



**COUNTY LINE
DRAINAGE DISTRICT**

**LEE COUNTY
ANNUAL LANDOWNERS' MEETING,
REGULAR BOARD MEETING
& PUBLIC HEARING
JULY 13, 2022
10:00 A.M.**

Special District Services, Inc.
27499 Riverview Center Boulevard, #253
Bonita Springs, FL 33134

www.countylinedd.org
561.630.4922 Telephone
877.SDS.4922 Toll Free
561.630.4923 Facsimile

**AGENDA
COUNTY LINE
DRAINAGE DISTRICT
23351 North River Road
Alva, Florida 33920
ANNUAL LANDOWNERS' MEETING
July 13, 2022
10:00 a.m.**

- A. Call to Order
- B. Pledge of Allegiance
- C. Proof of Publication.....Page 1
- D. Establish Quorum
- E. Election of Chair for Landowners Meeting
- F. Election of Secretary for Landowners Meeting
- G. Approval of Minutes
 - 1. July 14, 2021 Landowners' Meeting Minutes.....Page 2
- H. Election of Supervisors
 - 2. Determine Number of Voting Units Represented or Assigned by Proxy.....Page 4
 - 3. Nomination of Candidates
 - 4. Casting of Ballots.....Page 5
 - 5. Ballot Tabulations
 - 6. Certification of the Results
- I. Landowners' Comments
- J. Adjourn

Miscellaneous Notices



Published in The News-Press on June 16, 2022

Location

Lee County, Florida

Notice Text

COUNTY LINE DRAINAGE DISTRICT NOTICE OF PUBLIC HEARING, ANNUAL LANDOWNERS' MEETING AND REGULAR BOARD MEETING NOTICE IS HEREBY GIVEN that the Board of Supervisors (the "Board") of County Line Drainage District (the "District") will hold a Public Hearing, an Annual Landowners' Meeting and a Regular Board Meeting ("Meeting" or "Meetings") on July 13, 2022, at 10:00 a.m. in the offices of County Line Drainage District located at 23351 North River Road, Alva, Florida 33920. The purpose of the Public Hearing is for the Board to consider the Fiscal Year 2022/2023 Proposed Final Budget of the District. The purpose of the Annual Landowners' Meeting is to elect one (1) Supervisor to the Board. The purpose of the Regular Board Meeting is for the Board to consider any other business which may properly come before it. A copy of the Budget and/or Agendas may be obtained from the District's website (www.countylinedd.org) or from the District Manager, Special District Services, located at 2501A Burns Road, Palm Beach Gardens, Florida 33410. The Meetings are open to the public and will be conducted in accordance with the provisions of Florida law for special districts. The Meetings may be continued as found necessary to a time and place specified on the record. There may be occasions when one or more Supervisors will participate by telephone; therefore, a speaker telephone will be present at the meeting location so that Supervisors may be fully informed of the discussions taking place. Pursuant to the Americans with Disabilities Act, any person requiring special accommodation to participate in this meeting is asked to advise the District Office at least forty-eight (48) hours before the meeting by contacting the District Manager at 561-630-4922 and/or toll free at 1-877-737-4922. If you are hearing or speech impaired, please contact the Florida Relay Service at 1-800-955-8770 who can aid you in contacting the District Office. A person who decides to appeal any decision made at these Meetings is advised that person will need a record of the proceedings and that accordingly the person may need to ensure that a verbatim record of the proceedings is made, including any testimony or evidence upon which the appeal is to be based. Meetings may be cancelled from time to time without advertised notice. Kathleen Dailey Meneely District Manager, County Line Drainage District www.countylinedd.org PUBLISH: FORT MYERS NEWS-PRESS 06/16/22 & 06/23/22

**COUNTY LINE DRAINAGE DISTRICT
LANDOWNERS' MEETING
JULY 14, 2021**

A. CALL TO ORDER

The July 14, 2021, Landowners' Meeting of the County Line Drainage District (the "District") was called to order at 10:05 a.m. at 23351 North River Road, Alva, Florida 33920.

B. PLEDGE OF ALLEGIANCE

C. PROOF OF PUBLICATION

Proof of publication was presented that notice of the Landowners' Meeting had been published in the *Fort Myers News-Press* on June 24, 2021, and July 1, 2021, as legally required.

D. ESTABLISH A QUORUM

It was determined that the attendance of the following Supervisors constituted a quorum and it was in order to proceed with the meeting:

President	Joe Beale	Present
Vice President	Paul Fabry	Present
Assistant Secretary	Pat McKenna	Present

Staff members in attendance were:

District Manager	Kathleen Meneely	Special District Services, Inc.
General Counsel	Terry Lewis (via phone)	Lewis, Longman & Walker
District Engineer	Kyle Grandusky	GMAwater, LLC
Field Consultant	Randy Sebring	

E. ELECTION OF CHAIR FOR LANDOWNERS' MEETING

A **motion** was made by Mr. Fabry, seconded by Mr. McKenna and passed unanimously electing Joe Beale as the Chair for the Landowners' Meeting.

F. ELECTION OF SECRETARY FOR LANDOWNERS' MEETING

A **motion** was made by Mr. Beale, seconded by Mr. Fabry and passed unanimously electing Kathleen Meneely as the Secretary for the Landowners' Meeting.

G. ELECTION OF SUPERVISORS

1. Determine Number of Voting Units Represented or Assigned by Proxy

Ms. Meneely distributed the owner/acreage chart. No proxies were presented.

2. Nomination of Candidates

A **motion** was made by Mr. Beale, seconded by Mr. McKenna and passed unanimously nominating Paul Fabry for the open seat. There were no further nominations.

3. Casting of Ballots

A **motion** was made by Mr. Beale, seconded by Mr. McKenna and passed unanimously waiving the casting of ballots since there was only one candidate.

4. Ballot Tabulation

Ms. Meneely announced that Mr. Fabry was consider elected as the sole candidate.

5. Certification of Results

A motion was made by Mr. Beale, seconded by Mr. McKenna certifying the results of the election.

H. LANDOWNER COMMENTS

There were no Landowner comments.

I. ADJOURNMENT

There being no further business to conduct, a **motion** was made by Mr. Fabry, seconded by Mr. Beale and passed unanimously to adjourn the Landowners' Meeting at 10:10 a.m.

Secretary/Assistant Secretary

President/Vice President

**LANDOWNER PROXY
COUNTY LINE DRAINAGE DISTRICT
LANDOWNERS' MEETING**

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, the fee simple owner of the lands described herein, hereby constitutes and appoints _____ (“Proxy Holder”) for and on behalf of the undersigned, to vote as proxy at the meeting of the landowners of the County Line Drainage District to be held on July 13, 2022 at 10:00 a.m. at the 23351 North River Road, Alva, Florida 33920. and at any adjournments thereof, according to the number of acres of unplatted land and/or platted lots owned by the undersigned landowner which the undersigned would be entitled to vote if then personally present, upon any question, proposition, or resolution or any other matter or thing which may be considered at said meeting including, but not limited to the Board of Supervisors. Said Proxy Holder may vote in accordance with their discretion on all matters not known or determined at the time of solicitation of this proxy, which may be legally considered at said meeting.

This proxy is to continue in full force and effect from the hereof until the conclusion of the above noted landowners’ meeting and any adjournment or adjournments thereof, but may be revoked at any time by written notice of such revocation presented at the annual meeting prior to the Proxy Holder exercising the voting rights conferred herein.

Printed Name of Legal Owner

Signature of Legal Owner

Date

Parcel Description*

of Acres

* Insert in the space above the street address of each parcel, the legal description of each parcel, or the tax identification number of each parcel. [If more space is needed, identification of Parcels owned may be incorporated by reference to an attachment hereto.]

Pursuant to section 298 Florida Statutes (2022), a fraction of an acre is treated as one (1) acre entitling the landowner to one vote with respect thereto.

TOTAL NUMBER OF AUTHORIZED VOTES: _____

Please note that each eligible acre of land or fraction thereof is entitled to only one vote, for example, a husband and wife are together entitled to only one vote per their residence if it is located on one acre or less of real property.

If the Legal Owner is not an individual, and is instead a corporation, limited liability company, limited partnership or other entity, evidence that the individual signing on behalf of the entity has the authority to do so should be attached hereto. (e.g. bylaws, corporate resolution, etc.)

BALLOT

BALLOT # _____

**COUNTY LINE
DRAINAGE DISTRICT
LANDOWNERS' MEETING**

ELECTION OF BOARD SUPERVISORS

JULY 13, 2022

The undersigned certifies that he/she is the owner (____) or duly authorized **representative of lawful proxy of an owner** (____) of land in the **County Line Drainage District**, constituting _____ acre(s) and hereby casts up to the corresponding number of his/her vote(s) for the following candidate/candidates to hold the above-named open position:

Name of Candidate

Number of Votes

Signature: _____

Printed Name: _____

Street Address or Tax Parcel Id Number for your Real Property:

**AGENDA
COUNTY LINE
DRAINAGE DISTRICT
23351 North River Road
Alva, Florida 33920
REGULAR BOARD MEETING & PUBLIC HEARING
July 13, 2022
10:00 A.M.**

- A. Call to Order
- B. Proof of Publication.....Page 7
- C. Establish Quorum
- D. Additions or Deletions to Agenda
- E. Comments from the Public for Items Not on the Agenda
- F. Approval of Minutes
 - 1. April 13, 2022 Regular Board Meeting.....Page 8
- G. Public Hearing
 - 1. Proof of Publication.....Page 11
 - 2. Receive Public Comments on Fiscal Year 2022/2023 Final Budget
 - 3. Consider Resolution No. 2022-02 – Adopting a Fiscal Year 2022/2023 Final Budget.....Page 12
- H. Old Business
- I. New Business
 - 1. Consider Resolution No. 2022-03 – Adopting a Fiscal Year 2022/2023 Meeting Schedule..Page 18
 - 2. Consider Approval of Amendment to the License for Water Resource Project.....Page 20
 - 3. Accept and Receive Engineer's Annual Report.....Page 71
- J. Manager’s Report
 - 1. Financial Report.....Page 76
- K. Field Report.....Page 79
- L. Engineer’s Report
- M. Attorney’s Report
- N. Administrative Matters
- O. Board Members Comments
- P. Adjourn
- Q.

Attn:
COUNTY LINE DRAINAGE C/O SPECI
2501 BURNS RD STE A
PALM BEACH GARDENS, FL 33410

COUNTY LINE DRAINAGE DISTRICT
FISCAL YEAR 2021/2022 REGULAR MEETING SCHEDULE
Regular Meetings of the Board of Supervisors of the County Line Drainage District (the "District") will be held at 10:00 a.m. in the District's office located at 23351 North River Road, Alva, Florida 33920 on the following dates:
October 13, 2021
January 12, 2022
April 13, 2022
July 13, 2022

STATE OF FLORIDA COUNTY OF LEE:
Before the undersigned authority personally appeared NINA JACOBS, who on oath says that he or she is a Legal Assistant of the News-Press, a daily newspaper published at Fort Myers in Lee County, Florida; that the attached copy of advertisement, being a Legal Ad in the matter of

The meetings are open to the public and will be conducted in accordance with the provisions of Florida law for special districts. The meetings may be continued in progress without additional notice to a time, date, and location stated on the record. Copies of the agenda for these meetings may be obtained from the District's website or from the District Manager, Special District Services, located at 2501A Burns Road, Palm Beach Gardens, Florida 33410. There may be occasions when one or more Supervisors will participate by telephone. Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the District Office at least forty-eight (48) hours before the meeting by contacting the District Manager at 561-630-4922 and/or toll free at 1-877-737-4922. If you are hearing or speech impaired, please contact the Florida Relay Service at 1-800- 955-8770, who can aid you in contacting the District Office. A person who decides to appeal any decision made at the meeting with respect to any matter considered at a particular meeting is advised that person will need a record of the proceedings and that accordingly, the person may need to ensure that a verbatim record of the proceedings is made including the testimony and evidence upon which the appeal is to be based. Meetings may be cancelled from time to time without advertised notice.
www.countylinedd.org
AD#4929263

COUNTY LINE DRAINAGE DISTRICT FISCAL YEAR
2021/2022 REGULAR MEETING SCHEDULE Regular Meetings of
the Board of Supervisors of the County Line Drainage District (

In the Twentieth Judicial Circuit Court was published in said newspaper editions dated in the issues of:

October 1, 2021

10/01/2021

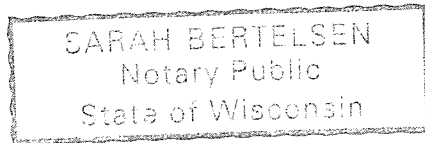
Affiant further says that the said News-Press is a paper of general circulation daily in Lee County and published at Fort Myers, in said Lee County, Florida, and that the said newspaper has heretofore been continuously published in said Lee County, Florida each day and has been entered as periodicals matter at the post office in Fort Myers, in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has never paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper editions dated:

Sworn to and Subscribed before me this 1st of October 2021, by legal clerk who is personally known to me.

Nina Jacobs
Affiant

Sarah Bertelsen
Notary State of Wisconsin, County of Brown

7/27/25
My commission expires



of Affidavits 1

This is not an invoice

**COUNTY LINE DRAINAGE DISTRICT
REGULAR BOARD MEETING
APRIL 13, 2022**

A. CALL TO ORDER

The April 13, 2022, Regular Board Meeting of the County Line Drainage District (the “District”) was called to order at 10:02 a.m. at 23351 North River Road, Alva, Florida 33920.

B. PROOF OF PUBLICATION

Proof of publication was presented that notice of the Regular Board Meeting had been published in the *Fort Myers News-Press* on October 1, 2021, as part of the District’s Fiscal Year 2021/2022 Meeting Schedule, as legally required.

C. ESTABLISH A QUORUM

It was determined that the attendance of the following Supervisors constituted a quorum and it was in order to proceed with the meeting:

President	Joe Beale	Present
Vice President	Paul Fabry	Present
Assistant Secretary	Pat McKenna	Absent

Staff members in attendance were:

District Manager	Kathleen Meneely	Special District Services, Inc.
General Counsel	Terry Lewis (via phone)	Lewis, Longman & Walker
District Engineer	Kyle Grandusky (via phone)	GMAwater, LLC
Field Consultant	Randy Sebring	

Also present were Jeff Walker of Special District Services, Inc. (via phone); and Chris & Sue Hansen and Brandon Lynn.

D. ADDITIONS OR DELETIONS TO THE AGENDA

There were no additions or deletions to the agenda.

E. COMMENTS FROM THE PUBLIC FOR ITEMS NOT ON THE AGENDA

There were no comments from the public for items not on the agenda.

F. APPROVAL OF MINUTES

1. January 12, 2022, Regular Board Meeting

The January 12, 2022, Regular Board Meeting minutes were presented for consideration.

A **motion** was made by Mr. Fabry, seconded by Mr. Beale and passed unanimously approving January 12, 2022, Regular Board Meeting minutes, as presented.

G. OLD BUSINESS

1. Update Regarding 48-Foot Culvert in Section 14 South Side of Lake

There was no update on this matter.

H. NEW BUSINESS

1. Consider Resolution No. 2022-01 – Adopting a Fiscal Year 2022/2023 Proposed Budget

Resolution No. 2022-01 was presented, entitled:

RESOLUTION NO. 2022-01

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY LINE DRAINAGE DISTRICT APPROVING A PROPOSED BUDGET FOR FISCAL YEAR 2022/2023; AND PROVIDING AN EFFECTIVE DATE.

Ms. Meneely presented the budget with Mr. Lewis explaining assessments could be raised, if needed. Mr. Walker advised that no additional requests were received for maintenance items, so assessments would remain the same as last year, as will the reserves.

Mr. Lynn indicated that funds would be needed for the north dike. Upon discussion it was the consensus of the Board that the north dike be budgeted at \$15,000; the control structures at \$25,000; and canal maintenance at \$20,000. Mr. Beale asked that the figures be run by Mr. McKenna before they are posted. Mr. Walker asked if the Board wanted to lower assessments with those figures or put the funds in reserves. Mr. Fabry suggested keeping the reserves at \$30,000 with the savings going into reduced assessments. Mr. Walker advised that the new assessment would be \$44.90 an acre.

A **motion** was made by Mr. Fabry, seconded by Mr. Beale and passed unanimously adopting Resolution No. 2022-01, with the above amendments, setting the Public Hearing for July 13, 2022.

I. MANAGER'S REPORT

1. Financial Report

Ms. Meneely went over financial report, explaining that 50% of the year had been completed. The Board Members had no questions.

J. FIELD REPORT

Mr. Sebring went over his report that was included in the agenda. He stated that he had been working on obtaining prices for chemicals for Dean and that some were leftover and can be used. Mr. Fabry suggested the work be done as soon as possible and Mr. Sebring noted he would let the contractor know that it is okay to get started.

Mr. Sebring noted that two culverts in Section 13 needed to be replaced and after discussion, a **motion** was made by Mr. Fabry, seconded by Mr. Beale and passed unanimously directing staff to replace the culverts before the rainy season begins.

K. ENGINEER'S REPORT

1. Update on Stormwater Needs Analysis

Mr. Grandusky went over the required Stormwater Needs Analysis, stating it was due by June 30. He explained that it was a planning estimate and included the miles of culverts, ditches and costs for replacement.

A **motion** was made by Mr. Fabry, seconded by Mr. Beale and passed unanimously approving the report upon completion for submittal to the County.

Mr. Grandusky advised that he had spoken with Shane Parker regarding the County Line ditch weirs and widening improvements. He explained that the County had put the project out to bid and has an engineer on board to make inspections. Mr. Fabry asked if the project was in orders to handle more water or increase duration of holding and Mr. Grandusky responded that it will do both.

L. ATTORNEY'S REPORT

1. Discussion Regarding ALIO Groves License Agreement

Mr. Lewis stated that the agreement that was approved had been executed. Mr. Beale indicated he was still waiting on funding.

M. ADMINISTRATIVE MATTERS

Ms. Meneely advised that the next meeting was scheduled for July 13, 2022, and would also include the Annual Landowners' Meeting and a Public Hearing on the budget.

N. BOARD MEMBER COMMENTS

There were no further comments from the Board Members.

O. ADJOURNMENT

There being no further business to come before the Board, a **motion** was made by Mr. Fabry, seconded by Mr. Beale and passed unanimously to adjourn the Regular Board Meeting at 10:50 a.m.

