Governmental Environmental Restoration & Enhancement (ERM)**
- **Governmental Public Use Facilities at Public Natural Areas (ERM)**
- **Reclamation of Eligible Phosphate Lands (recommended by BMMR)**
- **Dry Borrow Pits of < 5 Acres (from SRWMD)**
- **Temporary Agricultural Activities within SFWMD**
- **Nonproduction Agricultural Activities (from SWFWMD)**
- **Soil reclamation (recommended by SFWMD)**
- **Low Profile Oyster Habitat (the Nature Conservancy)**
- **Soil Remediation (SFWMD)**



62-330.056: Conceptual Approval Permit



- **20 year duration as long as first phase begins construction within 5 years.**
- **For future applications to construct under the Conceptual Approval Permit:**
 - Phase must be consistent with the Conceptual Approval Permit
 - No changes to state water quality standards
 - No changes to special basin criteria
 - No substantive changes to site characteristics



62-330.055: Conceptual Approval Permit



■ For Urban Redevelopment or Infill:

- **County or municipality**
- **Limited to redevelopment or community development areas designated in Ch.163.**
- **Requires development of BMP-based, stormwater “master plan” demonstrating net improvement**
- **Creates ledger of pre-development nutrient loading (mass per area) “credits”**
- **Individual parcels / basins can be developed under a General Permit described in 62-330.450- for “debits”**
- **20-year duration, can be extended one time for up to 10 more years**

62-330.315: Permit Modifications



- **Minor modifications include:**
 - **Time extension**
 - **Transfers**
 - **Errors or typos**
 - **Minor technical changes (f.k.a. letter modifications) that do not significantly alter the authorization**
- **Section 6.2.1, AH Volume I gives guidance on what may be processed as a minor modification.**
- **Major modification- exceeds minor modification thresholds**



Time clocks



- **Exemptions**
 - **30 day agency review**
 - **60 days for applicant to provide any additional information before the agency takes action.**
 - **Day 60 = agency action**
 - **Agency action:**
 - **Qualifies**
 - **Does not qualify, requires a permit**
 - **Agency unable to determine qualification**



Time clocks



- **Individual and Conceptual Approval Permits and all modifications :**
 - **30 day agency review (21 day internal deadline)**
 - **90 day response period for each RAI letter**
 - **60 days for agency to issue once complete**

- **General Permits:**
 - **30 day agency review**
 - **60 days for applicant to amend the notice for errors / omissions**
 - **Agency action:**
 - **Qualifies**
 - **Does not qualify, an Individual Permit is required**



APPLICANT'S HANDBOOK VOL. II- FOR USE IN SFWMD



Applicant's Handbook Vol. II



- **SFWMD's Volume II is not a new document, it's an updated and revised BOR.**
- **Removed topics that are now within Volume I:**
 - **Many definitions in Section 2.0**
 - **Section 3.0- General Review Requirements**
 - **Section 4.0- Environmental Criteria**
 - **Section 9.0- Operating Entity Requirements**
 - **Section 10.0- Surface Water Management System Certification and Operation**



Applicant's Handbook Vol. II



- **Section 1.0 Introduction- revised and updated**
- **Remaining existing sections renumbered**
- **Updated rule references and cross- references**
- **Replaced “District” with “Agency” where appropriate**
- **Changed “engineer” to “registered professional” in accordance with statutes**
- **Updated map- Figure 4.4.-1 (now Appendix D)**
- **Deleted Appendix 3, added Appendix C**



- **Added language for statewide consistency:**
 - **Section 2.4, Water Quality Retrofits**
 - **Section 2.5, Flexibility for State Transportation Projects**
 - **Presumptive criteria and alternative design language added to Section 1.1**
- **Descriptive and clarifying language from existing NFWMD Volume II added where appropriate**



Example of language added from NFWFMD:

2.2 Professional Certification

All construction plans and supporting calculations submitted to the Agency for surface water management systems that require the services of a registered professional must be signed, sealed, and dated by a registered professional.

