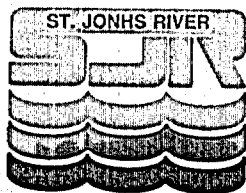


19339-1



1729

Technical Staff Report 1729



**WATER
MANAGEMENT
DISTRICT**

Henry Dean, Executive Director
John R. Wehle, Assistant Executive Director

POST OFFICE BOX 1429 PALATKA, FLORIDA 32178-1429
TELEPHONE 904/329-4500 SUNCOM 904/860-4500
FAX (EXECUTIVE/LEGAL) 329-4125 (PERMITTING) 329-4315 (ADMINISTRATION/FINANCE) 329-4508
FIELD STATIONS

618 E. South Street
Orlando, Florida 32801
407/894-5423

7775 Baymeadows Way
Suite 102
Jacksonville, Florida 32256
904/730-6270

PERMITTING:
305 East Drive
Melbourne, Florida 32904
407/984-4940

OPERATIONS:
2133 N. Wickham Road
Melbourne, Florida 32935-8109
407/254-1762

CERTIFIED MAIL #411 919 405

DECEMBER 22, 1992

THE GREATER CONSTRUCTION CORPORATION
POST OFFICE BOX 3873
LONGWOOD, FL 32791

RE: NOTICE OF BOARD CONSIDERATION OF PERMIT APPLICATION
NUMBER ~~4-069-0276A~~ IN LAKE COUNTY

DEAR SIR:

THE STAFF OF THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT HAS COMPLETED ITS REVIEW OF THE ABOVE-REFERENCED APPLICATION. ENCLOSED IS A COPY OF THE TECHNICAL STAFF REPORT (TSR) WHICH STATES THAT STAFF WILL RECOMMEND APPROVAL OF THE APPLICATION WITH THOSE CONDITIONS CONTAINED IN THE TSR. THIS TSR CONSTITUTES A NOTICE OF DISTRICT INTENT TO GRANT THE PERMIT APPLICATION. IF YOU DISAGREE WITH ANY PART OF THE TSR, YOU SHOULD IMMEDIATELY CONTACT THE DISTRICT STAFF TO DISCUSS YOUR CONCERNS. PLEASE REFER TO THE ENCLOSED NOTICE OF RIGHTS WHICH DESCRIBES ANY RIGHTS YOU MAY HAVE AND IMPORTANT TIME FRAMES REGARDING THE PROPOSED AGENCY ACTION.

YOU ARE ENTITLED TO ADDRESS THE GOVERNING BOARD CONCERNING THE APPLICATION. HOWEVER, WHETHER YOU DO SO OR NOT IS SOLELY YOUR DECISION. OBJECTIONS WHICH THE DISTRICT HAS RECEIVED CONCERNING THE ABOVE-REFERENCED APPLICATION ARE PROVIDED TO ASSIST YOU IN PREPARING ANY PRESENTATION TO THE GOVERNING BOARD. THE STAFF RECOMMENDATION, ANY PRESENTATION BY YOU OR OTHERS, AND ANY OBJECTIONS WILL BE CONSIDERED IN THE BOARD'S FINAL PERMIT DECISION.

THE GOVERNING BOARD WILL CONSIDER YOUR APPLICATION AT 1:00 P.M. JANUARY 12, 1993, OR AS SOON THEREAFTER AS IT MAY COME ONTO BE HEARD AT: ST. JOHNS RIVER WATER MANAGEMENT DISTRICT HEADQUARTERS, HIGHWAY 100 WEST, PALATKA, FLORIDA 32178.

SINCERELY,

Shannon Barican
SHANNON BARICAN, SR. PERMIT DATA TECHNICIAN
PERMIT DATA SERVICES DIVISION

CC: DISTRICT FILE
VICKI CURTIS, DATA MANAGEMENT SUPERVISOR
AGENT: CONKLIN, PORTER & HOLMES ENGINEERS, INC.