Secretary/Assistant Secretary

President/Vice President

Miscellaneous Notices



Published in The News-Press on June 16, 2022

Location

Lee County, Florida

Notice Text

COUNTY LINE DRAINAGE DISTRICT NOTICE OF PUBLIC HEARING, ANNUAL LANDOWNERS' MEETING AND REGULAR BOARD MEETING NOTICE IS HEREBY GIVEN that the Board of Supervisors (the "Board") of County Line Drainage District (the "District") will hold a Public Hearing, an Annual Landowners' Meeting and a Regular Board Meeting ("Meeting" or "Meetings") on July 13, 2022, at 10:00 a.m. in the offices of County Line Drainage District located at 23351 North River Road, Alva, Florida 33920. The purpose of the Public Hearing is for the Board to consider the Fiscal Year 2022/2023 Proposed Final Budget of the District. The purpose of the Annual Landowners' Meeting is to elect one (1) Supervisor to the Board. The purpose of the Regular Board Meeting is for the Board to consider any other business which may properly come before it. A copy of the Budget and/or Agendas may be obtained from the District's website (www.countylinedd.org) or from the District Manager, Special District Services, located at 2501A Burns Road, Palm Beach Gardens, Florida 33410. The Meetings are open to the public and will be conducted in accordance with the provisions of Florida law for special districts. The Meetings may be continued as found necessary to a time and place specified on the record. There may be occasions when one or more Supervisors will participate by telephone; therefore, a speaker telephone will be present at the meeting location so that Supervisors may be fully informed of the discussions taking place. Pursuant to the Americans with Disabilities Act, any person requiring special accommodation to participate in this meeting is asked to advise the District Office at least forty-eight (48) hours before the meeting by contacting the District Manager at 561-630-4922 and/or toll free at 1-877-737-4922. If you are hearing or speech impaired, please contact the Florida Relay Service at 1-800-955-8770 who can aid you in contacting the District Office. A person who decides to appeal any decision made at these Meetings is advised that person will need a record of the proceedings and that accordingly the person may need to ensure that a verbatim record of the proceedings is made, including any testimony or evidence upon which the appeal is to be based. Meetings may be cancelled from time to time without advertised notice. Kathleen Dailey Meneely District Manager, County Line Drainage District www.countylinedd.org PUBLISH: FORT MYERS NEWS-PRESS 06/16/22 & 06/23/22

RESOLUTION NO. 2022-02

**A RESOLUTION OF THE COUNTY LINE DRAINAGE DISTRICT
ADOPTING A FISCAL YEAR 2022/2023 BUDGET.**

WHEREAS, the County Line Drainage District (“District”) has prepared a Proposed Budget and Final Special Assessment Roll for Fiscal Year 2022/2023 and has held a duly advertised Public Hearing to receive public comments on the Proposed Budget and Final Special Assessment Roll; and,

WHEREAS, following the Public Hearing and the adoption of the Proposed Budget and Final Assessment Roll, the District is now authorized to levy non ad-valorem assessments upon the properties within the District.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS
OF THE COUNTY LINE DRAINAGE DISTRICT THAT:**

Section 1. The Final Budget and Final Special Assessment Roll for Fiscal Year 2022/2023 attached hereto as Exhibit “A” is approved and adopted, and the assessments set forth therein shall be levied.

Section 2. The Secretary of the District is authorized to execute any and all necessary transmittals, certifications or other acknowledgements or writings, as necessary, to comply with the intent of this Resolution.

PASSED, ADOPTED and EFFECTIVE this 13th day of July, 2022.

ATTEST:

**COUNTY LINE
DRAINAGE DISTRICT**

By: _____
Secretary/Assistant Secretary

By: _____
Chairperson/Vice Chairperson

County Line Drainage District

**Final Budget For
Fiscal Year 2022/2023
October 1, 2022 - September 30, 2023**

CONTENTS

- I FINAL BUDGET
- II DETAILED FINAL BUDGET

FINAL BUDGET
COUNTY LINE DRAINAGE DISTRICT
FISCAL YEAR 2022/2023
OCTOBER 1, 2022 - SEPTEMBER 30, 2023

	FISCAL YEAR
	2022/2023
	BUDGET
REVENUES	
Assessments	167,584
Miscellaneous Income	0
Interest Income	180
Total Revenues	\$ 167,764
EXPENDITURES	
Management Fees	29,760
Legal Fees	7,500
Legal Advertising	1,000
Engineering	6,000
Audit Fees	8,700
Insurance	7,850
Meetings and Membership Dues	750
Miscellaneous	828
Postage	175
Office Supplies	275
Outside Maintenance Labor	25,000
Weed Control	25,000
Control Structures	25,000
Fuel/Lubricants	4,000
Equipment Parts	3,000
Construction Materials	500
Road Maintenance	14,000
Canal Maintenance	20,000
North Dike Maintenance	15,000
Water Analyses	3,000
Reserve	30,000
Total Expenditures	\$ 227,338
Revenues Less Expenditures	\$ (59,574)
Tax Collector Fees	(535)
Discounts For Early Payments	(7,327)
Property Appraiser Fees	(354)
Excess/ (Shortfall)	\$ (67,790)
Carryover From Prior Year	67,790
Net Excess/ (Shortfall)	\$ -

**DETAILED FINAL BUDGET
COUNTY LINE DRAINAGE DISTRICT
FISCAL YEAR 2022/2023
OCTOBER 1, 2022 - SEPTEMBER 30, 2023**

	FISCAL YEAR 2020/2021 ACTUAL	FISCAL YEAR ACTUAL 2021/2022 AS OF 6/30/2022	FISCAL YEAR 2021/2022 BUDGET	FISCAL YEAR 2022/2023 BUDGET	COMMENTS
REVENUES					
Assessments	193,633	186,361	186,584	167,584	Expenditures Less Interest/.94
Miscellaneous Income	2,820	0	0	0	
Interest Income	182	149	138	180	Interest Projected At \$15 Per Month
Total Revenues	\$ 196,635	\$ 186,510	\$ 186,722	\$ 167,764	
EXPENDITURES					
Management Fees	28,500	21,672	28,896	29,760	CPI Adjustment (Capped At 3%)
Legal Fees	7,725	3,280	7,000	7,500	\$500 Increase From 2021/2022 Budget
Legal Advertising	1,195	223	750	1,000	\$250 Increase From 2021/2022 Budget
Engineering	1,140	1,045	7,000	6,000	\$1,000 Decrease From 2021/2022 Budget
Audit Fees	8,400	0	8,700	8,700	No Change From 2021/2022 Budget
Insurance	7,199	7,445	7,850	7,850	Insurance Estimate
Meetings and Membership Dues	750	175	750	750	No Change From 2021/2022 Budget
Miscellaneous	716	200	750	828	Miscellaneous
Postage	166	121	150	175	\$25 Increase From 2021/2022 Budget
Office Supplies	255	152	250	275	\$25 Increase From 2021/2022 Budget
Outside Maintenance Labor	35,094	17,745	25,000	25,000	No Change From 2021/2022 Budget
Weed Control	9,550	0	25,000	25,000	No Change From 2021/2022 Budget
Control Structures	0	0	34,000	25,000	\$9,000 Decrease From 2021/2022 Budget
Fuel/Lubricants	4,093	2,313	4,000	4,000	No Change From 2021/2022 Budget
Equipment Parts	4,672	5,266	3,000	3,000	No Change From 2021/2022 Budget
Construction Materials	0	0	500	500	No Change From 2021/2022 Budget
Road Maintenance	11,800	0	14,000	14,000	No Change From 2021/2022 Budget
Canal Maintenance	14,440	40	25,000	20,000	\$5,000 Decrease From 2021/2022 Budget
North Dike Maintenance	0	8,681	20,000	15,000	\$5,000 Decrease From 2021/2022 Budget
Water Analyses	3,090	576	3,000	3,000	No Change From 2021/2022 Budget
Reserve	0	10,411	30,000	30,000	Reserve
Total Expenditures	\$ 138,785	\$ 79,345	\$ 245,596	\$ 227,338	
Revenues Less Expenditures	\$ 57,850	\$ 107,165	\$ (58,874)	\$ (59,574)	
Tax Collector Fees	(345)	(513)	(535)	(535)	Tax Collector Fees
Discounts For Early Payments	(2,601)	(1,963)	(7,407)	(7,327)	Four Percent Of Total Assessment Roll
Property Appraiser Fees	(354)	(354)	(354)	(354)	Property Appraiser Fees
Excess/ (Shortfall)	\$ 54,550	\$ 104,335	\$ (67,170)	\$ (67,790)	
Carryover From Prior Year	0	0	67,170	67,790	Carryover From Prior Year
Net Excess/ (Shortfall)	\$ 54,550	\$ 104,335	\$ -	\$ -	

County Line Drainage District Assessment Comparison

	Fiscal Year 2019/2020 Assessment Per Unit	Fiscal Year 2020/2021 Assessment Per Unit	Fiscal Year 2021/2022 Assessment Per Unit	Fiscal Year 2022/2023 Projected Assessment Per Unit
Assessments (Per Acre Rate)	\$ 59.34	\$ 51.88	\$ 50.00	\$ 44.91

* Assessments Include the Following :

4% Discount for Early Payments
And County Tax Collector Fee And
County Property Appraiser Fee

District Information:

Units (One Unit = 1 Acre) 3,732.04

RESOLUTION NO. 2022-03

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY LINE DRAINAGE DISTRICT, ESTABLISHING A REGULAR MEETING SCHEDULE FOR FISCAL YEAR 2022/2023 AND SETTING THE TIME AND LOCATION OF SAID DISTRICT MEETINGS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is necessary for the County Line Drainage District ("District") to establish a regular meeting schedule for fiscal year 2022/2023; and

WHEREAS, the Board of Supervisors of the District has set a regular meeting schedule, location and time for District meetings for fiscal year 2022/2023 which is attached hereto and made a part hereof as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY LINE DRAINAGE DISTRICT, LEE COUNTY, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are hereby adopted.

Section 2. The regular meeting schedule, time and location for meetings for fiscal year 2022/2023 which is attached hereto as Exhibit "A" is hereby adopted and authorized to be published.

PASSED, ADOPTED and EFFECTIVE this 13th day of July, 2022.

ATTEST:

**COUNTY LINE
DRAINAGE DISTRICT**

By: _____
Secretary/Assistant Secretary

By: _____
Chairperson/Vice Chairperson

**COUNTY LINE DRAINAGE DISTRICT
FISCAL YEAR 2022/2023 REGULAR MEETING SCHEDULE**

Regular Meetings of the Board of Supervisors of the County Line Drainage District (the “District”) will be held at 10:00 a.m. in the District’s office located at 23351 North River Road, Alva, Florida 33920 on the following dates:

**October 12, 2022
January 11, 2023
April 12, 2023
July 12, 2023**

The meetings are open to the public and will be conducted in accordance with the provisions of Florida law for special districts. The meetings may be continued in progress without additional notice to a time, date, and location stated on the record. Copies of the agenda for these meetings may be obtained from the District’s website or from the District Manager, Special District Services, located at 2501A Burns Road, Palm Beach Gardens, Florida 33410. There may be occasions when one or more Supervisors will participate by telephone.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the District Office at least forty-eight (48) hours before the meeting by contacting the District Manager at 561-630-4922 and/or toll free at 1-877-737-4922. If you are hearing or speech impaired, please contact the Florida Relay Service at 1-800- 955-8770, who can aid you in contacting the District Office.

A person who decides to appeal any decision made at the meeting with respect to any matter considered at a particular meeting is advised that person will need a record of the proceedings and that accordingly, the person may need to ensure that a verbatim record of the proceedings is made including the testimony and evidence upon which the appeal is to be based.

Meetings may be cancelled from time to time without advertised notice.

www.countylinedd.org

PUBLISH: FORT MYERS NEWS-PRESS

June 30, 2022

County Line Drainage District Board of Supervisors
C/O Kathleen Dailey, District Manager
Special District Services, Inc.
2501A Burns Rd
Palm Beach Gardens, FL 33410

**Subject: Request to Amend the Canal and Road ROW Use License Agreement between
ALJO Groves, LLC and CLDD for the Four Corners Rapid Infiltration Project**

Dear Ms. Dailey and Board of Supervisors:

On behalf of ALJO Groves, LLC, we hereby request an amendment to the existing agreement referenced above for the purpose of adding a pipeline connection from the C-43 Canal to the Four Corners Rapid Infiltration Project (Project). The requested amendment seeks permission from the Board of Supervisors to construct, operate and maintain the additional pipeline improvements within County Line Drainage District (CLDD) owned easements for the Project.

The C-43 Canal inflow pipeline will be used to capture and store excess water from the C-43 Canal during times when local basin runoff is unavailable to the Project; thereby optimizing the Project's utilization. The State's watershed restoration plans identify a shortfall of regional storage in the Caloosahatchee basin needed to capture damaging excess flows to the estuary, and the Project has unused storage capacity. The proposed pipeline connection allows for water to be pumped directly from the C-43 Canal to the Project utilizing the Project's idle storage capacity without adversely impacting CLDD's surface water management operations.

The following supporting information is attached as part of this request:

1. C-43 Canal Inflow Improvements Plan (1 sheet)
2. Proposed amendments to Agreement (changes highlighted yellow)
3. Proposed Amended Agreement (full agreement, clean version)

As disclosed previously, the firm of GMAwater, LLC is acting as a representative of ALJO Groves, LLC and its affiliates, and we are the engineer of record for the Project. As the District Engineer for CLDD, GMAwater abstains from any considerations or actions that are or may be perceived to be a conflict of interest by the Board of Supervisors (and/or by myself) as it pertains to the works of the District and my role as the District Engineer.

Please do not hesitate to contact us should you have any questions.

Sincerely,

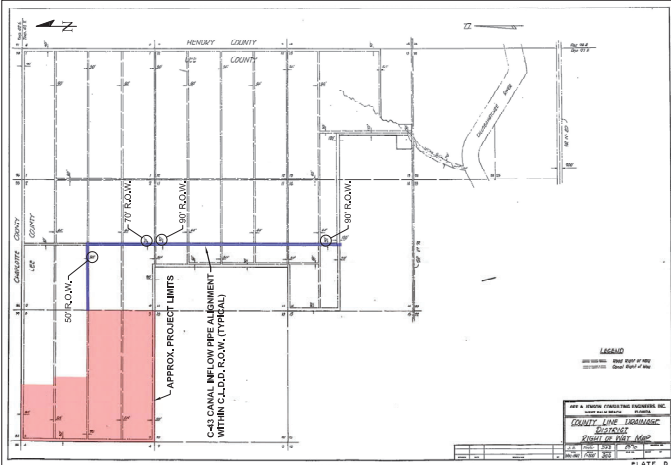


Kyle D. Grandusky, PE
Engineering Consultant for ALJO Groves, LLC, Florida Citrus Company, LLC and Florida Agri Management Company, Inc.

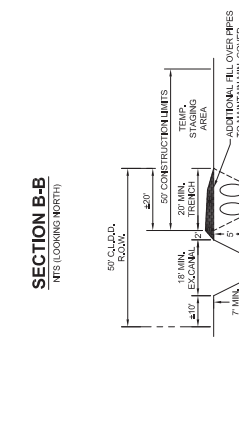
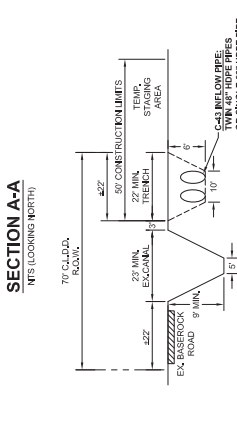
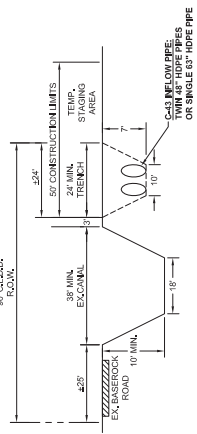
Attachments

Copy: Terry Lewis, District Attorney for CLDD
Joe Beale, ALJO Groves, LLC

125 S. State Road 7, Suite 104-260, Wellington, Florida 33414
CA License No. 31802

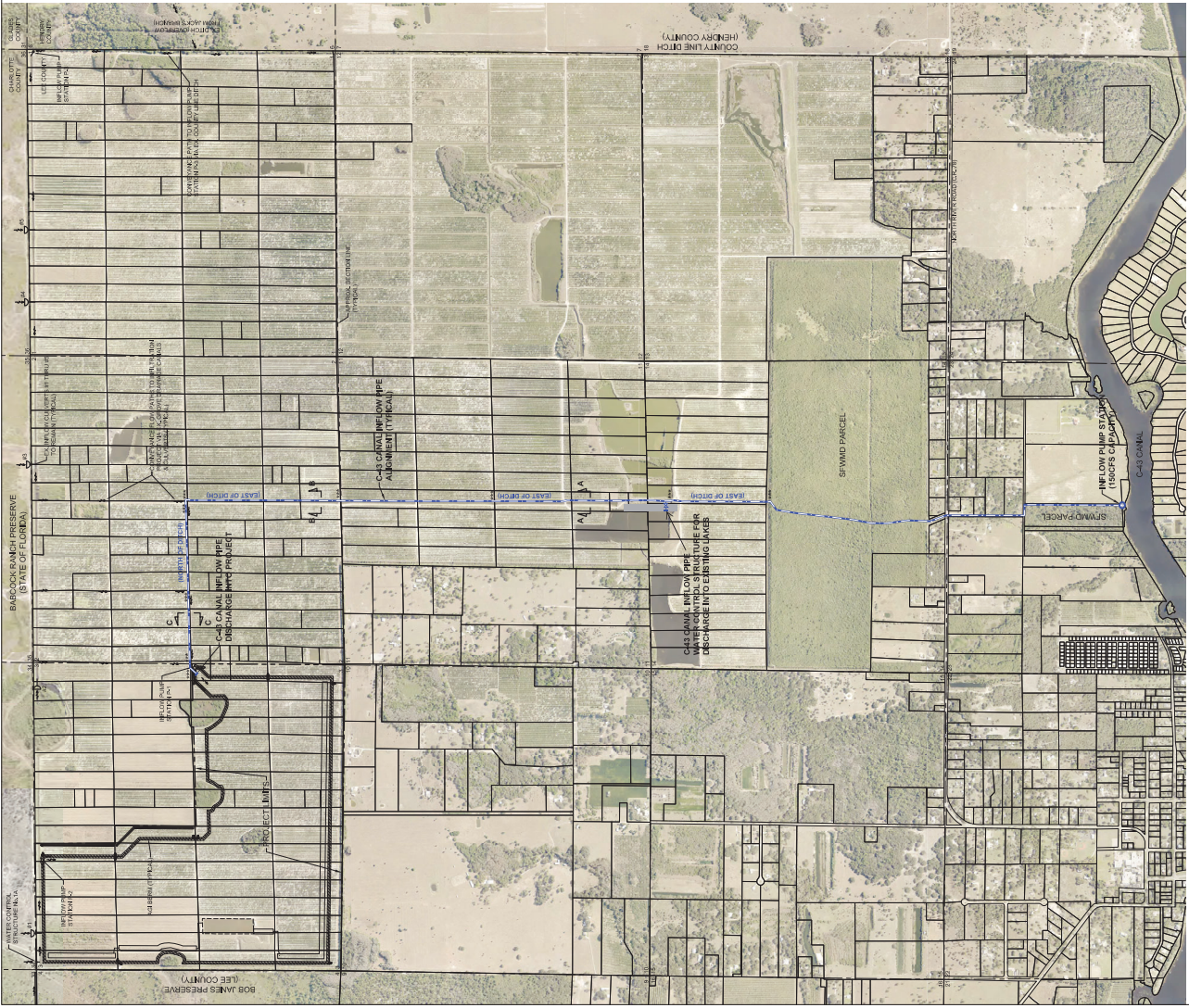


C.L.D.D. R.O.W. USE EXHIBIT
 NTS
 (MAP FROM CL.D.D. WATER CONTROL PLAN)



- LEGEND**
- SURFACE WATER CONVEYANCE
 - FLOW DIRECTION
 - LOCATION OF AERIAL PIPELINE CROSSING
 - CL.D.D.
 - COUNTY LINE DRAINAGE DISTRICT
 - BARCOCK RANCH PRESERVE
 - EX.
 - NTS
 - NOT TO SCALE
 - R.O.W.
 - RIGHT OF WAY

- NOTES**
1. AERIAL PIPELINE CROSSING SHALL BE INSTALLED OVER EXISTING CANALS.
 2. EXISTING PAVEMENT SHALL BE ADJUSTED AT PIPELINE CROSSINGS.
 3. EXISTING UTILITIES SHALL BE MAINTAINED AND PROTECTED.
 4. IMPROVEMENTS AND APPLICABLE REGULATORY PERMITS.
 5. THIS PLAN IS INTENDED TO PROVIDE AN OVERVIEW OF THE C-43 CANALS TO CONSTRUCTION PLANS FOR COMPREHENSIVE DETAILS & SPECIFICATIONS.
 6. ALL DISTURBED AREAS WITHIN CL.D.D. RIGHT OF WAY SHALL BE RESTORED.
 7. AERIAL PHOTOGRAPH SOURCE: FISP 2017.