Applicant's Handbook Vol. II



APPENDIX 3

URBAN RETENTION/RETENTION

Note: Storage Required Is In Addition To Normal Street & Lot Swales Which Have Already Been Accounted For In Preparation Of Curve.

(Reference: 3.2.2.2)



Separate Storage Required For Grass Swale Systems

Applicant's Handbook Vol. II



- **Appendix C: Isohyetal Maps from SFWMD Technical Memorandum, *Frequency Analysis of One and Three Day Rainfall Maxima for central and southern Florida*, Paul Trimble, October 1990.**
- **Formerly included as a non-rule reference in SFWMD Permit Information Manual Volume IV.**

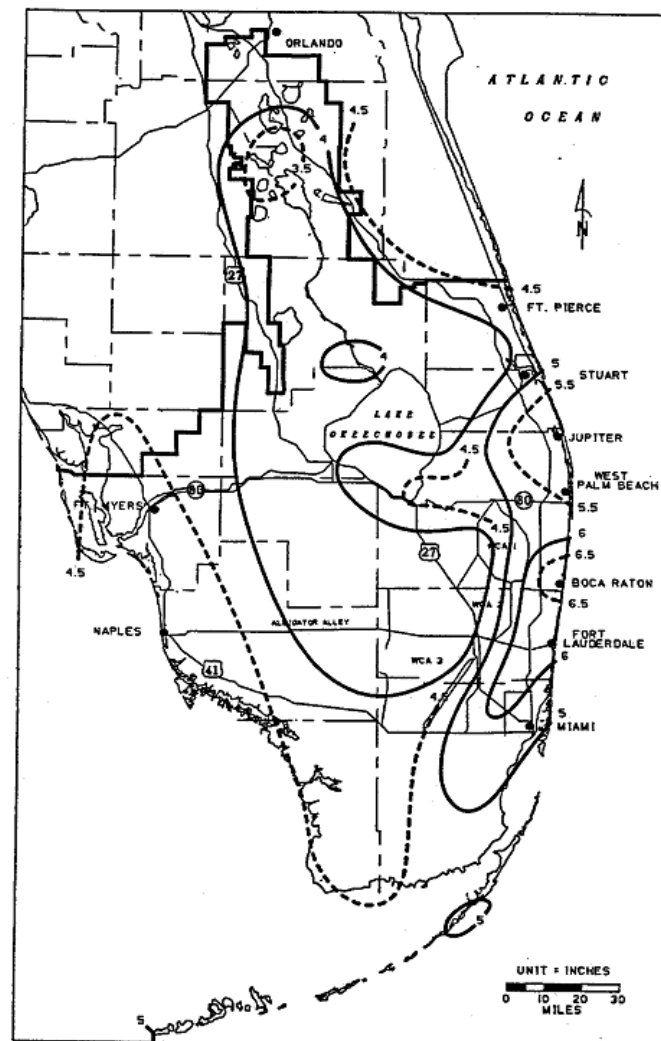
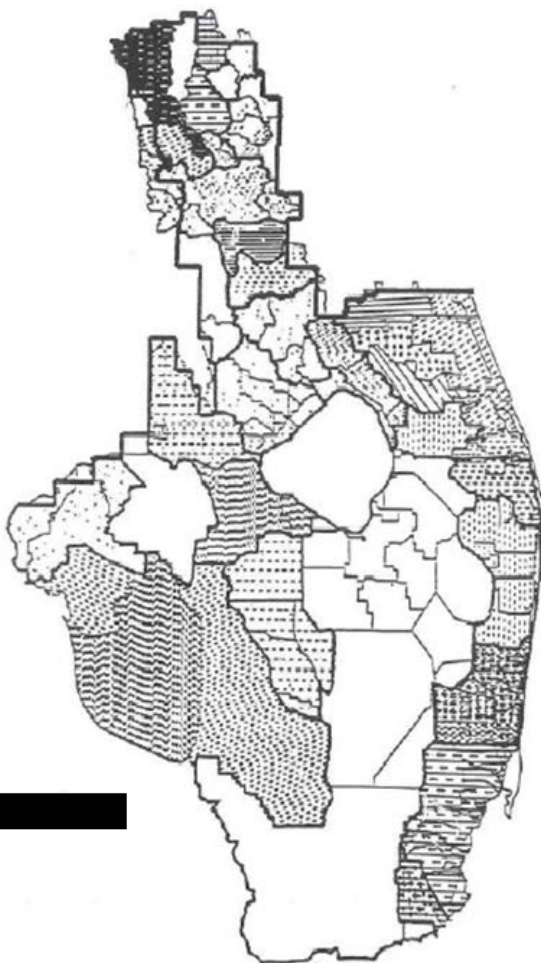


