



St. Johns River Water Management District

Kirby B. Green III, Executive Director • David W. Fisk, Assistant Executive Director
David Dewey, Altamonte Springs Service Center Director

975 Keller Road • Altamonte Springs, FL 32714-1618 • (407) 659-4800
On the Internet at www.sjrwm.com.

July 2, 2008

Mr. James A. Stivender, P.E., PLS
Public Works Director
Lake County Department of Public Works
437 Ardice Avenue
Eustis, FL 32726

Re: South Hancock Road; Application Number 40-069-76466-2
(Please reference the above name and number on all correspondences)

Dear Mr. Stivender:

Staff has reviewed your response to the District's request for additional information. Unfortunately the following technical information is lacking to sufficiently review the possible impacts the project may have on the surrounding area. This information is being requested pursuant to the authority vested in the St. Johns River Water Management District under subsection 373.413(2), Florida Statutes, and sections 40C-4.101 and 40C-4.301, Florida Administrative Code.

In order to expedite the review of your application, please use the application number referenced above on all correspondence, and submit **three (3) copies** of all requested information unless otherwise indicated by a specific information request.

1. Based on staff's July 1, 2008, teleconference with Melinda Fischel, E.I., of HNTB Corporation, it is the District's understanding that revisions to the construction plans and stormwater calculations will be forthcoming and will include the following:
 - a. Provision of three (3) complete sets of revised construction plans (signed, sealed, and dated) that include all appropriate specifications, cross section details, pertinent elevations and proposed erosion and sediment control measures.
 - b. Provision of a draft copy of the joint use agreement between Lake County and the First Baptist Church of Clermont. Clearly identify, in the agreement, which components of the *Hartwood Marsh Road Pond 2* treatment system each entity will maintain.

[40C-4.301(1)(i); 40C-42.027(1)(2); 40C-42.025(1)(6), F.A.C.]

Please note that suggestions or other direction provided by District staff are offered to assist you in complying with District rules. However, even with as much guidance as we can provide, you still bear the burden of demonstrating that your proposed project meets the applicable rule

GOVERNING BOARD

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requirements. Although District staff may provide suggestions to applicants that would allow staff's recommendation of approval of an application, the final decision regarding the issuance or denial of a permit may ultimately be left up to the District Governing Board. Be advised that the Governing Board is not bound by previous statement or recommendations of District staff regarding an application.

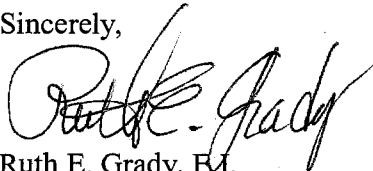
If the applicant wishes to dispute the necessity for any information requested on an application form or in a letter requesting additional information, he or she may, pursuant to section 373.4141, Florida Statutes, request that District staff process the application without the requested information. If the applicant is then unsatisfied with the District's decision regarding issuance or denial of the application, the applicant may request a section 120.569, Florida Statutes, hearing pursuant to Chapter 28-106 and section 40C-1.1007, F.A.C.

Please be advised, pursuant to subsection 40C-1.1008, F.A.C., the applicant shall have 120 days from receipt of a request for additional information regarding a permit or license application undergoing review by the District to submit that information to the District. If an applicant requires more than 120 days in which to complete an application, the applicant may notify the District in writing of the circumstances and for good cause shown, the application shall be held in active status for additional periods commensurate with the good cause shown. Any application which has not been completed by the applicant within the given time period following a request for additional information by the District shall be subject to denial. Denial of an application due to failure to submit requested additional information shall be a denial without prejudice to the applicant's right to file a new application.

In addition, no construction shall begin on the proposed project until the St. Johns River Water Management District issues a permit. This is pursuant to subsection 40C-40.042(2), F.A.C., which states, "No construction, operation, maintenance, alteration, abandonment or removal shall be commenced until the permittee receives a written authorization to proceed from the District"; and subsection 40C-42.024(1), F.A.C, which states in relevant part, "No construction, alteration, removal, operation, maintenance, or abandonment of a stormwater management system shall be undertaken without a valid standard or individual environmental resource stormwater permit as required pursuant to this section."

If you have any further questions, please do not hesitate to call me at 407/659-4844.

Sincerely,



Ruth E. Grady, B.A.
Department of Water Resources

cc: RIM/RAIL-2, ^{kp}David Dewey, Sandra Joiner, Victoria Nations, Gayle Albers

Lake County Board of County Commissioners
315 West Main Street; Tavares, FL 32778

HNTB Corporation, Attn: Ms. Karen Van den Avont, P.E.
300 Primera Boulevard, Suite 200; Lake Mary, FL 32746