OVERALL PLAN

PRELIMINARY	PREPARED BY: GMA WATER, LLC Water Resource and Environmental Consultants 125 Wellington Road, Suite 200 Wellington, Florida 33414 Ph: 904-388-8319 Certificate of Authorization No. 31802	FOUR CORNERS STORMWATER INFILTRATION PROJECT C-43 CANAL INFLOW IMPROVEMENTS PLAN	DATE: JUNE 2022 SHEET NO.: 1 OF 1
	R.M. D. GARDNER, P.E. F.L. License No. 58395		

Prepared by Terry E. Lewis, General Counsel
County Line Drainage District
RETURN TO:
23351 North River Road
Alva, Florida 33920

CANAL AND ROAD RIGHT-OF-WAY USE
AGREEMENT AND LICENSE (AMENDED)

THIS AGREEMENT made and entered into this ____ day of _____ 20__, by and between ALJO Groves, LLC (hereinafter referred to as "Owner") whose address is 23351 North River Road, Alva, FL 33920 and the COUNTY LINE DRAINAGE DISTRICT (hereinafter referred to as "District") whose address is _____.

WITNESSETH:

WHEREAS, Owner holds title to a certain parcel of real estate more particularly described as:

ALL OF SECTION 3, TOWNSHIP 43 SOUTH, RANGE 27 EAST, LEE COUNTY, FLORIDA, LESS AND EXCEPT THE FOLLOWING TRACTS:

(TRACT 1) STRAP NO. 03-43-27-00-00001.0010
(TRACT 2 AB) STRAP NO. 03-43-27-00-00001.002A
(TRACT 2 CD) STRAP NO. 03-43-27-00-00001.002C
(TRACT 3 AB) STRAP NO. 03-43-27-00-00001.003A
(TRACT 3 CD) STRAP NO. 03-43-27-00-00001.003C
(TRACT 4 AB) STRAP NO. 03-43-27-00-00001.004A
(TRACT 4 CD) STRAP NO. 03-43-27-00-00001.004C
(TRACT 5 AB) STRAP NO. 03-43-27-00-00001.005A
(TRACT 5 CD) STRAP NO. 03-43-27-00-00001.005C
(TRACT 6) STRAP NO. 03-43-27-00-00001.0060
(TRACT 7) STRAP NO. 03-43-27-00-00001.0070
(TRACT 8 ABCD) STRAP NO. 03-43-27-00-00001.008A
(TRACT 8 E) STRAP NO. 03-43-27-00-00001.008E
(TRACT 8 F) STRAP NO. 03-43-27-00-00001.008F
(TRACT 8 GH) STRAP NO. 03-43-27-00-00001.008G
(TRACT 9) STRAP NO. 03-43-27-00-00001.0090
(TRACT 10) STRAP NO. 03-43-27-00-00001.0100
(TRACT 26) STRAP NO. 03-43-27-00-00001.0260
(TRACT 27 AB) STRAP NO. 03-43-27-00-00001.027A
(TRACT 27 CD) STRAP NO. 03-43-27-00-00001.027C
(TRACT 28) STRAP NO. 03-43-27-00-00001.0280
(TRACT 29) STRAP NO. 03-43-27-00-00001.0290
(TRACT 30) STRAP NO. 03-43-27-00-00001.0300
(TRACT 31) STRAP NO. 03-43-27-00-00001.0310
(TRACT 32 A) STRAP NO. 03-43-27-00-00001.032A
(TRACT 32 BCD) STRAP NO. 03-43-27-00-00001.032B

(TRACT 33 AB) STRAP NO. 03-43-27-00-00001.033A
(TRACT 33 CD) STRAP NO. 03-43-27-00-00001.033C
(TRACT 34) STRAP NO. 03-43-27-00-00001.0340

(hereinafter referred to as the "Property"), and

WHEREAS, the Property is located adjacent to the District's Canal and Road right-of-ways ("ROW"); and

WHEREAS, the Owner proposes to Construct, Operate and Maintain the Four Corners Rapid Infiltration Project (herein referred to as the "Project") on the Property; and

WHEREAS, the Project is expected to receive construction, operation and maintenance funding from the State of Florida subject to annual legislative appropriations, and the Owner reserves the right to terminate the Project and revert the Property back to agricultural uses within one year of notice of termination of funding; and

WHEREAS, the implementation of the Project will improve surface water management for the District and adjacent watersheds in the vicinity of the Four County Corners; and

WHEREAS, the District has determined that certain proposed Improvements and Uses associated with the Project will exist within the ROW adjacent to and within the Property; and

WHEREAS, the District hereby grants a license to Owner to utilize a special purpose use of (up to) the entire width of its ROW as outlined on the attached map and as applicable on the Project plans and South Florida Water Management District Permit (Attachment A1 and A2 respectively **as amended**); and

NOW THEREFORE, for and in consideration of the covenants and restrictions set forth herein, District and Owner hereby agree as follows:

1. The foregoing recitals are true and correct and are incorporated herein by reference.
2. For purposes of this Agreement, "Improvements and Uses" shall be defined as all earthen fill canal plugs, earthen impoundment berms, water control structures, pump stations, **pipelines**, access roads, gates and fences, and water management activities associated with the Project located on the ROW and thus present a threat to human life, property, public health and safety. The Improvements and Uses are shown on the Project plans included in Attachment A2 and include the **C-43 Canal Inflow Pipeline**, Cypress Creek and County Line Ditch inflow conveyance improvements and operations. The District shall have complete discretion to determine what constitutes Improvements and Uses pursuant to this Agreement.
3. The District shall allow Owner use of the space within the ROW subject to designated conditions as noted below and as applicable in Attachment A2.
4. Owner shall coordinate operations of the Project with District surface water management operations. To the extent practicable, the Project shall be operated to prioritize surface water management benefits to the District ahead of adjacent

watersheds outside of the District. The Project shall not adversely affect District operations.

5. Deleted.
6. Owner shall be required to maintain the ROW by keeping all vegetation trimmed and maintained. Failure of Owner to comply with these requirements shall constitute a material breach of this Agreement. Owner shall be liable to the District for all costs associated with the District having to remove any subsequent Improvements and Uses or perform required maintenance.
7. Owner agrees to remove said Improvements and Uses from the ROW, at its expense, if the Project is terminated. The Owner shall remove Improvements and Uses from the District's ROW within a year after notifying the District in writing of the Project's termination, and Owner shall continue to maintain ROW until such time Improvements and Uses have been removed and ROW restored to the District's satisfaction.
8. The District reserves its right to traverse and/or utilize said ROW in cases deemed necessary by the District to prevent threats to life, health or safety. In the event of disruption to the ROW by the District, the District will not be responsible to restore approved Improvements and Uses in the ROW.
9. If the District notifies Owner that he/she is in material breach of this Agreement and Owner fails to remedy the identified breach by removing or correcting the Improvements and Uses or performing the required maintenance within thirty (30) days of receipt of notice, the District shall take all necessary steps to resolve the Improvements and Uses and Owner shall be responsible for the removal and restoration cost of all Improvements and Uses and/or performance of required maintenance, including all administrative costs and legal fees incurred by the District.
10. The District hereby grants a license to Owner over (up to) the entire width of District's ROW identified on the attached map (Attachment A1). Owner, including successors and assignees may enter onto the described licensed area for the exclusive purpose of installing, operating and maintaining the approved Improvements and Uses. Owner's Improvements and Uses shall not further encroach into or create obstructions to District's ROW beyond the approved extent. Any such obstructions identified by District shall be removed at Owner's expense within ten (10) days of notice by District. Provided however, District retains the right to enter onto the licensed area to remove or maintain Improvements and Uses within the ROW or obstructions beyond the described ROW if the Owner fails to do so within ten (10) days of written notice by the District. All costs to the District shall be the responsibility of the Owner. District may also enter the licensed area during and after periods of emergency conditions such as tropical storms, hurricanes or flooding to repair damaged District facilities.
11. The District agrees to allow Owner, at Owner's expense, to modify the District's Water Use Permit No. 36-00188-W issued by the South Florida Water Management District (SFWMD) to reduce the irrigated acreage associated with the Property in

accordance with Special Condition No. 18 of Environmental Resource Permit No. 36-101385-P (Application No. 190403-1312) issued by SFWMD for the Project. If the Project is terminated in the future, the District agrees to allow Owner, at Owner's expense, to make application to SFWMD to reinstate the irrigated acreage associated with the Project.

11. This Agreement shall be binding upon the Owner, his or her heirs, successors, legal representatives and assigns. This Agreement shall run with the title to the Property and shall forever benefit the District and bind the Owner and all future owners of the Property, including without limitation, their heirs, successors, legal representatives and assigns. This Agreement shall be recorded in the property records of Lee County, Florida and will become a legal obligation of the Property in perpetuity.
12. Owner for itself and on behalf of all future owners of the Property, hereby agrees to indemnify and hold the District harmless from and against any and all liabilities, damages, claims, costs and expenses, including attorney's fees, which may be imposed upon or asserted against the District arising from or in any way connected with any Improvements and Uses within the ROW, Owner's use and maintenance of the Improvements and Uses, District's removal of Improvements and Uses within the ROW and/or Owner's subsequent maintenance of the ROW. Owner agrees to conduct all activities pursuant to this Agreement in accordance with all applicable laws, regulations and approvals and it shall be Owner's sole responsibility to ensure the same.
13. To the extent the terms of this Agreement vary from the District's Right-of-Way/ Easement Policy, the terms of this Agreement shall prevail.
14. This Agreement may only be amended by written mutual consent of the District and Owner.
15. This Agreement shall be governed by the laws of the State of Florida. Venue for enforcement of this Agreement shall be in Lee County, Florida.

IN WITNESS WHEREOF, the Owner has executed this Agreement as of the date first above written.

OWNER:

Owner Signature

Owner Name (Printed)

Owner Signature

Owner Name (Printed)

WITNESS:

Witness Signature

Witness Name (Printed)

Witness Signature

Witness Name (Printed)

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this _____ day of _____ 20 __, by _____ of who is/are personally known to me and who did not take an oath.

Notary Signature

Print Name
Notary Public – State of Florida
Commission No.

My Commission Expires: _____

COUNTY LINE DRAINAGE DISTRICT:

Board of Supervisors Signature
County Line Drainage District

Supervisor Name (Printed)

WITNESS:

Witness Signature

Witness Name (Printed)

Witness Signature

Witness Name (Printed)

STATE OF FLORIDA
COUNTY OF LEE

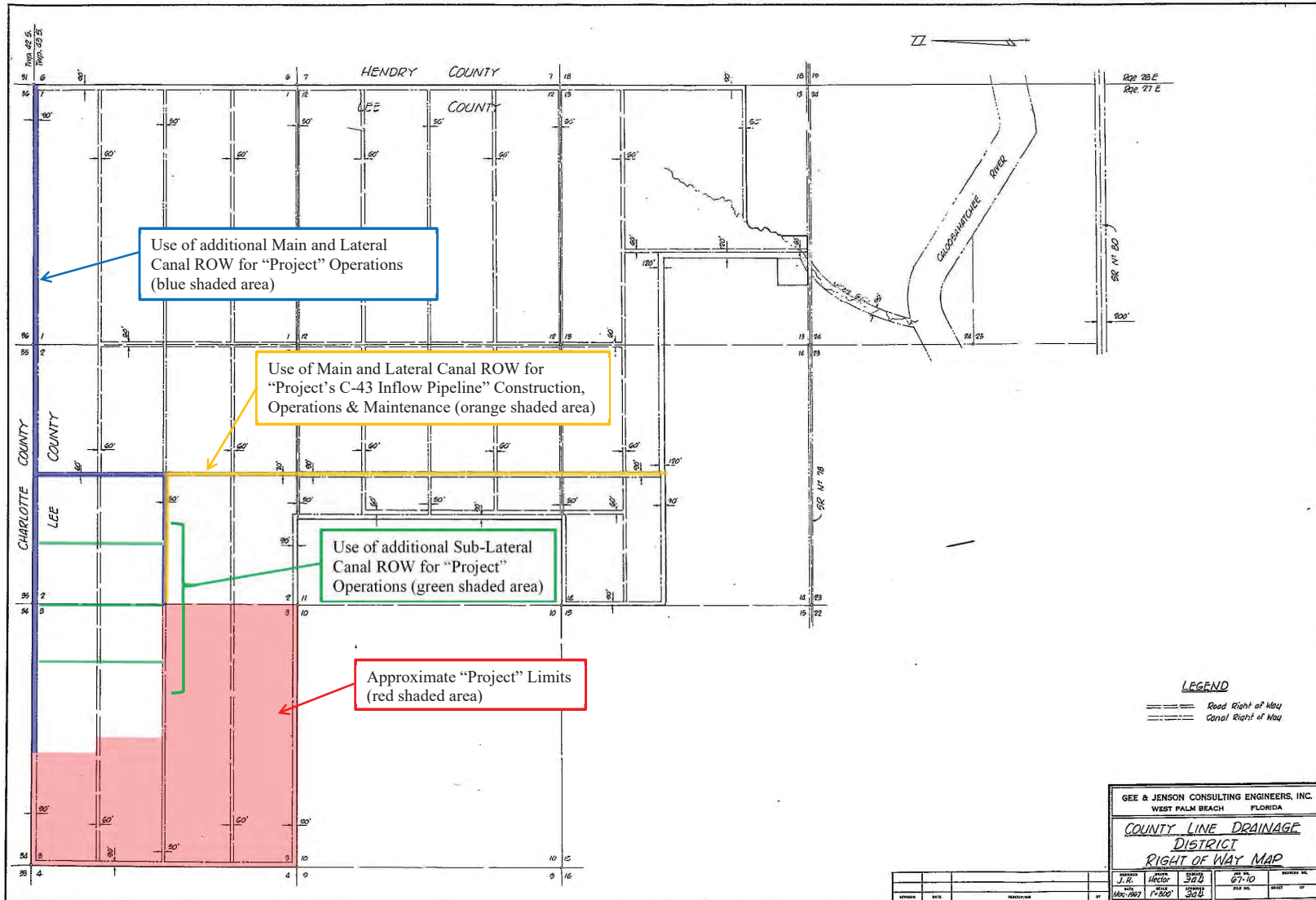
The foregoing instrument was acknowledged before me this ____ day of _____ 20__, by _____, _____ of the County Line Drainage District who is/are personally known to me and who did not take an oath.

Notary Signature

Print Name
Notary Public – State of Florida
Commission No.

My Commission Expires: _____

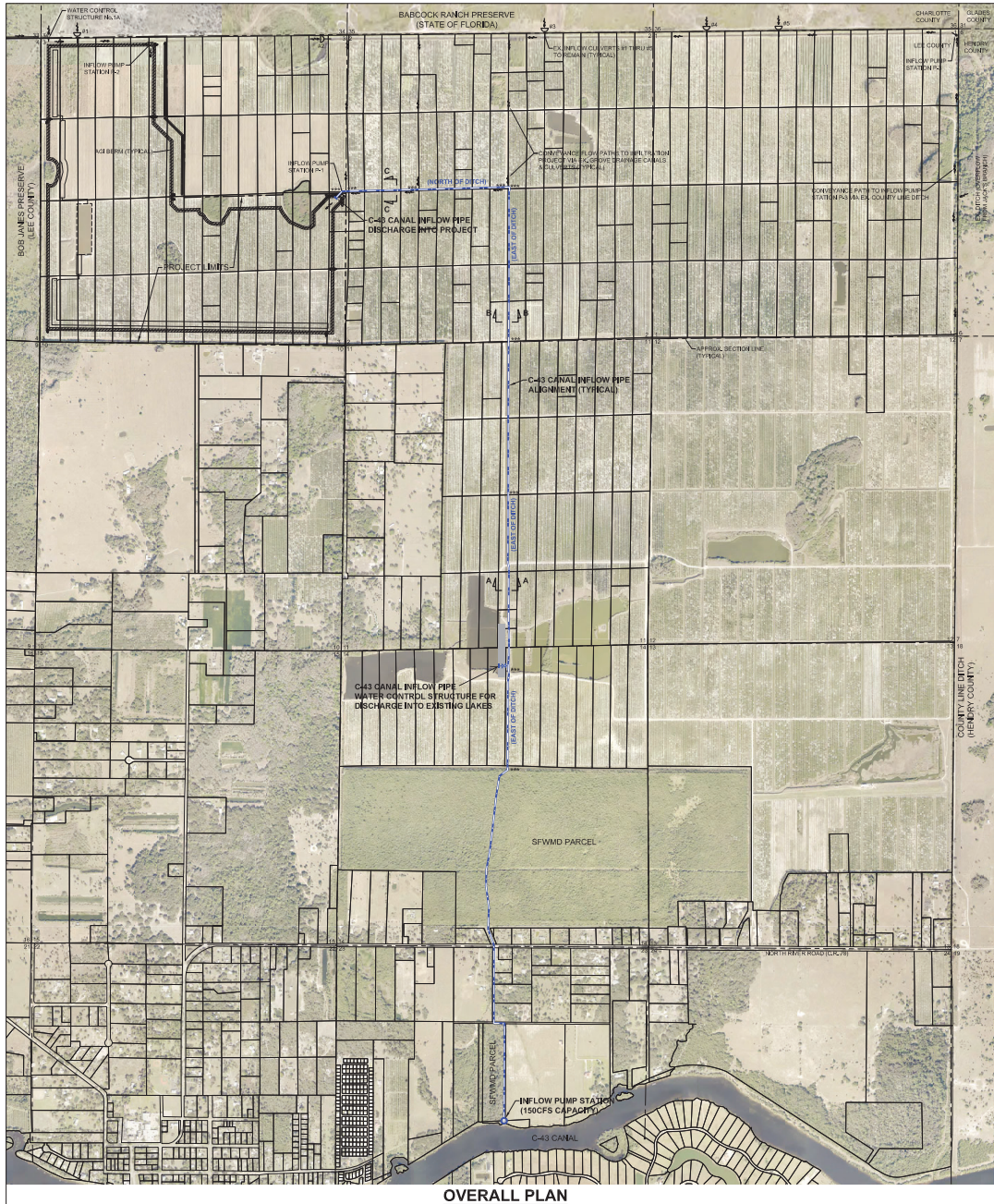
ATTACHMENT A1 (AMENDED)