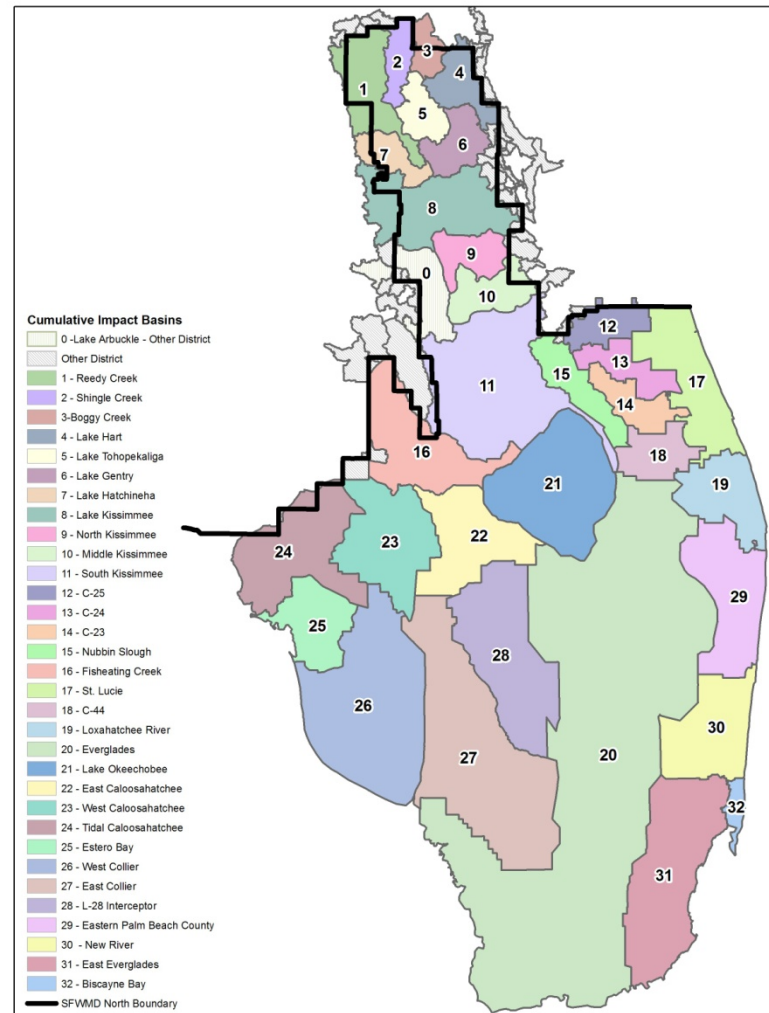
FIGURE C-2. 1-DAY RAINFALL: 3-YEAR RETURN PERIOD



OLD BOR Figure 4.4-1



NEW- Appendix D





NEW STATE- WIDE FORMS

Joint Application Form



- Complete overhaul-activity based
- One statewide form for Individual Permits
- Federal “dredge & fill”
- ERP
- Sovereign Submerged Lands
- Better aligned with USACE requirements
- ePermitting is preferred, only 1 copy needed if paper submittal
- http://www.dep.state.fl.us/water/wetlands/swerp/docs/drafts/form/s/62-330_060_1A.pdf

JOINT APPLICATION FOR
ENVIRONMENTAL RESOURCE PERMIT/
AUTHORIZATION TO USE STATE-OWNED
SUBMERGED LANDS/
FEDERAL DREDGE AND FILL PERMIT

