

Prop# 2010 06 0010 AR# 2346
RUBIN GROVES PUD AMENDMENT

Hartenstein, Rick

From: Jetton, Rebecca <Rebecca.Jetton@deo.myflorida.com>
Sent: Friday, December 20, 2013 11:16 AM
To: Hartenstein, Rick
Cc: Spiers, Sherry; Branda, Robin S
Subject: FW: Supplemental information regarding Rubin Groves

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Planning & Community Design

Hello Rick,

Thank you for sending the Rubin Groves report. This message supplements the Department's letter dated October 31, 2013. As noted in that letter, the proposed development is located in the Ridge Land Use Category of the Green Swamp Area of Critical State Concern (ACSC). Under Future Land Use Element Policy I-4.2.1, the only uses allowed in the Green Swamp are those that are allowed in each Future Land Use Category. Sand mining (as stated) is allowed in each future land use category in the Green Swamp except the Green Swamp Ridge Future Land Use Category.

Further, mining is defined in the comprehensive plan as *The mining of minerals, ore or other naturally occurring materials from the earth by whatever method, including the removal of overburden for the purpose of extracting and removing from the site such underlying deposits and all associated clearing, grading, construction, processing, transportation and reclamation on the property, and includes the term pre-mining activities and lake creation but shall not be deemed to include activities associated with site surveying, environmental monitoring, mineral exploration or the sinking or operation of test wells and similar activities.*

Our understanding is that the applicant plans to mine sand for commercial purposes with the reclamation plan being preparation of the site for residential development. Therefore, at this point, it appears that any excavation, removal, and transport off-site of overburden in excess of the Lake County Code maximum of 200% constitutes mining. We also believe the planned activity is inconsistent with several Green Swamp Principles for Guiding Development as outlined in our earlier letter.

Thank you for the opportunity to comment further on this project.

Rebecca Jetton
Areas of Critical State Concern

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