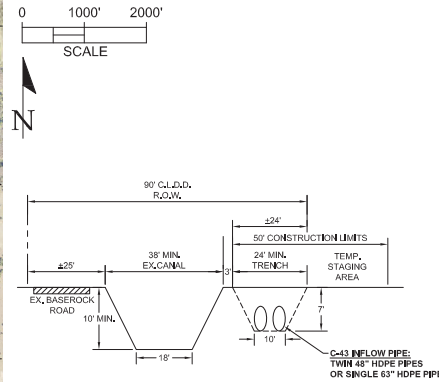
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ATTACHMENT A2 (AMENDED)

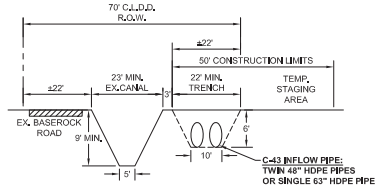
Project Plans and South Florida Water Management District Permit No. 36-101385-P



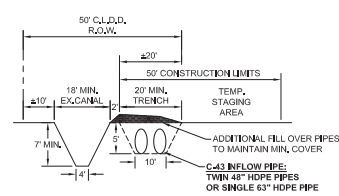
OVERALL PLAN



SECTION A-A
NTS (LOOKING NORTH)



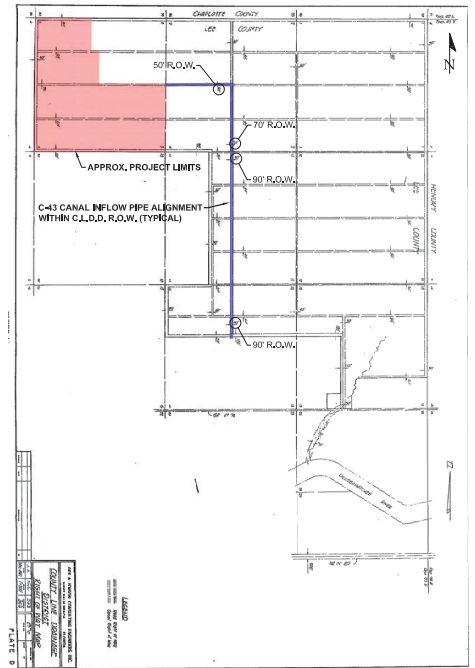
SECTION B-B
NTS (LOOKING NORTH)



SECTION C-C
NTS (LOOKING WEST)

- LEGEND**
- SURFACE WATER CONVEYANCE FLOW DIRECTION
 - = LOCATION OF AERIAL PIPELINE CROSSING
 - AGI = ABOVE GROUND IMPROVEMENT
 - C.L.D.D. = COUNTY LINE DRAINAGE DISTRICT
 - B.R.P. = BARCOCK RANCH PRESERVE
 - EL = ELEVATION
 - EX. = EXISTING
 - NTS = NOT TO SCALE
 - R.O.W. = RIGHT OF WAY

- NOTES**
1. AERIAL PIPELINE CROSSING SHALL BE INSTALLED OVER EXISTING CANALS.
 2. EXISTING IRRIGATION MAINS SHALL BE ADJUSTED AT PIPELINE CROSSINGS.
 3. C-43 CANAL INFLOW IMPROVEMENTS SHOWN HEREON SUBJECT TO UNDERLYING LANDOWNERS CONSENT & APPROVAL OF PROPOSED IMPROVEMENTS, AND APPLICABLE REGULATORY PERMITS.
 4. THIS PLAN IS INTENDED TO PROVIDE AN OVERVIEW OF THE C-43 CANAL INFLOW IMPROVEMENTS LOCATED WITHIN C.L.D.D. RIGHT OF WAYS, REFER TO CONSTRUCTION PLANS FOR COMPREHENSIVE DETAILS & SPECIFICATIONS.
 5. ALL DISTURBED AREAS WITHIN C.L.D.D. RIGHT OF WAY SHALL BE RESTORED.
 6. AERIAL PHOTOGRAPH SOURCE: FDEP 2017.



C.L.D.D. R.O.W. USE EXHIBIT
NTS
(MAP FROM C.L.D.D. WATER CONTROL PLAN)

PRELIMINARY R. J. D. Grandusky, P.E. FL License No. 68395	PREPARED BY: GM Awater, LLC Water Resource and Environmental Consultants 125 S. State Road 7, Suite 104-260 Wellington, Florida 33414 Ph. 561-386-8219 Certificate of Authorization No. 31802	FOUR CORNERS STORMWATER INFILTRATION PROJECT C-43 CANAL INFLOW IMPROVEMENTS PLAN	DATE: JUNE 2022 SHEET No. 1 OF 1

Prepared by Terry E. Lewis, General Counsel
County Line Drainage District
RETURN TO:
23351 North River Road
Alva, Florida 33920

**CANAL AND ROAD RIGHT-OF-WAY USE
AGREEMENT AND LICENSE (AMENDED)**

THIS AGREEMENT made and entered into this ____ day of _____ 20__, by and between ALJO Groves, LLC (hereinafter referred to as "Owner") whose address is 23351 North River Road, Alva, FL 33920 and the COUNTY LINE DRAINAGE DISTRICT (hereinafter referred to as "District") whose address is _____.

WITNESSETH:

WHEREAS, Owner holds title to a certain parcel of real estate more particularly described as:

ALL OF SECTION 3, TOWNSHIP 43 SOUTH, RANGE 27 EAST, LEE COUNTY, FLORIDA, LESS AND EXCEPT THE FOLLOWING TRACTS:

(TRACT 1) STRAP NO. 03-43-27-00-00001.0010
(TRACT 2 AB) STRAP NO. 03-43-27-00-00001.002A
(TRACT 2 CD) STRAP NO. 03-43-27-00-00001.002C
(TRACT 3 AB) STRAP NO. 03-43-27-00-00001.003A
(TRACT 3 CD) STRAP NO. 03-43-27-00-00001.003C
(TRACT 4 AB) STRAP NO. 03-43-27-00-00001.004A
(TRACT 4 CD) STRAP NO. 03-43-27-00-00001.004C
(TRACT 5 AB) STRAP NO. 03-43-27-00-00001.005A
(TRACT 5 CD) STRAP NO. 03-43-27-00-00001.005C
(TRACT 6) STRAP NO. 03-43-27-00-00001.0060
(TRACT 7) STRAP NO. 03-43-27-00-00001.0070
(TRACT 8 ABCD) STRAP NO. 03-43-27-00-00001.008A
(TRACT 8 E) STRAP NO. 03-43-27-00-00001.008E
(TRACT 8 F) STRAP NO. 03-43-27-00-00001.008F
(TRACT 8 GH) STRAP NO. 03-43-27-00-00001.008G
(TRACT 9) STRAP NO. 03-43-27-00-00001.0090
(TRACT 10) STRAP NO. 03-43-27-00-00001.0100
(TRACT 26) STRAP NO. 03-43-27-00-00001.0260
(TRACT 27 AB) STRAP NO. 03-43-27-00-00001.027A
(TRACT 27 CD) STRAP NO. 03-43-27-00-00001.027C
(TRACT 28) STRAP NO. 03-43-27-00-00001.0280
(TRACT 29) STRAP NO. 03-43-27-00-00001.0290
(TRACT 30) STRAP NO. 03-43-27-00-00001.0300
(TRACT 31) STRAP NO. 03-43-27-00-00001.0310
(TRACT 32 A) STRAP NO. 03-43-27-00-00001.032A
(TRACT 32 BCD) STRAP NO. 03-43-27-00-00001.032B

(TRACT 33 AB) STRAP NO. 03-43-27-00-00001.033A
(TRACT 33 CD) STRAP NO. 03-43-27-00-00001.033C
(TRACT 34) STRAP NO. 03-43-27-00-00001.0340

(hereinafter referred to as the "Property"), and

WHEREAS, the Property is located adjacent to the District's Canal and Road right-of-ways ("ROW"); and

WHEREAS, the Owner proposes to Construct, Operate and Maintain the Four Corners Rapid Infiltration Project (herein referred to as the "Project") on the Property; and

WHEREAS, the Project is expected to receive construction, operation and maintenance funding from the State of Florida subject to annual legislative appropriations, and the Owner reserves the right to terminate the Project and revert the Property back to agricultural uses within one year of notice of termination of funding; and

WHEREAS, the implementation of the Project will improve surface water management for the District and adjacent watersheds in the vicinity of the Four County Corners; and

WHEREAS, the District has determined that certain proposed Improvements and Uses associated with the Project will exist within the ROW adjacent to and within the Property; and

WHEREAS, the District hereby grants a license to Owner to utilize a special purpose use of (up to) the entire width of its ROW as outlined on the attached map and as applicable on the Project plans and South Florida Water Management District Permit (Attachment A1 and A2 respectively as amended); and

NOW THEREFORE, for and in consideration of the covenants and restrictions set forth herein, District and Owner hereby agree as follows:

1. The foregoing recitals are true and correct and are incorporated herein by reference.
2. For purposes of this Agreement, "Improvements and Uses" shall be defined as all earthen fill canal plugs, earthen impoundment berms, water control structures, pump stations, pipelines, access roads, gates and fences, and water management activities associated with the Project located on the ROW and thus present a threat to human life, property, public health and safety. The Improvements and Uses are shown on the Project plans included in Attachment A2 and include the C-43 Canal Inflow Pipeline, Cypress Creek and County Line Ditch inflow conveyance improvements and operations. The District shall have complete discretion to determine what constitutes Improvements and Uses pursuant to this Agreement.
3. The District shall allow Owner use of the space within the ROW subject to designated conditions as noted below and as applicable in Attachment A2.
4. Owner shall coordinate operations of the Project with District surface water management operations. To the extent practicable, the Project shall be operated to prioritize surface water management benefits to the District ahead of adjacent

watersheds outside of the District. The Project shall not adversely affect District operations.

5. Deleted.
6. Owner shall be required to maintain the ROW by keeping all vegetation trimmed and maintained. Failure of Owner to comply with these requirements shall constitute a material breach of this Agreement. Owner shall be liable to the District for all costs associated with the District having to remove any subsequent Improvements and Uses or perform required maintenance.
7. Owner agrees to remove said Improvements and Uses from the ROW, at its expense, if the Project is terminated. The Owner shall remove Improvements and Uses from the District's ROW within a year after notifying the District in writing of the Project's termination, and Owner shall continue to maintain ROW until such time Improvements and Uses have been removed and ROW restored to the District's satisfaction.
8. The District reserves its right to traverse and/or utilize said ROW in cases deemed necessary by the District to prevent threats to life, health or safety. In the event of disruption to the ROW by the District, the District will not be responsible to restore approved Improvements and Uses in the ROW.
9. If the District notifies Owner that he/she is in material breach of this Agreement and Owner fails to remedy the identified breach by removing or correcting the Improvements and Uses or performing the required maintenance within thirty (30) days of receipt of notice, the District shall take all necessary steps to resolve the Improvements and Uses and Owner shall be responsible for the removal and restoration cost of all Improvements and Uses and/or performance of required maintenance, including all administrative costs and legal fees incurred by the District.
10. The District hereby grants a license to Owner over (up to) the entire width of District's ROW identified on the attached map (Attachment A1). Owner, including successors and assignees may enter onto the described licensed area for the exclusive purpose of installing, operating and maintaining the approved Improvements and Uses. Owner's Improvements and Uses shall not further encroach into or create obstructions to District's ROW beyond the approved extent. Any such obstructions identified by District shall be removed at Owner's expense within ten (10) days of notice by District. Provided however, District retains the right to enter onto the licensed area to remove or maintain Improvements and Uses within the ROW or obstructions beyond the described ROW if the Owner fails to do so within ten (10) days of written notice by the District. All costs to the District shall be the responsibility of the Owner. District may also enter the licensed area during and after periods of emergency conditions such as tropical storms, hurricanes or flooding to repair damaged District facilities.
11. The District agrees to allow Owner, at Owner's expense, to modify the District's Water Use Permit No. 36-00188-W issued by the South Florida Water Management District (SFWMD) to reduce the irrigated acreage associated with the Property in

accordance with Special Condition No. 18 of Environmental Resource Permit No. 36-101385-P (Application No. 190403-1312) issued by SFWMD for the Project. If the Project is terminated in the future, the District agrees to allow Owner, at Owner's expense, to make application to SFWMD to reinstate the irrigated acreage associated with the Project.

11. This Agreement shall be binding upon the Owner, his or her heirs, successors, legal representatives and assigns. This Agreement shall run with the title to the Property and shall forever benefit the District and bind the Owner and all future owners of the Property, including without limitation, their heirs, successors, legal representatives and assigns. This Agreement shall be recorded in the property records of Lee County, Florida and will become a legal obligation of the Property in perpetuity.
12. Owner for itself and on behalf of all future owners of the Property, hereby agrees to indemnify and hold the District harmless from and against any and all liabilities, damages, claims, costs and expenses, including attorney's fees, which may be imposed upon or asserted against the District arising from or in any way connected with any Improvements and Uses within the ROW, Owner's use and maintenance of the Improvements and Uses, District's removal of Improvements and Uses within the ROW and/or Owner's subsequent maintenance of the ROW. Owner agrees to conduct all activities pursuant to this Agreement in accordance with all applicable laws, regulations and approvals and it shall be Owner's sole responsibility to ensure the same.
13. To the extent the terms of this Agreement vary from the District's Right-of-Way/Easement Policy, the terms of this Agreement shall prevail.
14. This Agreement may only be amended by written mutual consent of the District and Owner.
15. This Agreement shall be governed by the laws of the State of Florida. Venue for enforcement of this Agreement shall be in Lee County, Florida.

IN WITNESS WHEREOF, the Owner has executed this Agreement as of the date first above written.

OWNER:

Owner Signature

Owner Name (Printed)

Owner Signature

Owner Name (Printed)

WITNESS:

Witness Signature

Witness Name (Printed)

Witness Signature

Witness Name (Printed)

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this _____ day of _____ 20 __, by _____ of who is/are personally known to me and who did not take an oath.

Notary Signature

Print Name
Notary Public – State of Florida
Commission No.

My Commission Expires: _____

COUNTY LINE DRAINAGE DISTRICT:

Board of Supervisors Signature
County Line Drainage District

Supervisor Name (Printed)

WITNESS:

Witness Signature

Witness Name (Printed)

Witness Signature

Witness Name (Printed)

STATE OF FLORIDA
COUNTY OF LEE

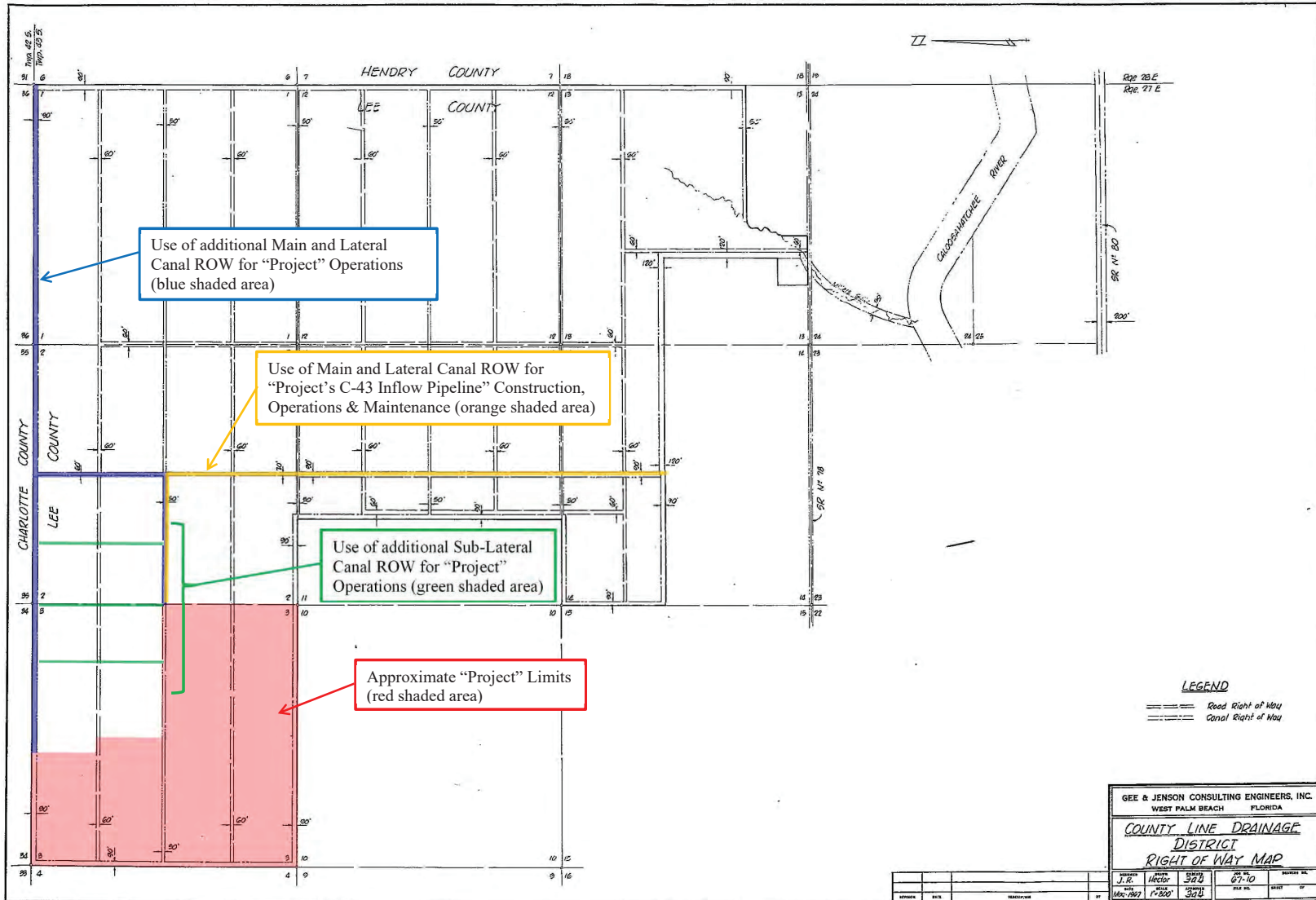
The foregoing instrument was acknowledged before me this ____ day of _____ 20__, by _____, _____ of the County Line Drainage District who is/are personally known to me and who did not take an oath.

Notary Signature

Print Name
Notary Public – State of Florida
Commission No.