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION/
WATER MANAGEMENT DISTRICTS/
U.S. ARMY CORPS OF ENGINEERS

Effective [Effective Date]





NEW ERP Application Form Goals



- **Increase efficiency and provide shorter form for small projects/ single family residential activities**
- **Request information up front that is needed to complete application or provide reasonable assurances, using activity-based checklists**
- **Provide linkage to Applicant's Handbooks so applicants can relate their proposed activities to rule criteria**
- **Improve instructions so that forms are completed properly**

Section A – General Information for all Activities



- **Part 1** - Basic description of project and location
- **Part 2** - Activities proposed, application type & permit history
- **Part 3** - Who is involved ?
 - applicant, owner, consultants, agent, and their contact information
- **Part 4** - Signatures and authorization for staff to access property
- **Other application sections are required based on activities proposed.**

Section A: General Information for All Activities

PART 1: NAME, APPLICATION TYPE, LOCATION, AND DESCRIPTION OF ACTIVITY

- A. Name of project, including phase if applicable:
- B. This is for (check all that apply):
- Construction or operation of **new** works, activities and/ or a stormwater management system
 - Conceptual Approval** of proposed works, activities and/ or a stormwater management system
 - Modification or Alteration of **existing** works activities and / or a stormwater management system. Provide the existing DEP or WMD permit #, if known: _____. Note: Minor modifications do not require completion of this form, and may instead be requested by letter.
 - Maintenance or repair** of works, activities and/ or stormwater management system previously permitted by the DEP or WMD Provide existing permit #, if known: _____
 - Abandonment or removal of works, activities and/ or stormwater management system Provide existing DEP or WMD permit #, if known: _____
 - Operation of an **existing unpermitted** stormwater management system.
 - Construction of additional phases of a permitted work, activity and/ or stormwater management system. Provide the existing DEP or WMD permit #, if known: _____
- C. *List the type of activities proposed. Check all that apply, and provide the supplemental information requested in each of the referenced application sections. Please also reference Applicant's Handbooks I and II for the type of information that may be needed.*
- Activities associated with one single-family residence, duplex, triplex, or quadruplex that do not qualify for an exemption or a General Permit: **Provide the information requested in Section B. Do not complete Section C.**
 - Activities within wetlands or surface waters, or within 25 feet of a wetland or surface water, (not including the activities associated with an individual residence). *Examples include dredging, filling, outfall structures, docks, piers, over-water structures, shoreline stabilization, mitigation, reclamation, restoration/enhancement. Provide the information requested in Section C.*
 - Activities within navigable or flowing surface waters such as a multi-slip dock or marina, dry storage facility, dredging, bridge, breakwaters, reefs, or other offshore structures: **In addition to Section C, also provide the information requested in Section D.**
 - Activities that are (or may be) located within, on or over state-owned submerged lands (See Chapter 18-21, F.A.C. <https://www.flrules.org/gateway/ChapterHome.asp?Chapter=18-21>): **In addition to Section B or C, also provide the information requested in Section F**



Supplemental Sections



- **Section B - single family residence (including duplex, triplex, or quadruplex)**
- **Section C - Activities (other than single-family) within wetlands or surface waters, or within 25 feet of a wetland or surface water**
- **Section D - multi-slip dock or marina, dry storage facility, dredging, breakwaters, reefs or other offshore structures**
- **Section E – Stormwater management system**
- **Section F - State-owned submerged lands**
- **Section G - Mitigation Bank**
- **Section H - Mining activities**

ERP Application Section C



Supplemental information for works or other activities (non-single family) in, on, over, or within 25' of wetlands and/or other surface waters

- Divided into three sections:
 - Wetland and/or Other Surface Water Impact Summary
 - Environmental Considerations
 - Handbook Section 10 criteria
 - Plans

SECTION C: SUPPLEMENTAL INFORMATION FOR WORKS OR OTHER ACTIVITIES IN, ON, OVER WETLANDS AND/OR OTHER SURFACE WATERS
 (Note: This section is not required if all the proposed activities are covered in Section B.)