Joe E. Hill, CHAIRMAN
LEESBURG

Joseph D. Collins, VICE CHAIRMAN
JACKSONVILLE

Jesse J. Parrish, III, TREASURER
TITUSVILLE

Lenore N. McCullagh, SECRETARY
ORANGE PARK

Merritt C. Fore
OCALA

Ralph E. Simmons
FERNANDINA BEACH

Sandra H. Gray
DE BARY

Patricia T. Harden
SANFORD

James H. Williams
OCALA

NOTICE OF RIGHTS

1. A party whose substantial interests are determined has the right to request an administrative hearing by filing a written petition with the St. Johns River Water Management District (District) within 14 days of receipt of notice of the District's intent to grant or deny a permit application as provided in Section 40C-1.511, Florida Administrative Code, at the office of the District Clerk located at District headquarters, Highway 100 West, Palatka, Florida.

2. A party whose substantial interests are determined has the right to request an administrative hearing by filing a written petition in the office of the District Clerk within 14 days of receipt of notice of final District action on a permit application, as provided in Section 40C-1.511, Florida Administrative Code, if the Governing Board took action which substantially differs from the notice of intent to grant or deny the permit application, or if a substantially interested party did not receive notice of the District's intent to grant or deny the permit application.

3. A substantially interested party has the right to a formal administrative hearing pursuant to Section 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for a formal hearing must comply with the requirements set forth in Section 40C-1.521(2), Florida Administrative Code.

4. A substantially interested party has the right to an informal hearing pursuant to Section 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must comply with the requirements set forth in Section 40C-1.521(2), Florida Administrative Code.

5. Filing of a petition for an administrative hearing occurs upon delivery to the District Clerk at the District headquarters in Palatka, Florida.

6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing.

7. The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, Florida Statutes, and Chapter 40C-1, Florida Administrative Code.

8. Any substantially affected person who claims that final action of the District constitutes an unconstitutional taking of property without just compensation may seek review of the action in circuit court pursuant to Section 373.617, Florida Statutes, and the Florida Rules of Civil Procedures, by filing an action within 90 days of the rendering of the final District action.

9. Pursuant to Section 120.68, Florida Statutes, a party who is adversely affected by final District action may seek review of the action in the district court of appeal by filing a notice of appeal pursuant to Fla.R.App.P. 9.110 within 30 days of the rendering of the final District action.

10. A party to the proceeding who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, Florida Statutes, may seek review of the order pursuant to Section 373.114, Florida Statutes, by the Land and Water Adjudicatory Commission (Commission) by filing a request for review with the Commission and serving a copy on the Department of Environmental Regulation and any person named in the order within 20 days of the rendering of the District order. However, if the order to be reviewed is determined by the Commission within 60 days after receipt of the request for review to be of statewide or regional significance, the Commission may accept a request for review within 30 days of the rendering of the order.

11. A District action or order is considered "rendered" after it is signed by the Chairman of the Governing Board on behalf of the District and is filed by the District Clerk.

12. Failure to observe the relevant time frames for filing a petition for judicial review as described in paragraphs #8 and #9 or for Commission review as described in paragraph #10 will result in waiver of that right to review.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Notice of Rights has been sent by U.S. Mail to:

THE GREATER CONSTRUCTION CORP.
P.O. BOX 3873
LONGWOOD, FL 32791

at _____ this _____ day of _____, 19__

4:00PM

17

DECEMBER

1992

Barican

MANAGEMENT AND STORAGE OF SURFACE WATER TECHNICAL STAFF REPORT
December 15, 1992

APPLICANT: Greater Construction Corporation
Attn: Robert Mandell, President
P.O. Box 3873
Longwood, Florida 32791

AGENT: Conklin, Porter, & Holmes Engineering, Inc.
Attn: James Branch, P.E.
P.O. Box 2808
Sanford, Florida 32772-2808

COUNTY: Lake PROJECT NAME: Greater Pines Phase I
SECTIONS: 28 & 33 TOWNSHIP: 22S RANGE: 26E
ACRES OWNED: 290.0 PROJECT ACREAGE: 102.1

AUTHORITY: 40C-4.041(1), (2) (b) , F.A.C.

GENERAL DESCRIPTION OF APPLICATION NO. 4-069-0276A:

This application is for authorization to construct a surface water management and treatment facility consisting of four dry retention ponds to serve a single family subdivision to be known as Greater Pines Phase I.