My Commission Expires: _____

ATTACHMENT A1 (AMENDED)



~ 7 ~

ATTACHMENT A2 (AMENDED)

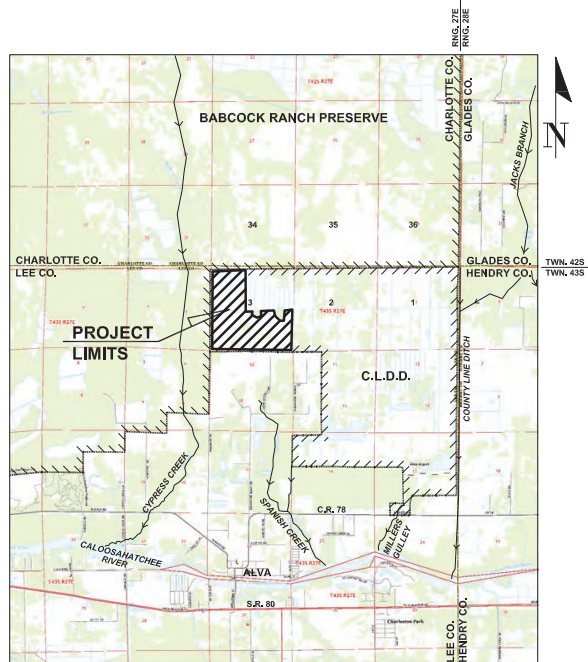
Project Plans and South Florida Water Management District Permit No. 36-101385-P

FOUR CORNERS STORMWATER INFILTRATION PROJECT ABOVE GROUND IMPOUNDMENT, INFLOW PUMP STATION P-1 AND P-2 IMPROVEMENTS

PREPARED FOR
FLORIDA CITRUS COMPANY, LLC

LEE COUNTY, FLORIDA

MARCH 2019



USGS QUAD MAPS: ALVA, OLGA, TELEGRAPH SWAMP AND TELEGRAPH SWAMP SE, FL 2015
NOT TO SCALE

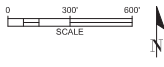
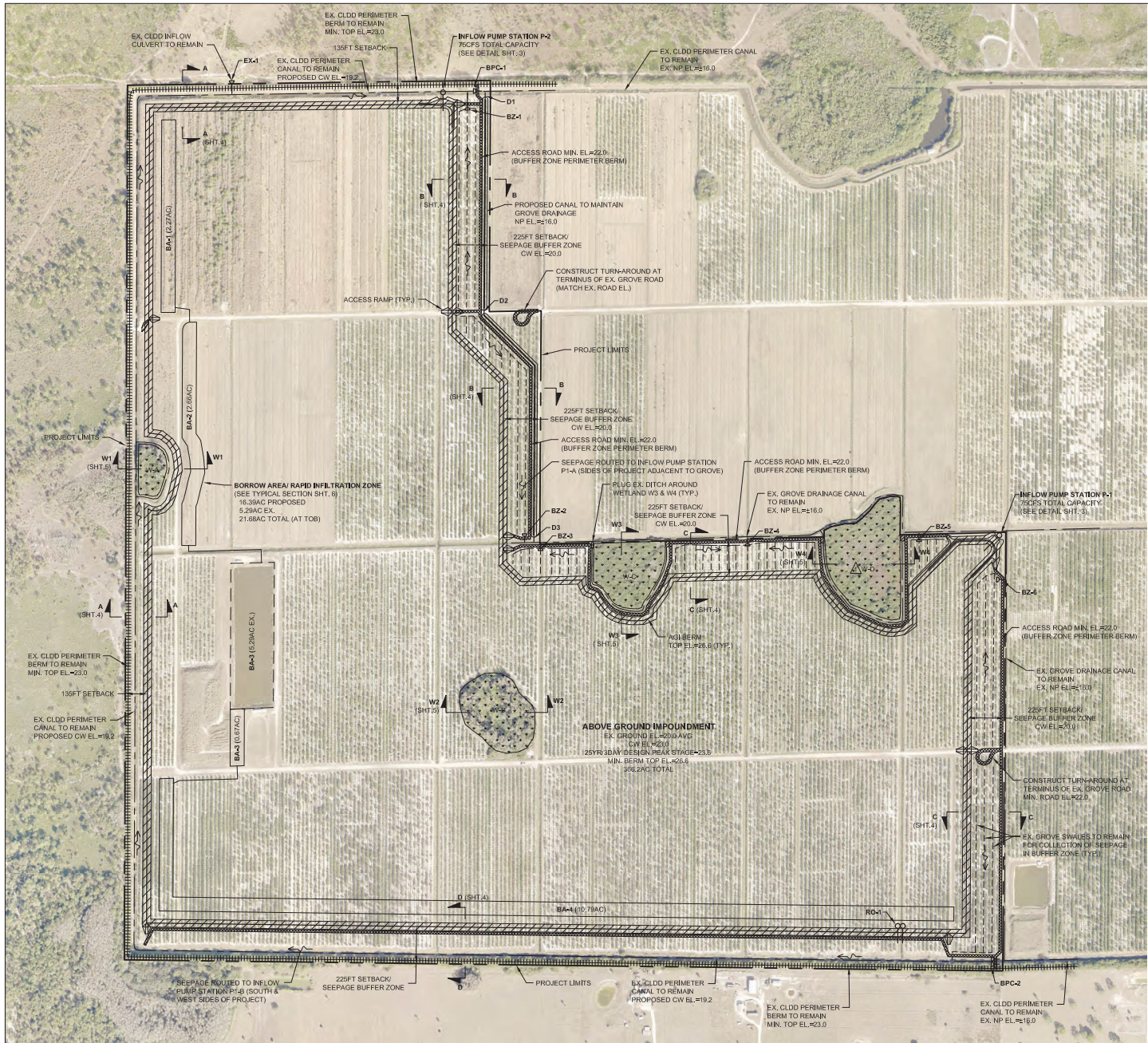
LOCATION MAP

S3, T43S, R27E
LEE COUNTY, FLORIDA

SHEET INDEX:

- 1 COVER SHEET & LOCATION MAP
- 2 ABOVE GROUND IMPOUNDMENT PLAN
- 3 INFLOW PUMP STATIONS P-1 & P-2
- 4 TYPICAL SECTIONS
- 5 WETLAND SECTIONS
- 6 DETAILS & SWPPP

Kyle D. Grandusky, P.E. FL License No. 668395	PREPARED BY: Grandusky, Lamb and Associates, LLC Water Resource and Environmental Consultants 8426 Waterway Drive West Palm Beach, Florida 33406 Ph. 561-386-8219	FOUR CORNERS STORMWATER INFILTRATION PROJECT COVER
	Certificate of Authorization No. 31802	DATE: MAR, 2019 SHEET No. 1 OF 6



- LEGEND**
- APPROX. WETLAND LIMITS (SEE NOTE 1)
 - WATER CONTROL STRUCTURE
 - RO RETURN OVERFLOW
 - BPC BYPASS CULVERT
 - BZ BUFFER ZONE CULVERT
 - D DRAINAGE CULVERT
 - EXTERNAL AGI SEEPAGE COLLECTION FLOW DIRECTION
 - AGI BERM LIMITS
 - AGI = ABOVE GROUND IMPOUNDMENT
 - CL.D.D. = COUNTY LINE DRAINAGE DISTRICT
 - B.R.P. = BARBROOK RANCH PRESERVE
 - BA-1 = BORROW AREA NO.
 - EL = ELEVATION
 - EX = EXISTING
 - CAP = CORRUGATED ALUMINUM PIPE
 - NTS = NOT TO SCALE
 - NP = NORMAL POOL
 - CW = CONTROLLED WATER

- NOTES**
1. WETLAND LIMITS PER 2004 SFWMD FLUCCS MAPPING.
 2. PROPOSED BERM ACCESS RAMPS SHALL HAVE A 12FT WIDE DRIVING SURFACE WITH 10:1 SLOPE AND 3:1 SIDE FILL SLOPES (SEE PLAN SHEETS FOR RAMP LOCATIONS).
 3. ALL DISTURBED AREAS SHALL BE GRASSSED (BAHA).
 4. CONTRACTOR SHALL PILE AND BURN ALL VEGETATION CLEARED FROM BERM ALIGNMENT.
 5. ELEVATIONS REFERENCE NAVD88 IN FEET.
 6. TOPOGRAPHIC SURVEY INFORMATION SHOWN HEREON FROM BOUNDARY AND TOPOGRAPHIC SURVEYS PREPARED BY CARDNO; PROJECT NO. 160395 (LAST REVISED 5/10/16) AND PROJECT NO. 180204 (LAST REVISED 3/1/18).
 7. AERIAL PHOTOGRAPH SOURCE: FDEP 2017.

SCHEDULE NO. 1: WATER CONTROL STRUCTURES

STRUCTURE NO.	COUNT	RISE		WEIR		CULVERT		MATERIAL	INW. EL. (FT)
		TOP EL. (FT)	DN EL. (FT)	LENGTH (FT)	DN EL. (FT)	LENGTH (FT)	DN EL. (FT)		
RO-1	2	23.0	108	23.0	28.0	75	48	CAP	16.0
BPC-1	1	22.0	72	19.2	5.5	50	48	CAP	12.5
BPC-2	2	22.0	72	19.2	5.5	50	48	CAP	12.5
BZ-1	1	22.0	18	20.0	1.5	40	18	CAP	16.0
BZ-2	1	22.0	18	20.0	1.5	40	18	CAP	16.0
BZ-3	1	22.0	18	20.0	1.5	40	18	CAP	16.0
BZ-4	1	22.0	18	20.0	1.5	40	18	CAP	16.0
BZ-5	1	22.0	18	20.0	1.5	40	18	CAP	16.0
BZ-6	1	22.0	18	20.0	1.5	40	18	CAP	16.0
D1	1	22.0	48	N/A	N/A	40	48	CAP	14.0
D2	1	22.0	48	N/A	N/A	40	48	CAP	14.0
D3	1	22.0	48	N/A	N/A	40	48	CAP	14.0
EX-1	1	31.8	72	19.2	5.5	50	48	CAP	13.8

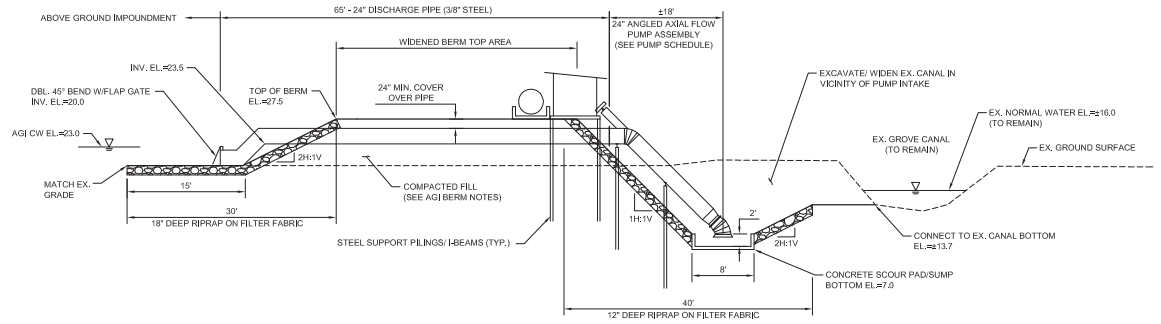
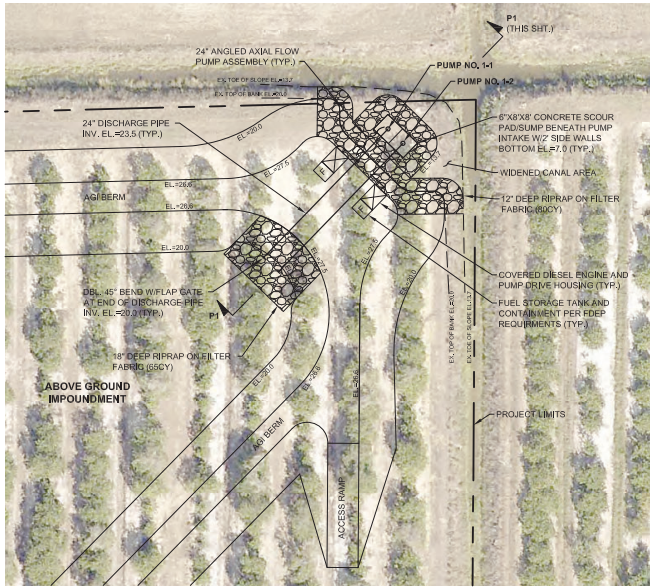
NOTE: SEE WATER CONTROL STRUCTURE DETAIL ON SHIT. 6.

PROJECT AREA BREAKDOWN

TYPE	DESCRIPTION	AREA (AC)	%
PERVIOUS	AGI BERM	23.3	
	EX. CLDD BERM	9.5	69.5
	SEEPAGE BUFFER/ OPEN SPACE	36.7	15.0%
IMPERVIOUS	ACCESS ROADS	5.5	5.5
	AGI (INCL WETLAND W-B, 4.1 AC)	356.2	
WATER SURFACE	EX. CLDD PERIMETER CANAL	8.5	376.8
	PROP. CANAL FOR GROVE	2.1	
WETLANDS	W-A (1.3AC), W-C (3.5AC) AND W-D (4.6AC)	11.2	11.2
		463.0	100%

REVISIONS:
 5/3/19 - UPDATE PROJECT BOUNDARY & ACREAGE, WETLAND NAMES, SHEET No. REFERENCE

PREPARED BY: Grandusky, Lamb and Associates, LLC Water Resource and Environmental Consultants 8426 Waterway Drive West Palm Beach, Florida 33406 Ph. 561-386-4219 Certificate of Authorization No. 31802	FOUR CORNERS STORMWATER INFILTRATION PROJECT ABOVE GROUND IMPOUNDMENT PLAN



PUMP SCHEDULE

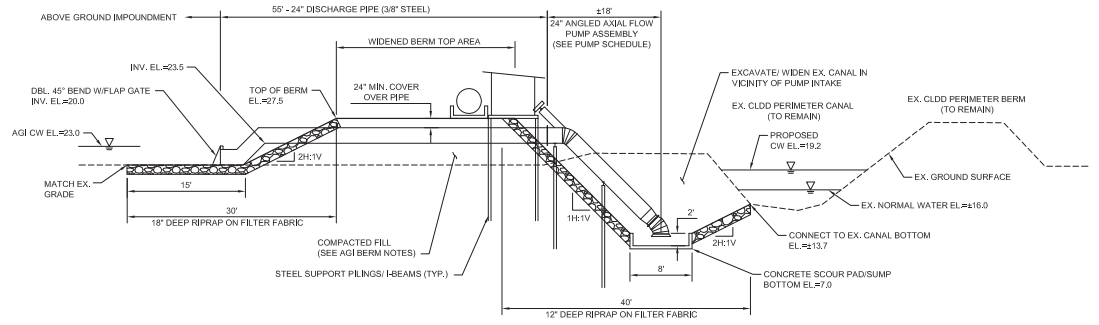
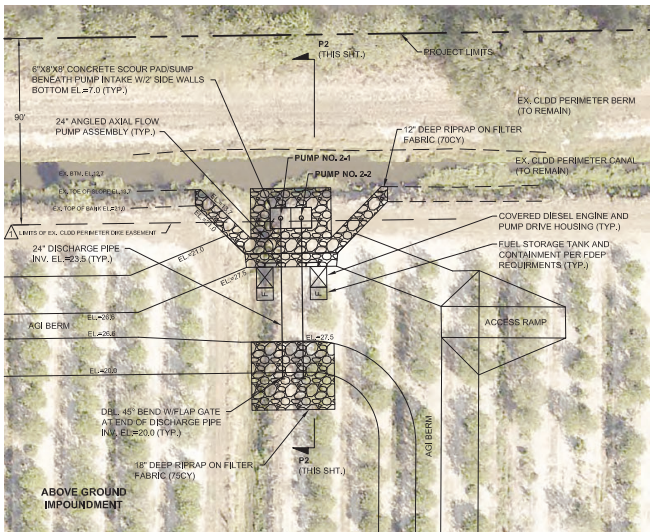
PUMP NO.	PUMP TYPE	DIA.	MOTOR TYPE	H.P.	RATE	TDH
P1-1	AXIAL FLOW	24"	DIESEL	75	37.5 CFS	11.4'
P1-2	AXIAL FLOW	24"	DIESEL	50	37.5 CFS	8.4'
P2-1	AXIAL FLOW	24"	DIESEL	50	37.5 CFS	8.4'
P2-2	AXIAL FLOW	24"	DIESEL	50	37.5 CFS	8.4'

NOTE: CONTRACTOR/PUMP SUPPLIER SHALL VERIFY PUMP & MOTOR SIZE FOR DESIGN FLOW RATE AND HEAD CONDITIONS.

- PUMP OPERATIONS**
- 150 CFS TOTAL INFLOW CAPACITY INTO AGI (PUMP STATION NO. 1 & NO. 2 COMBINED)
 - FLOAT SETTINGS (INTAKE/CANAL SIDE)**

 - PUMP 1-1: OFF EL.=15.0 ON EL.=18.0
 - PUMP 1-2: OFF EL.=15.0 ON EL.=19.1
 - PUMP 2-1: OFF EL.=18.0 ON EL.=19.1
 - PUMP 2-2: OFF EL.=18.0 ON EL.=19.2

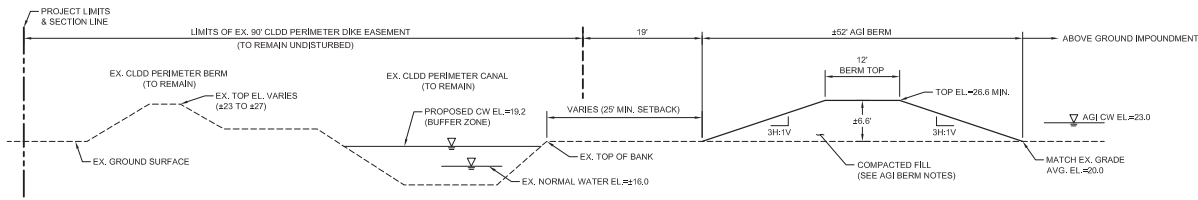
3. FLOAT SETTINGS (DISCHARGE SIDE/ INSIDE AGI)
ALL PUMPS: OFF EL.=23.0



- NOTES**
- ELEVATIONS REFERENCE NAVD88 IN FEET.
 - SECTION DRAWINGS NOT TO SCALE.
 - AERIAL PHOTOGRAPH SOURCE: FDEP 2017.