Instructions: This section is for ERP applications that do not involve activities associated with an individual single-family residence, duplex, triplex or quadplex. For those activities, please use Section B. This form is to be completed if the proposed work or activity will occur in, on, over, or within 25 feet of a wetland or other surface water. The supplemental information required by this section is in addition to the information required by Section A of the ERP application.

PART 1: WETLAND OR OTHER SURFACE WATER IMPACT SUMMARY

1. Describe the basic purpose of the project or activity:
2. Total area of work (dredging, filling, construction, alteration, or removal) in, on, over wetlands or other surface waters: sq. ft.; ac.
3. Total volume of material in wetlands or other surface waters:
 - a. to be dredged: cubic yards,
 - b. to be filled: cubic yards.
4. Identify the seasonal high water level (SHWL) and wetland normal pool elevations for each wetland or surface water within the project site. For tidal wetlands and/or surface waters provide the elevation of mean high and mean low water. Include an aerial photograph showing the location of each sampling location, dates, datum, and methods used to determine these elevations.
5. Name of waterbody(ies) (if applicable & if known) in which work will occur?
6. Is the activity proposed in an Outstanding Florida Water or Aquatic Preserve?
 yes, name: no I don't know
7. Has there ever been a formal or informal wetland determination for the project site? If yes, provide the identifying number and/ or a copy of the jurisdictional map.
8. Provide a map(s) of the project area and vicinity delineating USDA/NRCS soil types.
9. Provide recent aeriels, legible for photointerpretation (no photocopies) with a scale of 1" = 400 ft. or more detailed, with project boundaries and wetland boundaries delineated on the aerial.
10. Provide existing and proposed maps indicating vegetative community types based on Florida Land Use and Cover Classification System (FLUCCS) (FDOT 1999). For vegetated areas dominated by exotic vegetation, use the FLUCCS code representative of the native community type that was present prior to exotic infestation.



ERP Application Section E



Supplemental information required for works or other activities involving a surface water management system

- Similar to Section E in Current Form
- Divided into six sections
 - Site Information
 - Plans
 - Construction Schedule and Techniques
 - Drainage Information
 - Operation and Maintenance and Legal Documentation
 - Water Use
- Checklist format

SECTION E: SUPPLEMENTAL INFORMATION REQUIRED FOR WORKS OR OTHER ACTIVITIES INVOLVING A WATER MANAGEMENT SYSTEM (OTHER THAN A SINGLE-FAMILY PROJECT)

Instructions: The information listed in the checklists below represents the level of information that is usually required to evaluate an application. Information can be provided within reports, plans and documents. The level of information required for a specific project will vary depending on the nature and location of the site and the activity proposed. Conceptual approvals generally do not require the same level of detail as a construction permit. However, providing a greater level of detail will reduce the need to submit additional information at a later date. If an item does not apply to your project, proceed to the next item. The supplemental information required by this section is in addition to the information required by Section A of the ERP application.

PART 1: STORMWATER MANAGEMENT SYSTEM SUMMARY

Provide drainage calculations, signed and sealed by an appropriate registered professional, and supporting documentation demonstrating that the proposed project meets the conditions for issuance under 62-330.301(1)(a),(b),(c),(e), F.A.C. The drainage calculations should include, but not necessarily be limited to, the following:

1. General Site Information:
 - a. Provide pre-development and post-development drainage map(s), as appropriate, that include drainage patterns and basin boundaries with acreage served by each hydraulically separate system, showing the direction of flows, including any off-site runoff being routed through or around the system; topographic information; and connections between wetlands and other surface waters.
 - b. Provide the results of any percolation tests, where appropriate, and soil borings that are representative of the actual site conditions. Identify the wet season high water table elevations, soil profiles, and hydraulic conductivity. Include dates, datum, and methods used to determine these soil parameters.
 - c. Identify the onsite hydrologic soil classification (e.g. Type A, B/D, D). Reference the source, such as the USDA/NRCS Soil Survey, used in estimating the onsite hydrologic soil classification. Provide maps, as appropriate, with the project limits delineated.
 - d. Identify the seasonal high water or mean high tide elevation for receiving waters/wetlands into which runoff will be discharged. Include dates, datum, and methods used to determine these elevations.
 - e. Identify the name of each receiving waterbody to which the proposed stormwater management system will discharge:
 - f. Indicate the existing land use and land cover.
 - g. Provide the acreage, and percentages of the total project, of the following:
 1. Impervious surfaces, excluding buildings, wetlands and other surface waters;
 2. Buildings;