RECEIVING WATER BODY(ies): Lost Lake (CLASS III)

EXISTING LAND USE: Abandon Citrus Grove

OPERATION AND MAINTENANCE ENTITY: Lake County

STAFF COMMENTS:

The Greater Pines development is located south of S.R. 50, on the west side of Hancock Road, which is approximately 2 miles east of the City of Clermont, in Lake County. Phase I is located in an abandoned citrus grove. This application is for the construction of a stormwater management system to serve 75, single-family lots, and roads within the subdivision.

The proposed project site consists of uplands, which are dominated by a variety of upland groundcover species. There are no wetlands existing on the site in Phase I and the project conforms with the wetland review criteria of 10.7.4 A.H.

In the pre-development condition, due to existing topography, runoff is discharged via sheet flow to adjacent property.

In the post-development condition, runoff will be conveyed from three basins and routed through four, dry-retention ponds with no discharge.

The ponds are designed to attenuate the peak rate of discharge for the 25-year 24-hour and 10-year, 24-hour storm events. The applicant proposed to deal with the entire surface water management system as a landlocked basin, and retain on-site, a volume of runoff equivalent to that generated by the difference of the pre-post development volume of runoff of a 25 year/96 hour storm event. Due to good soil and a low groundwater table the proposed design used percolation during the storm event on pre and post-development.

The proposed ponds will provide treatment and recovery of the required pollution abatement volume pursuant to section 40C-42.026, F.A.C. rule amendment.

Staff believes that The project is consistent with the design criteria and the objectives of the District set forth in Chapters 40C-4, 40C-41, and 40C-42, F.A.C., implemented May 30, 1990, and September 25, 1991, respectively.

TOTAL WETLANDS INVOLVED: 0.0 acres

TOTAL WETLANDS PRESERVED: 0.0 acres

TOTAL WETLANDS DISTURBED: 0.0 acres

TOTAL WETLANDS LOST: 0.0 acres

1. WATERS OF THE STATE: 0.0 acres
(SEE D/F #)
2. CONTIGUOUS TO WATERS: 0.0 acres
3. ISOLATED WETLANDS: 0.0 acres

TOTAL WETLANDS RESTORED/CREATED AS MITIGATION: 0.0 acres

TOTAL WETLANDS ENHANCED AS MITIGATION: 0.0 acres

OTHER COMPENSATION: 0.0 acres

RECOMMENDATION: Approval

CONDITIONS FOR APPLICATION NUMBER: #4-069-0276A:

GENERAL (SEE CONDITION SHEET): 1 - 8

SPECIAL CONDITIONS: 2, 5, 6, 16, 19, 29, 30, 37

OTHER CONDITIONS:

1. The proposed surface water management system must be constructed as per plans received by the District on October 5, 1992 and sheet 1 of 1 received on December 3, 1992.

2. As part of the as-built certification process, the permittee must obtain a permeability test in the retention area to verify the in-situ permeability rate of the pond bottom. A copy of the test results signed and sealed by an appropriate registered professional must be submitted to the District as part of the As-Built certification submittal. If the permeability rate obtained does not conform to the design rate utilized, a modification to the permit may be required.

Eunice/Aboodi

MSSW Wetland Inventory

93

PROJECT NAME: Greater Pines, Phase I

PROJECT NO: 4-069-0276A

A: Total Wetland Acreage:	<u>0.0</u>
B: Total Wetlands "Preserved": (i.e. - not disturbed or lost)	<u>0.0</u>
C: Total Wetlands Disturbed: (temporary, not lost)	<u>0.0</u>
D: Total Wetlands Lost:	<u>0.0</u>
1. Waters of the State Acreage: (see D/F # _____)	<u>0.0</u>
2. Contiguous to Waters Acreage:	<u>0.0</u>
3. Isolated Acreage:	<u>0.0</u>
E: Total Wetlands Created as mitigation:	<u>0.0</u>
F: Total Wetlands Enhanced as mitigation:	<u>0.0</u>
G: Other Compensation:	<u>0.0</u>

ENTERED ON CRT

The suffix (FH), (FW), (SH), or SW) must be appended to the acreage value.

REVIEWER Dave Evinice DATE 12-9-92