REVISIONS:
 5/3/19 - ADD CLDD PERIMETER DIKE EASEMENT LIMITS

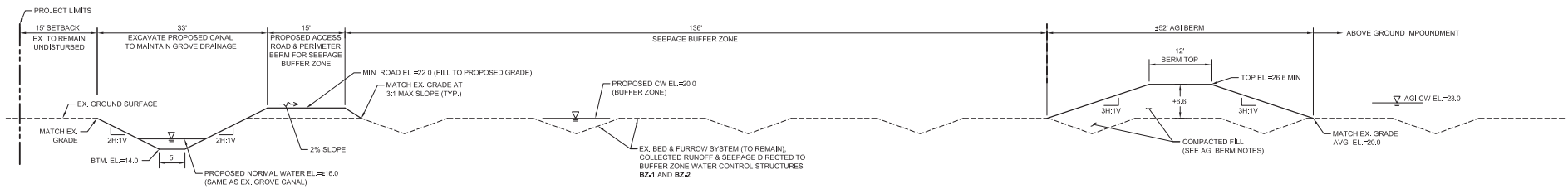
Ryle D. Grandusky, P.E. FL License No. 68395	PREPARED BY: Grandusky, Lamb and Associates, LLC Water Resource and Environmental Consultants 8426 Waterway Drive West Palm Beach, Florida 33406 Ph. 561-386-4219 Certificate of Authorization No. 31802	FOUR CORNERS STORMWATER INFILTRATION PROJECT INFLOW PUMP STATIONS P-1 & P-2 DATE: MAR, 2019	SHEET No. 3 OF 6
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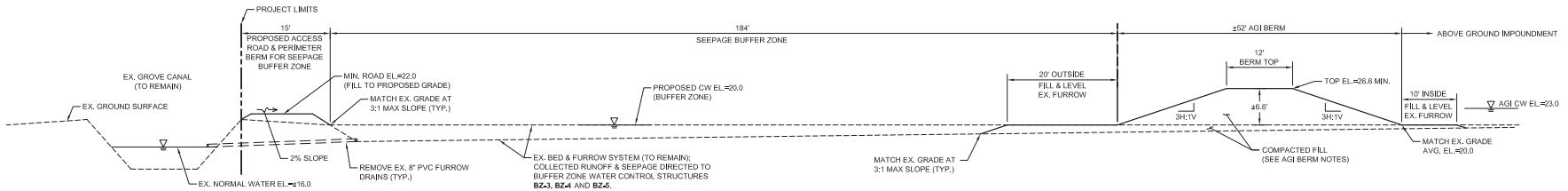
SECTION A-A

BERM FILL MATERIAL & COMPACTION REQUIREMENTS

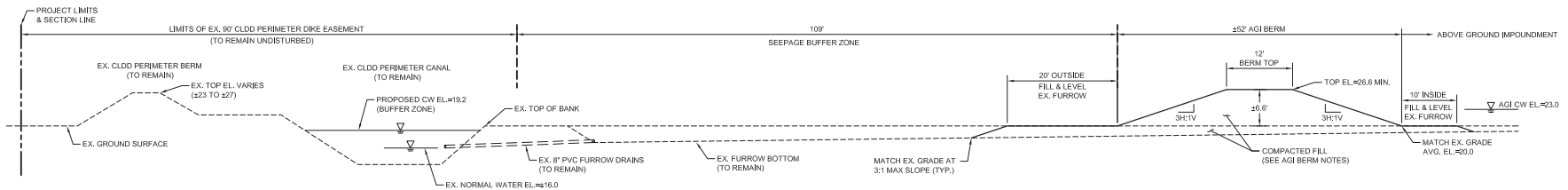
1. BERM FOOTPRINT SHALL BE CLEARED & GRUBBED.
2. CONTRACTOR SHALL COORDINATE WITH OWNER TO IDENTIFY AND REMOVE ALL EXISTING IRRIGATION LINES AND IRRIGATION CULVERTS WITHIN/BENEATH PROPOSED BERM FOOTPRINT.
3. AT EXISTING DITCH CROSSINGS, DITCHES SHALL BE SCRAPED CLEAN OF VEGETATION AND SEDIMENT PRIOR TO PLACING BACKFILL. EXISTING DITCHES TO TOP OF BANK FOR A MIN. DISTANCE OF 25' BEYOND TOE OF PROPOSED BERM.
4. EMBANKMENT FILL SHALL CONSIST OF SANDS OR SAND-GRAVEL MIXTURES (ASTM D2487) WITH A MAX. SIZE OF 1 INCH, MAX. 2% ORGANIC MATTER, AND MAX. 10% PASSING No. 200 SIEVE. EXISTING EXCAVATED SOILS.
5. EMBANKMENT FILL SHALL BE PLACED IN MAX. 12 INCH LIFTS COMPACTED TO AT LEAST 95% OF THE ASTM D1557 MAX. DRY DENSITY.
6. EMBANKMENT FILL SHALL BE FREE OF UNSUITABLE MATERIAL SUCH AS MUCK, LARGE ROCK, TREE STUMPS AND DEBRIS.
7. FINISHED BERM SURFACE SHALL BE GRASSED.



SECTION B-B



SECTION C-C

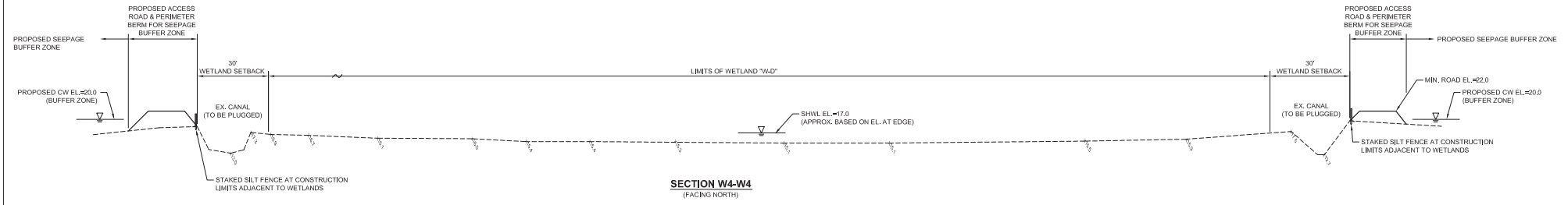
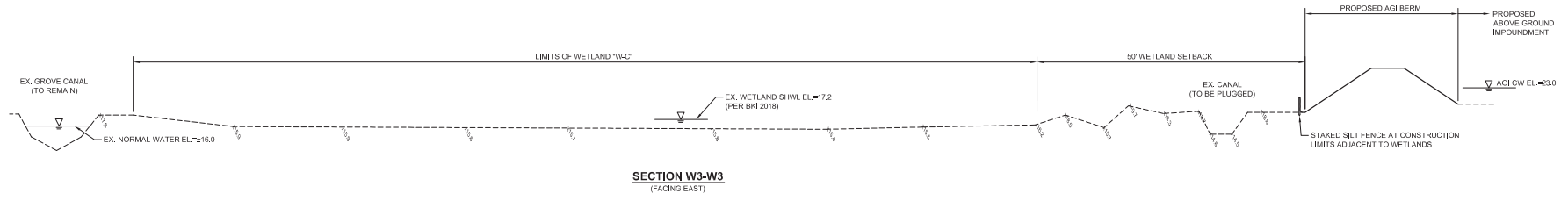
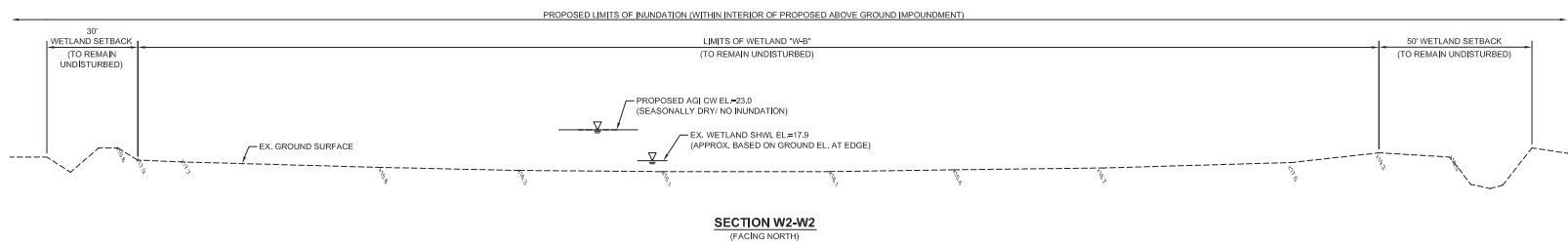
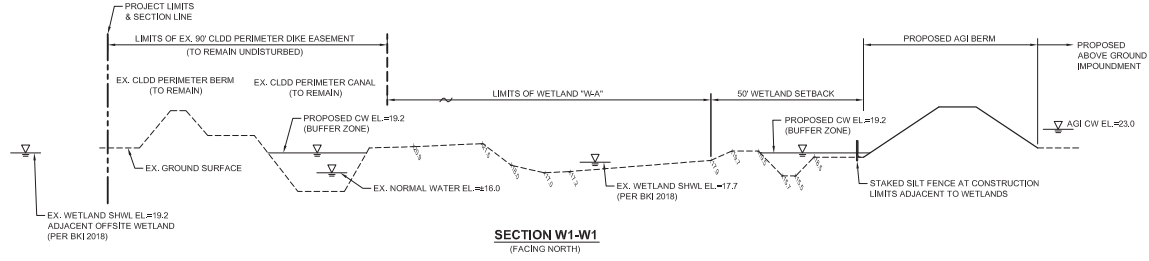


SECTION D-D

NOTES

1. ELEVATIONS REFERENCE NAVD88 IN FEET.
2. SECTION DRAWINGS NOT TO SCALE.

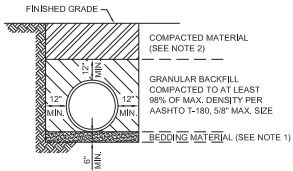
Ryle D. Grandusky, P.E. FL License No. 68395	PREPARED BY: Grandusky, Lamb and Associates, LLC Water Resource and Environmental Consultants 8426 Waterway Drive West Palm Beach, Florida 33406 Ph. 561-386-4219 Certificate of Authorization No. 313802	FOUR CORNERS STORMWATER INFILTRATION PROJECT TYPICAL SECTIONS
	DATE: MAR, 2019	SHEET No. 4 OF 6



- NOTES**
- ELEVATIONS REFERENCE NAVD88 IN FEET.
 - WETLAND GROUND ELEVATIONS FROM TOPO SURVEY BY CARDNO (SEE NOTE 6 ON SHT. 1)
 - SECTION DRAWINGS NOT TO SCALE.

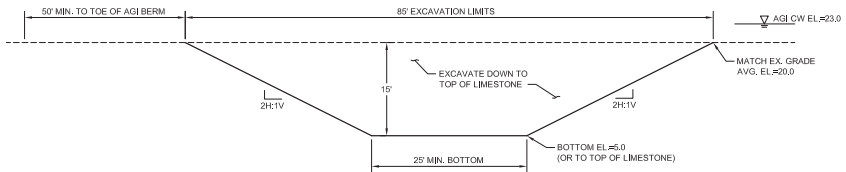
REVISIONS:
 5/3/19 - UPDATE WETLAND NAMES

Kyle D. Grandusky, P.E. FL License No. 68395	PREPARED BY: Grandusky, Lamb and Associates, LLC Water Resource and Environmental Consultants 8426 Waterway Drive West Palm Beach, Florida 33406 Ph. 561-386-4219	FOUR CORNERS STORMWATER INFILTRATION PROJECT WETLAND SECTIONS
	Certificate of Authorization No. 318802	DATE: MAR. 2019 SHEET No. 5 OF 6

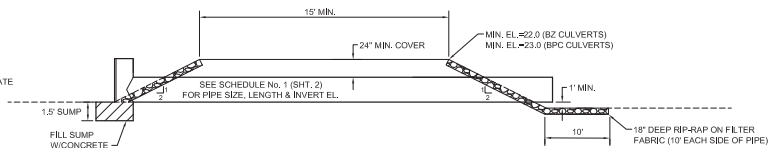
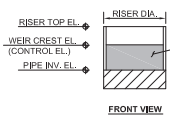


- NOTES:**
1. BEDDING MATERIAL SHALL CONSIST OF IN-SITU GRANULAR MATERIAL (MIN. 98% COMPACTION PER AASHTO T-180) OR WASHED AND GRADED LIMESTOCK 3/8" - 7/8" SIZE WITH EQUAL OR GREATER STRUCTURAL ADEQUACY AS EXISTING.
 2. REMAINING BACKFILL, BASE AND SURFACE MATERIAL TO BE PLACED AND COMPACTED TO AT LEAST 98% OF MAX. DENSITY PER AASHTO T-180, 12" MAX. LIFTS (AT LEAST 90% OF MAX. DENSITY FOR NON-TRAFFIC AREAS).
 3. BACKFILL AND IN-SITU BEDDING MATERIALS SHALL BE FREE OF UNSUITABLE MATERIALS SUCH AS LARGE ROCK, MUCK AND DEBRIS.
 4. THE PIPE SHALL BE FULLY SUPPORTED FOR ITS ENTIRE LENGTH WITH APPROPRIATE COMPACTION UNDER THE PIPE HAUNCHES.
 5. THE PIPE SHALL BE PLACED IN A DRY TRENCH.

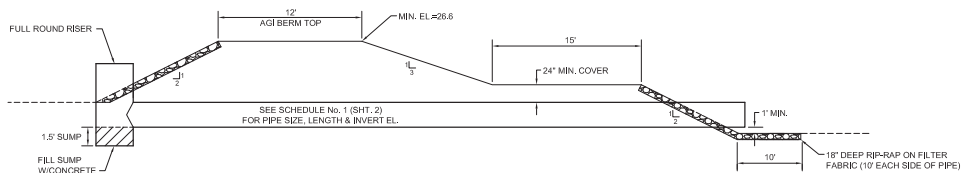
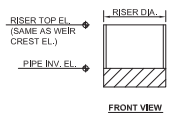
CULVERT TRENCHING



BORROW AREA EXCAVATION/ RAPID INFILTRATION ZONE TYPICAL SECTION

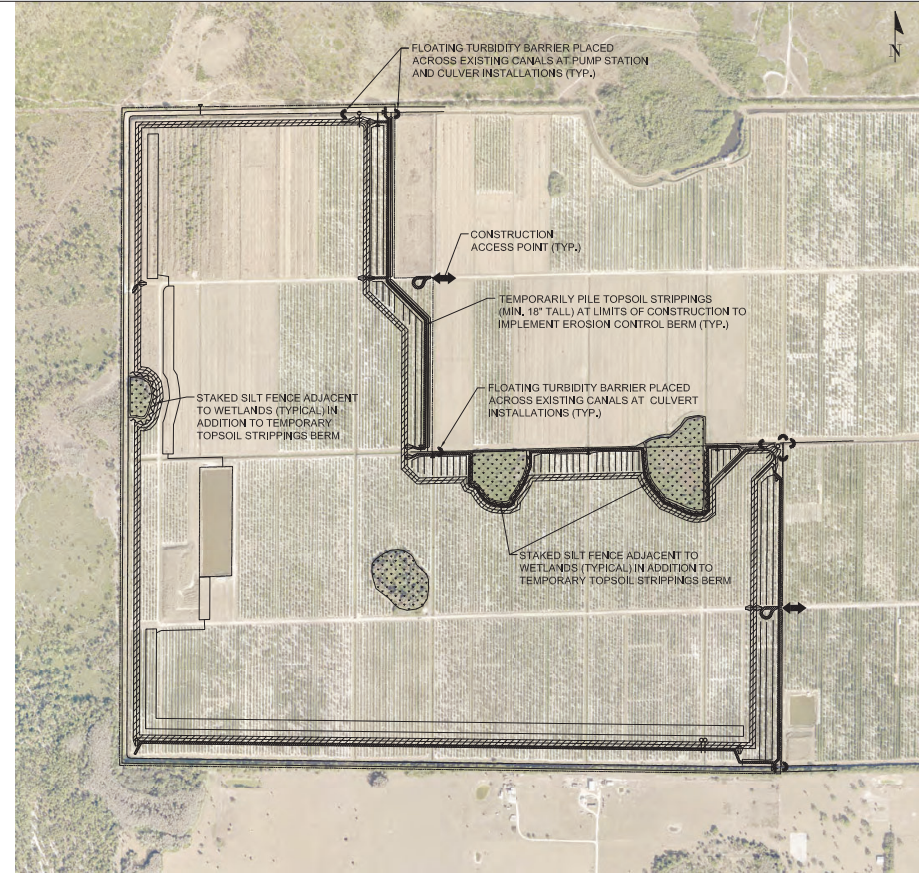


WATER CONTROL STRUCTURE



AGI RETURN OVERFLOW STRUCTURE

- NOTES**
1. ELEVATIONS REFERENCE NAVD88 IN FEET.
 2. SECTION DRAWINGS NOT TO SCALE.



STORMWATER POLLUTION PREVENTION PLAN (S.W.P.P.P.)
NOT TO SCALE

- S.W.P.P.P. NOTES**
1. CONTRACTOR SHALL IMPLEMENT EROSION CONTROL MEASURES PRIOR TO COMMENCEMENT OF EARTH DISTURBING ACTIVITIES, AND SHALL REMOVE MEASURES AFTER CONSTRUCTION IS COMPLETE.
 2. STAKED SILT FENCE SHALL BE TYPE III PER FOOT INDEX 102.
 3. FLOATING TURBIDITY BARRIER SHALL BE TYPE I PER FOOT INDEX 103.
 4. TEMPORARY TOPSOIL STRIPPINGS BERM SHALL BE LEVELLED BACK TO EXISTING GRADE AND SPREAD OVER FINISHED BERM SURFACES.
 5. ALL DISTURBED AREAS SHALL BE GRASSED (BAHA).
 6. CONTRACTOR SHALL PILE AND BURN ALL CLEARED VEGETATION IN UPLAND AREAS ONLY.
 7. CONSTRUCTION TRAFFIC SHALL ACCESS THE SITE VIA CR78, CLDD UNPAVED ROADS, AND DESIGNATED INGRESS/EGRESS POINTS SHOWN ON THE PLAN, UNLESS OTHERWISE APPROVED BY OWNER.
- NOTE EX. CLDD INFLOW CULVERT NO. 1 FLOWS UNCONTROLLED INTO CLDD'S EAST PERIMETER CANAL DURING WET PERIODS WHEN STANDING WATER CONDITIONS PERSIST ON BABCOCK RANCH NORTH OF CLDD. CONTRACTOR SHALL BE RESPONSIBLE FOR MAINTAINING POSITIVE DRAINAGE FOR SAID INFLOW CULVERT IN CLDD PERIMETER CANAL AROUND PROJECT SITE DURING COURSE OF CONSTRUCTION.