State-wide Application Forms



■ Exemption:

- http://www.dep.state.fl.us/water/wetlands/swerp/docs/drafts/forms/62-330_050_1.pdf

■ GP form

- http://www.dep.state.fl.us/water/wetlands/swerp/docs/drafts/forms/62-330_402_1.pdf

Other Statewide Forms



- **Conservation easements**
- **Mitigation financial assurance forms**
- **Form 62-330.0511(1) “Notice of Intent to Construct a Minor Silvicultural System”**
- **Form 62-330.350(1), “Construction Commencement Notice”**
- **Form 62-330.340(1), “Request to Transfer Permit”**
- **Form 62-330.310(1), “As-Built Certification and Request for Conversion to Operation Phase”**
- **Form 62-330.310(2), “Request for Transfer of Environmental Resource Permit to the Perpetual Operation Entity”**

What Application Sections Do I Need?



Proposed residential subdivision, with wetland impacts, mitigation and a water management system:

Provide Sections A, C and E

What Application Sections Do I Need?



Proposed commercial marina with stormwater management system for upland parking lot, boat ramp and hi-and-dry storage facility:

Provide Sections A, C, D & E (and likely “F”, too)

What about ePermitting?



- **Simplifying the e-application**
 - **Section A information is required, and uses existing screens.**
 - **Based on Section A, Tabs for other sections are visible**
 - **Tabs include a link to the section document. Applicant to fill out, then upload**
 - **Exemptions and general permits- fewer number of screens required.**



- [ePermitting test link](#)