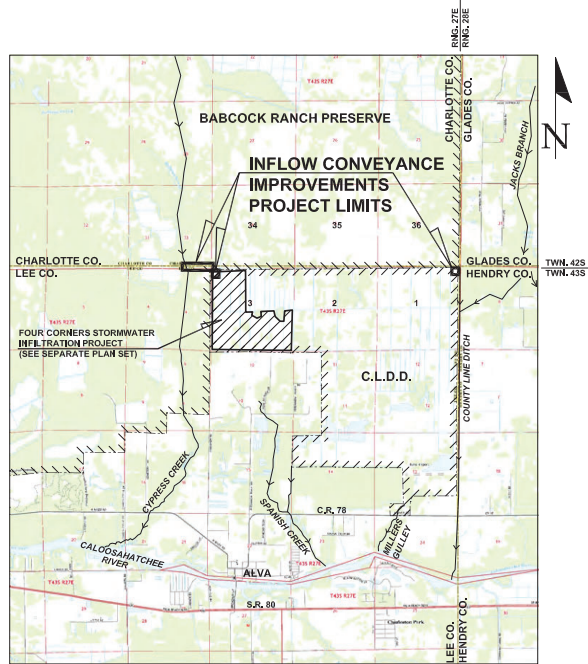
Kyle D. Grandusky, P.E. FL License No. 68395	PREPARED BY: Grandusky, Lamb and Associates, LLC Water Resource and Environmental Consultants 8426 Waterway Drive West Palm Beach, Florida 33406 Ph. 561-386-4219	FOUR CORNERS STORMWATER INFILTRATION PROJECT DETAILS & SWPPP DATE: MAR, 2019 SHEET No. 6 OF 6
	Certificate of Authorization No. 31802	

FOUR CORNERS STORMWATER INFILTRATION PROJECT INFLOW CONVEYANCE IMPROVEMENTS

PREPARED FOR
ALJO GROVES, L.C.
FLORIDA CITRUS COMPANY, LLC
FLORIDA AGRI MANAGEMENT COMPANY, INC

LEE COUNTY, FLORIDA

FEBRUARY 2022



USGS QUAD MAPS: ALVA, OLGA, TELEGRAPH SWAMP AND TELEGRAPH SWAMP SE, FL 2015
NOT TO SCALE

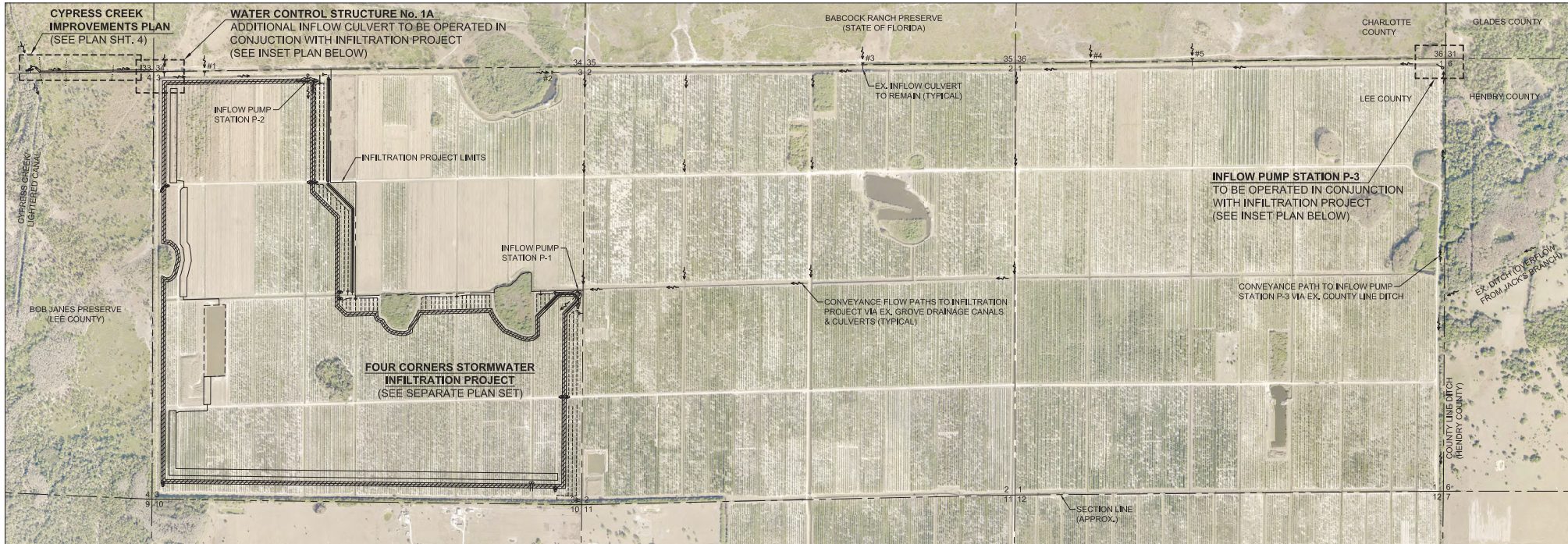
LOCATION MAP

S3, T43S, R27E
LEE COUNTY, FLORIDA

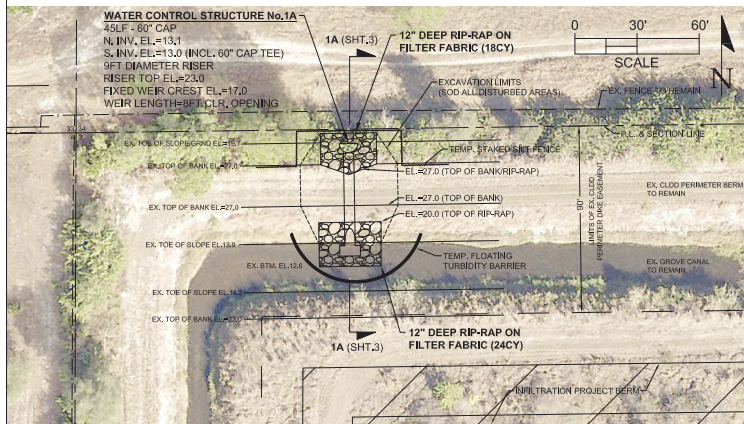
SHEET INDEX:

- 1 COVER SHEET & LOCATION MAP
- 2 INFLOW CONVEYANCE IMPROVEMENTS PLAN
- 3 SECTIONS, DETAILS & SWPPP
- 4 CYPRESS CREEK IMPROVEMENTS PLAN

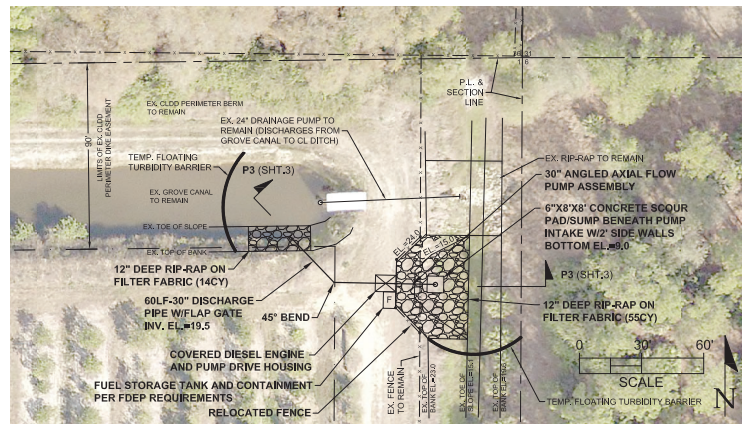
Kyle D. Grandusky, P.E. FL License No. 68395	PREPARED BY: GMAwater, LLC Water Resource and Environmental Consultants 125 S. State Road 7, Suite 104-260 Wellington, Florida 33414 Ph. 561-386-8219 Certificate of Authorization No. 31802	FOUR CORNERS STORMWATER INFILTRATION PROJECT COVER
	DATE: FEB, 2022	SHEET No. 1 OF 4



OVERALL PLAN



**WATER CONTROL STRUCTURE No. 1A
PLAN**



**INFLOW PUMP STATION P-3
PLAN**

- LEGEND**
- SURFACE WATER CONVEYANCE FLOW DIRECTION
 - AGI = ABOVE GROUND IMPOUNDMENT
 - C.L.D.D. = COUNTY LINE DRAINAGE DISTRICT
 - B.R.P. = BABCOCK RANCH PRESERVE
 - EL. = ELEVATION
 - EX. = EXISTING
 - CAP = CORRUGATED ALUMINUM PIPE
 - NTS = NOT TO SCALE
 - NP = NORMAL POOL
 - CW = CONTROLLED WATER
 - CY = CUBIC YARD
 - P.L. = PROPERTY LINE
 - CLR. = CLEAR

- NOTES**
1. ALL DISTURBED AREAS SHALL BE GRASSED (BAHIA). SEE ADDITIONAL S.W.P.P.F. NOTES ON SHEET 3.
 2. ELEVATIONS REFERENCE NAVD88 IN FEET.
 3. TOPOGRAPHIC SURVEY INFORMATION SHOWN HEREON FROM BOUNDARY AND TOPOGRAPHIC SURVEYS PREPARED BY CARNO: PROJECT NO. 160305 (LAST REVISED 5/11/16) AND PROJECT NO. 160204 (LAST REVISED 3/11/16).
 4. AERIAL PHOTOGRAPHY SOURCE: FDEP 2017.

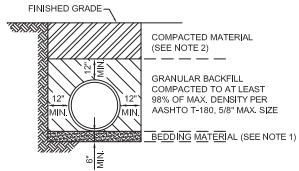
Kyle D. Grandusky, P.E.
FL License No. 68395

PREPARED BY:
GMAwater, LLC
Water Resource and Environmental Consultants
125 S. State Road 7, Suite 104-260
Wetlington, Florida 33414
Ph. 561-386-8219
Certificate of Authorization No. 31802

**FOUR CORNERS STORMWATER
INFILTRATION PROJECT
INFLOW CONVEYANCE
IMPROVEMENTS PLAN**

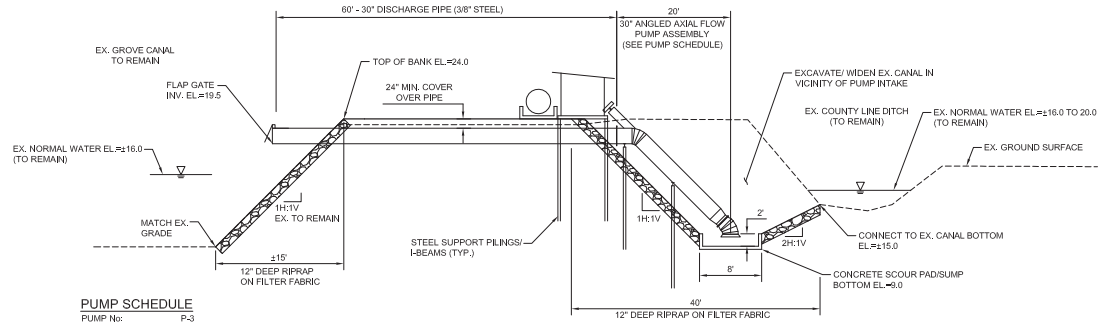
DATE: FEB, 2022

SHEET No.
2 OF 4



- NOTES:**
1. BEDDING MATERIAL SHALL CONSIST OF IN-SITU GRANULAR MATERIAL (MIN. 98% COMPACTION PER AASHTO T-180) OR WASHED AND GRADED LIMEROCK 3/4" - 7/8" SIZE WITH EQUAL OR GREATER STRUCTURAL ADEQUACY AS EXISTING.
 2. REMAINING BACKFILL, BASE AND SURFACE MATERIAL TO BE PLACED AND COMPACTED TO AT LEAST 98% OF MAX. DENSITY PER AASHTO T-180, 12" MAX. LIFTS (AT LEAST 90% OF MAX. DENSITY FOR NON-TRAFFIC AREAS).
 3. BACKFILL AND IN-SITU BEDDING MATERIALS SHALL BE FREE OF UNSUITABLE MATERIALS SUCH AS LARGE ROCK, MUCK AND DEBRIS.
 4. THE PIPE SHALL BE FULLY SUPPORTED FOR ITS ENTIRE LENGTH WITH APPROPRIATE COMPACTION UNDER THE PIPE HAUNCHES.
 5. THE PIPE SHALL BE PLACED IN A DRY TRENCH.

CULVERT TRENCHING



PUMP SCHEDULE
 PUMP No: P-3
 PUMP TYPE/DIA: 30" AXIAL FLOW
 MOTOR: 75HP DIESEL
 DESIGN CONDITION: 50GFS AT 9.1FT TDH

NOTE: CONTRACTOR/PUMP SUPPLIER SHALL VERIFY PUMP & MOTOR SIZE FOR DESIGN FLOW RATE AND HEAD CONDITIONS.

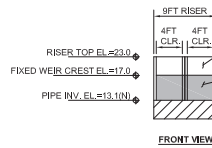
SECTION P3-P3

PUMP P-3 OPERATIONS

1. 50 GFS TOTAL INFLOW CAPACITY INTO EXISTING GROVE CANAL FROM COUNTY LINE DITCH.
2. IF INFILTRATION PROJECT IS OFFLINE (OR PUMP P-1 IS OFFLINE), THEN PUMP P-3 SHALL REMAIN OFF.
3. IF INFILTRATION PROJECT IS ONLINE (AND PUMP P-1 IS ONLINE), THEN PUMP P-3 MAY BE OPERATED WHEN THE FOLLOWING CONDITIONS ARE MET:
 - 3.1. COUNTY LINE DITCH IS DISCHARGING RUNOFF TO THE C-43 CANAL AS INDICATED BY OBSERVATION OF FLOW CONDITIONS AT THE STAFF GAUGE MONITORING SITE LOCATED APPROX. 3,000FT SOUTH OF PUMP P-3 IN COUNTY LINE DITCH.
 - 3.2. AND, THE EXISTING GROVE CANAL CONVEYANCE SYSTEM HAS CAPACITY TO RECEIVE DISCHARGES FROM PUMP P-3 AS INDICATED BY CANAL STAGES BEING AT OR BELOW GROVE FURROW DRAIN PIPE/ DRAIN TILE OUTLETS VISIBLE ALONG GROVE CANAL BANKS.
 - 3.3. AND, INFILTRATION PROJECT HAS CAPACITY TO RECEIVE INFLOWS FROM PUMP P-3.
4. ADDITIONALLY, PUMP P-3 SHALL HAVE FLOAT CONTROLS FOR LIMITING AUTOMATED OPERATIONS AS FOLLOWS:
 FLOAT SETTINGS (INTAKE/COUNTY LINE DITCH SIDE)
 PUMP P-3: OFF EL=16.0
 ON EL=17.0
 FLOAT SETTINGS (DISCHARGE/ GROVE CANAL SIDE)
 PUMP P-3: OFF EL=18.0

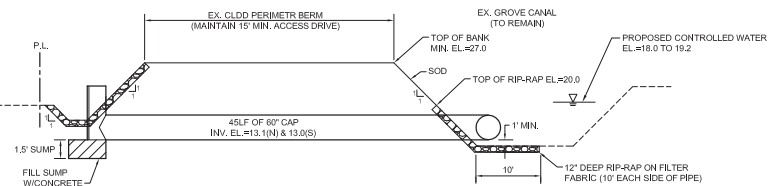
STORMWATER POLLUTION PREVENTION PLAN (S.W.P.P.P.) NOTES

1. CONTRACTOR SHALL IMPLEMENT EROSION CONTROL MEASURES PRIOR TO COMMENCEMENT OF EARTH DISTURBING ACTIVITIES, AND SHALL REMOVE MEASURES AFTER CONSTRUCTION IS COMPLETE.
2. STAKED SILT FENCE SHALL BE TYPE III PER FDOT INDEX 102.
3. FLOATING TURBIDITY BARRIER SHALL BE TYPE I PER FDOT INDEX 103.
4. ALL DISTURBED AREAS SHALL BE GRASSED (BAHA).
5. CONTRACTOR SHALL PILE AND BURN ALL CLEARED VEGETATION, IN UPLAND AREAS ONLY.
6. CONSTRUCTION TRAFFIC SHALL ACCESS THE SITE VIA EXIST. CLDD UNPAVED ROADS, AND DESIGNATED INGRESS/EGRESS POINTS APPROVED BY OWNER.
7. NOTE EX. CLDD INFLOW CULVERT NO. 1 (LOCATED APPROX. 500FT EAST OF PROPOSED WATER CONTROL STRUCTURE No. 1A) FLOWS UNCONTROLLED INTO CLDD'S EXIST. PERIMETER CANAL DURING WET PERIODS WHEN STANDING WATER CONDITIONS PERSIST ON BARCOCK RANCH NORTH OF CLDD. CONTRACTOR SHALL BE RESPONSIBLE FOR MAINTAINING POSITIVE DRAINAGE FOR SAID INFLOW CULVERT IN CLDD PERIMETER CANAL AROUND PROJECT SITE DURING COURSE OF CONSTRUCTION.



CONTROL STRUCTURE No. 1A OPERATIONS

1. IF INFILTRATION PROJECT OFFLINE (OR WHEN PUMP STATION P-2 IS OFFLINE), THEN STRUCTURE IS CLOSED AND BOARDS ARE IN PLACE UP TO TOP OF RISER.
2. IF INFILTRATION PROJECT IS ONLINE (AND PUMP STATION P-2 IS ONLINE), THEN STRUCTURE IS OPEN WITH BOARDS REMOVED. OPERATOR SHALL HAVE DISCRETION OF SETTING BOARD HEIGHT ABOVE THE FIXED WEIR PLATE.
3. NOTE: CLDD'S EXISTING INFLOW CULVERT No. 1 (LOCATED APPROX. 500FT EAST OF STRUCTURE 1A) SHALL REMAIN AS A NON-OPERABLE STRUCTURE WITH A FIXED WEIR PLATE CAPABLE OF PASSING FLOWS AT ALL TIMES. BOARDS SHALL NOT BE PLACED IN EXISTING CULVERT No. 1.