APPLICATION FEES



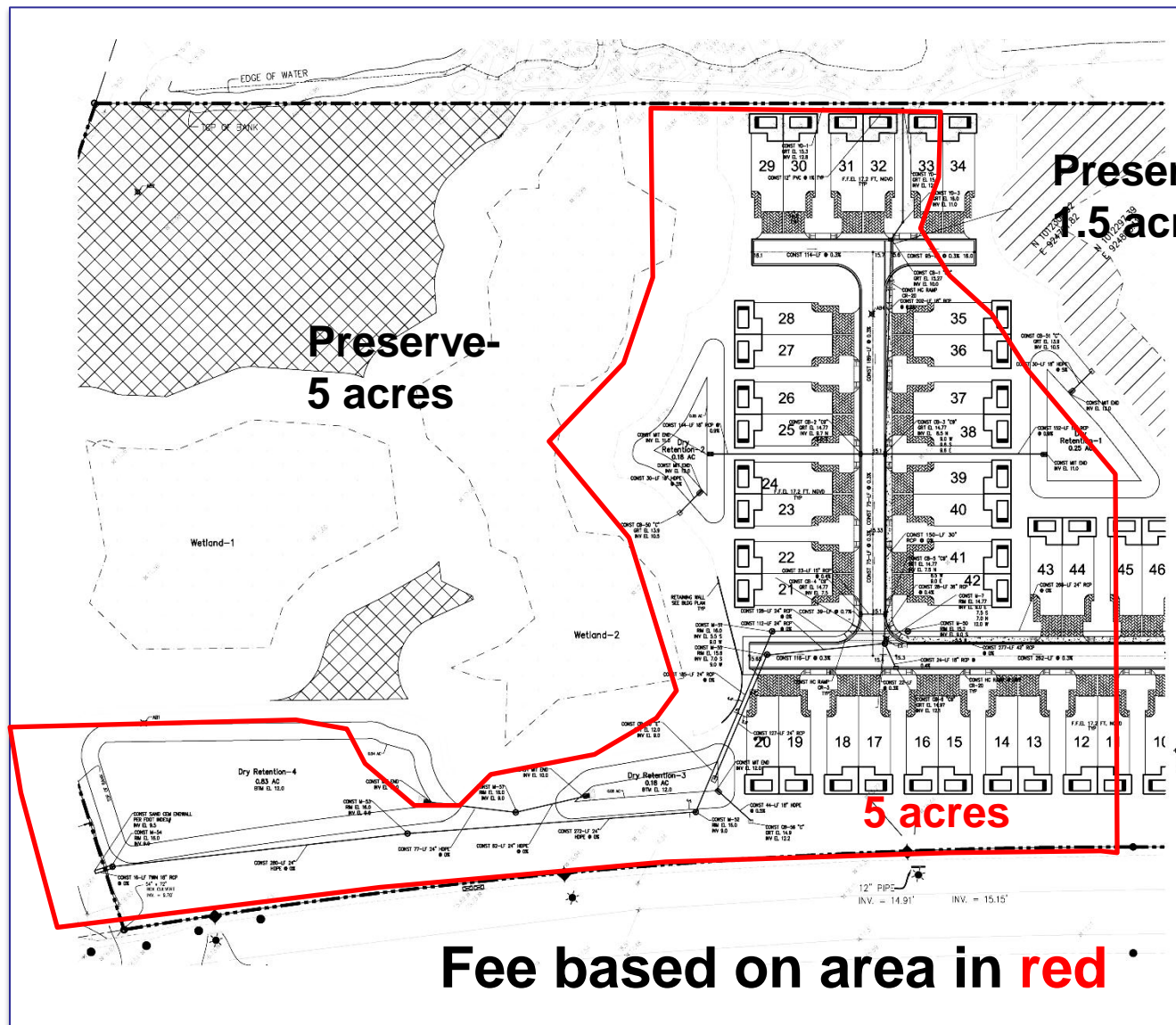
- **On October 1, Individual/ Conceptual ERP fees will be based on:**
 - **project area acreage**
 - **number of new boat slips**
 - **acres of work in wetlands and surface waters.**

- **Project Area**: area where works occur as part of an activity requiring a permit [AH Vol. I, Subsection 2(a)(76)]

- **Permit Area**: the project area and any mitigation, buffer, and preservation areas, and all portions of the stormwater management system. [AH Vol. I, Subsection 2(a)(71)]



Project Area vs. Permit Area



**Permit
area=
11.5 ac**

**Project
area =
5 acres**

Fee based on area in red



SFWMD SWERP Permit Application Fees



Individual or Conceptual Applications

PROJECT AREA ACRES	ACRES IN, ON, OR OVER WETLANDS AND /OR WATERS	NUMBER OF BOAT SLIPS	NEW APPLICATION	MAJOR MODIFICATION FEE
Less than 10	ZERO	ZERO	\$2000	\$1200
Less than 10	Less than 1	Less than 10	\$3500	\$2100
Less than 40	Less than 3	Less than 30	\$5500	\$3300
Less than 100	Less than 10	Less than 50	\$7500	\$4500
Less than 640	Less than 50	Less than 50	\$13125	\$7875
640 or more	50 or more	50 or more	\$25,000	\$15,000

Note: Application must meet all three parameters to qualify for the fee.



SFWMD SWERP Permit Application Fees



Individual or Conceptual Applications for **Agricultural** Land Uses

PROJECT AREA ACRES	ACRES IN, ON, OR OVER WETLANDS AND /OR WATERS	NEW APPLICATION	MAJOR MODIFICATION FEE
Less than 10	Less than 1	\$859	\$515
Less than 40	Less than 3	\$2,444	\$1,466
Less than 100	Less than 10	\$4,029	\$2,417
Less than 640	Less than 50	\$5,284	\$3,170
640 or more	50 or more	\$6,605	\$3,963

Note: Application must meet both parameters to qualify for the fee.



Fee Waivers and Reductions



- **Department of Defense – no fee**
- **ERP ownership transfers – no fee**
- **Counties/Municipalities (Section 218.075, F.S.) - \$100**
- **Environmental restoration/enhancement - \$250**
- **Stormwater retrofit of an existing system - \$250**
- **Phase of construction consistent w/existing Conceptual Approval - \$1500**
- **Application withdrawn and resubmitted within 365 days, any fee paid is applied toward resubmitted application.**
- **GP fee applied to IND fee if submitted within 60 days**



Fee Changes- Wetland Determinations



- **Informal Wetland Determinations-**
 - **1 acre or less= \$250**
 - **Over 1 acre= \$500**

- **Formal Wetland Determinations-**
 - **less than 10 ac- \$500**
 - **Over 10 to 40 ac- \$1000**
 - **Over 40 to 100 ac-\$1500**
 - **Each additional 100 acres- \$350**
 - **Not to exceed \$5000**

Fee Changes- Mitigation Banks



- **Fee for major modifications will be based on how many of the components below are affected:**
 - **service area**
 - **credit assessment**
 - **success or release criteria**
 - **hydrologic structures or alterations**
 - **construction or mitigation design**
 - **elimination of lands**
 - **monitoring or management plans.**



OPERATION & MAINTENANCE

PERMIT TRANSFERS

Operation and Maintenance



Rules:

- **Section 62-330.310**
- **Section 12, Applicant's Handbook Volume I**

Forms:

- **Certification and Conversion = Form 62-330.310(1)**
As-Built Certification and Request for Conversion to Operation Phase
- **Operation Transfer = Form 62-330.310(2)**
Request for Transfer of Environmental Resource Permit to the Perpetual Operation Entity



- **Conversion to operation phase will always occur with certification acceptance.**
- **Transfer to the operating entity (if applicable) will occur separately.**
- **The construction permittee will be the temporary operating entity until the operation transfer is completed.**



What remains the same?

- **Prior to converting a permit to operation phase, all permit conditions must be met.**

- **Permit conditions include all environmental deliverables, except for long-term monitoring requirements.**



What is different?

- **All environmental permit conditions must be satisfied prior to acceptance of certification (except for long-term monitoring).**

- **Agency has 60 days to respond**



Ownership Transfers



Rules:

- **Section 62-330.340**
- **Section 6.3, Applicant's Handbook Vol. I**

Forms:

- **Form 62-330.340(1): Request to Transfer Permit**
- **Form 0483 can still be used for pre-SWERP permits.**
- **Form 0483 must still be used for Water Use permit transfers.**



Ownership Transfers



Fees:

- **Fee for ERP ownership transfers = \$0**
- **Fee for WU ownership transfers = \$300**
- **Fee is based on date the application is complete**



Ownership Transfers



- **Transfers are minor modifications**
- **Letter modifications with transfer remain the same**



Ownership Transfers



Automatic Transfers: Chapter 62-330.340(1)

- **When the previous owner notifies the Agency of a change in ownership within 30 days of conveyance, the permit is automatically transferred.**
- **Notification must include reliable documentation of the new owner.**
- **Agreement by the new owner is not required.**
- **Not applicable when:**
 - **Notification does not occur within 30 days**
 - **The change does not include the entire property or activities covered by the permit**



QUESTIONS?

Guidance and Design Aids



- **DEP – Design Aids for Applicant’s Handbook I**
- **SFWMD- Permit Information Manual**
 - **Working on updates to include new rules and handbooks**
 - **Re-arranged for ease of use**
 - **Online only- living document**
 - **Updates to Guidance documents**
 - **Impaired Waters Guidance**
 - **Current and past Volume IV archived on website**

More Info, Questions Later?



- **DEP SWERP Website**

<http://www.dep.state.fl.us/water/wetlands/swerp/drafts.htm>

- **Webinar Sep 24th**

<https://www2.gotomeeting.com/register/721097218>

- **October 1- webcast on www.SFWMD.gov**

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