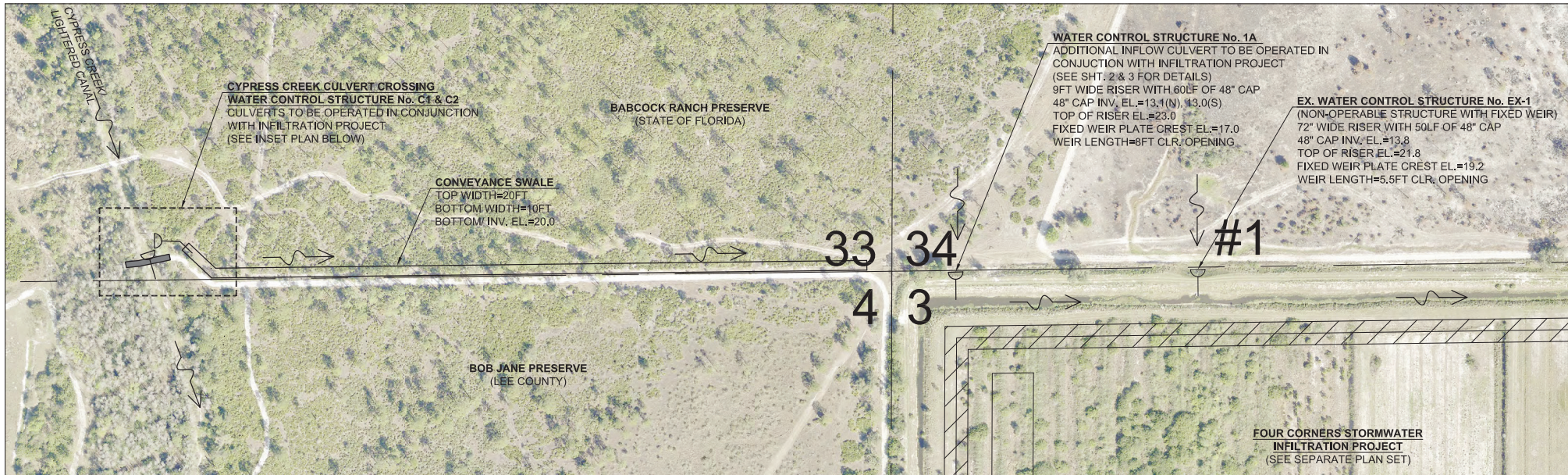


SECTION 1A-1A
 WATER CONTROL STRUCTURE No. 1A

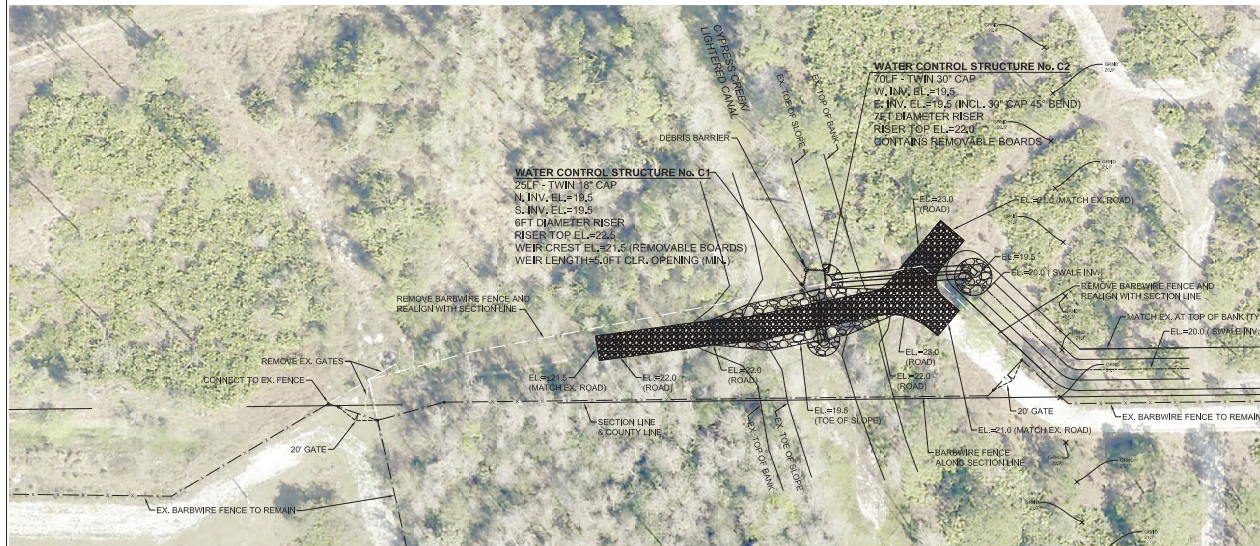
NOTES

1. ELEVATIONS REFERENCE NAVD88 IN FEET.
2. SECTION DRAWINGS NOT TO SCALE.

R/E D. Grandusky, P.E. FL License No. 68395	PREPARED BY: GMAwater, LLC Water Resource and Environmental Consultants 125 S. State Road 7, Suite 104-260 Wellington, Florida 33414 Ph. 561-386-8219 Certificate of Authorization No. 31802	FOUR CORNERS STORMWATER INFILTRATION PROJECT SECTIONS, DETAILS & S.W.P.P.P.	DATE: FEB, 2022	SHEET No. 3 OF 4
	DATE: FEB, 2022			

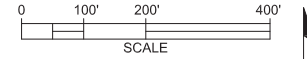


OVERALL PLAN



**CYPRESS CREEK CULVERT CROSSING
(WATER CONTROL STRUCTURE No. C1 & C2)
PLAN**

**FOUR CORNERS STORMWATER
INFILTRATION PROJECT
(SEE SEPARATE PLAN SET)**



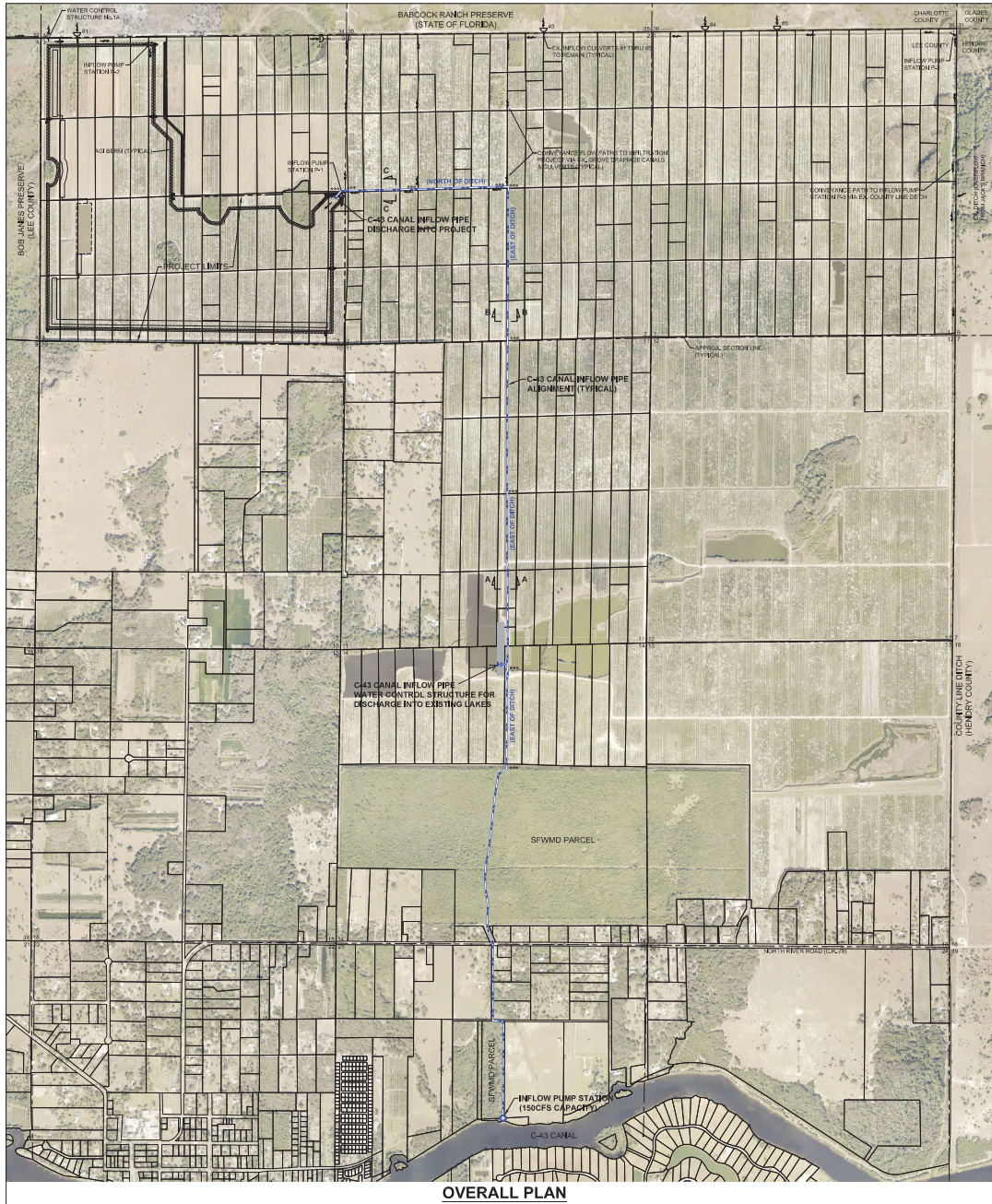
LEGEND

- SURFACE WATER CONVEYANCE FLOW DIRECTION
- AGI = ABOVE GROUND IMPONDMENT
- C.L.D.D. = COUNTY LINE DRAINAGE DISTRICT
- B.R.P. = BABCOCK RANCH PRESERVE
- EL. = ELEVATION
- EX. = EXISTING
- CAP = CORRUGATED ALUMINUM PIPE
- NTS = NOT TO SCALE
- NP = NORMAL POOL
- CW = CONTROLLED WATER
- CY = CUBIC YARD
- P.L. = PROPERTY LINE
- CLR. = CLEAR

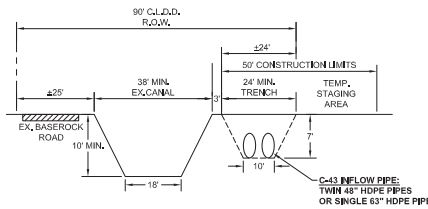
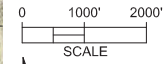
NOTES

1. ALL DISTURBED AREAS SHALL BE GRASSED (BAHIA). SEE ADDITIONAL S.W.P.F. NOTES ON SHEET 3.
2. ELEVATIONS REFERENCE NAVD83 IN FEET.
3. TOPOGRAPHIC SURVEY INFORMATION SHOWN HEREON FROM BOUNDARY AND TOPOGRAPHIC SURVEYS PREPARED BY CARDNO; PROJECT NO. 160305 (LAST REVISED 5/11/19) AND PROJECT NO. 160204 (LAST REVISED 3/11/19).
4. AERIAL PHOTOGRAPHY SOURCE: FDEP 2017.

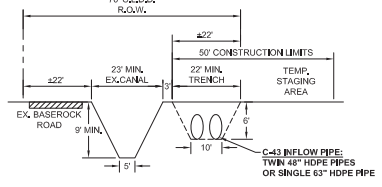
PRELIMINARY	PREPARED BY: GMAwater, LLC Water Resource and Environmental Consultants 125 S. State Road 7, Suite 104-200 Wellington, Florida 33414 Ph. 561-386-8219 Certificate of Authorization No. 31802	FOUR CORNERS STORMWATER INFILTRATION PROJECT CYPRESS CREEK IMPROVEMENTS PLAN
	Kyle D. Grandusky, P.E. FL License No. 68395	DATE: MAR, 2022



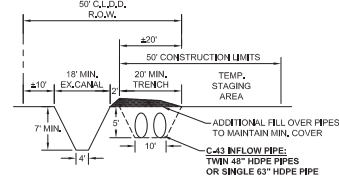
OVERALL PLAN



SECTION A-A
NTS (LOOKING NORTH)



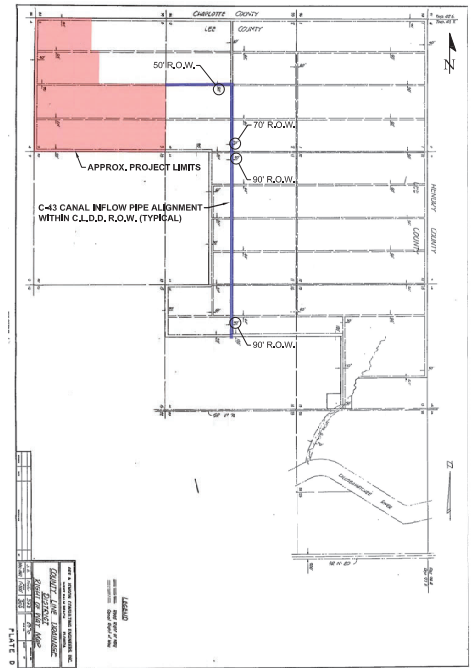
SECTION B-B
NTS (LOOKING NORTH)



SECTION C-C
NTS (LOOKING WEST)

- LEGEND**
- SURFACE WATER CONVEYANCE FLOW DIRECTION
 - = LOCATION OF AERIAL PIPELINE CROSSING
 - AGI = ABOVE GROUND IMPROVEMENT
 - C.L.D.D. = COUNTY LINE DRAINAGE DISTRICT
 - B.R.P. = BARCOCK RANCH PRESERVE
 - EL = ELEVATION
 - EX. = EXISTING
 - NTS = NOT TO SCALE
 - R.O.W. = RIGHT OF WAY

- NOTES**
1. AERIAL PIPELINE CROSSING SHALL BE INSTALLED OVER EXISTING CANALS.
 2. EXISTING IRRIGATION MAINS SHALL BE ADJUSTED AT PIPELINE CROSSINGS.
 3. C-43 CANAL INFLOW IMPROVEMENTS SHOWN HEREON SUBJECT TO UNDERLYING LANDOWNERS CONSENT & APPROVAL OF PROPOSED IMPROVEMENTS, AND APPLICABLE REGULATORY PERMITS.
 4. THIS PLAN IS INTENDED TO PROVIDE AN OVERVIEW OF THE C-43 CANAL INFLOW IMPROVEMENTS LOCATED WITHIN C.L.D.D. RIGHT OF WAYS, REFER TO CONSTRUCTION PLANS FOR COMPREHENSIVE DETAILS & SPECIFICATIONS.
 5. ALL DISTURBED AREAS WITHIN C.L.D.D. RIGHT OF WAY SHALL BE RESTORED.
 6. AERIAL PHOTOGRAPH SOURCE: FDEP 2017.



C.L.D.D. R.O.W. USE EXHIBIT
NTS
(MAP FROM C.L.D.D. WATER CONTROL PLAN)

PRELIMINARY R. J. D. Grandusky, P.E. FL License No. 68395	PREPARED BY: GMAwater, LLC Water Resource and Environmental Consultants 125 S. State Road 7, Suite 104-260 Wellington, Florida 33414 Ph. 561-386-8219 Certificate of Authorization No. 31802	FOUR CORNERS STORMWATER INFILTRATION PROJECT C-43 CANAL INFLOW IMPROVEMENTS PLAN	DATE: JUNE 2022 SHEET No. 1 OF 1
	R. J. D. Grandusky, P.E. FL License No. 68395		



South Florida Water Management District
Individual Environmental Resource Permit No. 36-101385-P
Date Issued: May 23, 2019

Permittee: Florida Citrus Company, LLC
Florida Agri Management Company

Project: Four Corners Stormwater Infiltration Project

Application No. 190403-1312

Location: Lee County, See Exhibit 1

Your application for an Individual Environmental Resource Permit is approved. This action is taken based on Chapter 373, Part IV, of Florida Statutes (F.S.) and the rules in Chapter 62-330, Florida Administrative Code (F.A.C.). Unless otherwise stated, this permit constitutes certification of compliance with state water quality standards under section 401 of the Clean Water Act, 33 U.S.C. 1341, and a finding of consistency with the Florida Coastal Management Program. Please read this entire agency action thoroughly and understand its contents.

This permit is subject to:

- Not receiving a filed request for a Chapter 120, F.S., administrative hearing.
- The attached General Conditions for Environmental Resource Permits.
- The attached Special Conditions.
- All referenced Exhibits.

All documents are available online through the District's ePermitting site at www.sfwmd.gov/ePermitting.

If you object to these conditions, please refer to the attached "Notice of Rights" which addresses the procedures to be followed if you desire a public hearing or other review of the proposed agency action. Please contact this office if you have any questions concerning this matter. If we do not hear from you in accordance with the "Notice of Rights", we will assume that you concur with the District's action.

The District does not publish notices of action. If you wish to limit the time within which a person may request an administrative hearing regarding this action, you are encouraged to publish, at your own expense, a notice of agency action in the legal advertisement section of a newspaper of general circulation in the county or counties where the activity will occur. Legal requirements and instructions for publishing a notice of agency action, as well as a noticing format that can be used, are available upon request. If you publish a notice of agency action, please send of a copy of the affidavit of publication provided by the newspaper to the District's West Palm Beach office for retention in this file.

If you have any questions regarding your permit or need any other information, please call us at 1-800-432-2045 or email ERP@sfwmd.gov.

FINAL APPROVED BY
EXECUTIVE DIRECTOR

Permittees:

Florida Citrus Company, LLC
23351 North River Road
Alva, FL 33920

Florida Agri Management Company
23351 North River Road
Alva, FL 33920

**South Florida Water Management District
Individual Environmental Resource Permit No. 36-101385-P**

Date Issued: May 23, 2019 **Expiration Date:** May 23, 2024

Project Name: Four Corners Stormwater Infiltration Project

Permittees: Florida Citrus Company, LLC
23351 North River Road
Alva, FL 33920

 Florida Agri Management Company
23351 North River Road
Alva, FL 33920

Operating Entity: Florida Citrus Company, LLC
23351 North River Road
Alva, FL 33920

 Florida Agri Management Company
23351 North River Road
Alva, FL 33920

Location: Lee County
 Charlotte County

Permit Acres: 461.30 acres

Project Land Use: Agriculture

Special Drainage District: County Line Drainage District

Water Body Classification: CLASS III

FDEP Water Body ID: 3235C

Conservation Easement to District: No

Sovereign Submerged Lands: No

Project Summary

This Environmental Resource Permit (ERP) authorizes Construction and Operation of an Above Ground Impoundment (AGI) stormwater management (SWM) system serving 461.30 acres of agricultural development known as Four Corners Stormwater Infiltration Project.

This permit authorizes the construction of an AGI for storage and infiltration of surface water, which will be pumped from the adjacent orange grove on the east side of the project and from the County Line Drainage District (CLDD) ditch on the north side of the project. The AGI will be operated as a stormwater retention area and will facilitate management of offsite drainage and onsite stages. The inflow pumps will fill the impoundment with excess runoff that would otherwise be discharged from the grove to the C-43 Canal. Storage within the impoundment will recover via infiltration into the surficial aquifer. The above ground impoundment has return overflow structures designed to allow gravity discharges back to the adjacent grove canal and ditches.

Issuance of this permit constitutes certification of compliance with state water quality standards in

accordance with Rule 62-330.062, F.A.C.

Site Description

The project site is located on a citrus grove owned by Florida Citrus Company, LLC, in Section 3, Township 43 South, Range 27 East, near the northeast corner of Lee County. The project area is within the boundaries of the permit boundary for the CLDD under ERP No. 36-00184-S. The site consists of citrus grove and associated surface water management features. Currently, offsite flows from the north enter the CLDD ditch and are conveyed through CLDD drainage infrastructure to two discharge locations which ultimately discharge to the Caloosahatchee River (C-43 Canal). The project area includes 15.3 acres of wetlands and 11.0 acres of other surface waters (OSW). For information on wetland and OSW impacts, please see the Wetlands and Other Surface Water section of this permit. A location map is attached as Exhibit No. 1.0.

Ownership, Operation and Maintenance

Perpetual operation and maintenance of the stormwater management system and wetland mitigation areas will be the responsibility of Florida Citrus Company, LLC and Florida Agri Management Company. Upon conveyance or division of ownership or control of the property or the system, the permittee must notify the Agency in writing within 30 days, and the new owner must request transfer of the permit.

Prior to commencement of construction an easement agreement with County Line Drainage District must be submitted for construction and operation and maintenance of works within the County Line Drainage District's property.

Engineering Evaluation:

Water Quality

No adverse water quality impacts are anticipated as a result of this project.

Water Quantity

No adverse impacts on discharge rates or flood stages are anticipated as a result of this project. See Exhibit No. 2.1 for a summary of pre vs. post flood routing results for the CLDD SWM system as well as the design stages, discharges, and minimum elevations for the AGI project.

The AGI will be constructed with a berm elevation of 26.6 feet NAVD. The AGI provides storage and infiltration of surface waters. Four areas will be excavated within the AGI (BA-1 through BA-4) down to the underlying limestone to increase infiltration rates from the AGI.

Pump Station P-1 withdraws from a grove ditch and houses pumps P1-1 and P1-2. Pumping at P-1 begins when the water surface elevation in grove ditch reaches 19.1 feet NAVD and stops when the ditch recedes to 18.0 feet NAVD or the water surface in the AGI reaches 23.0 feet NAVD.

Pump Station P-2 withdraws from the CLDD ditch and houses pumps P2-1 and P2-2. Pumping at P-2 begins when the water surface elevation in the CLDD ditch reaches 16.0 feet NAVD and stops when the ditch recedes to 15.0 feet NAVD or the water surface in the AGI reaches 23.0 feet NAVD.

Structure RO-1 (return overflow) will return water from the AGI to the CLDD ditch if stages in the AGI ever exceed the RO-1 weir crest elevation of 23.0 feet NAVD.

Two structures, BPC-1 and BPC-2, will be constructed in the CLDD ditch with weir crest elevations of 19.2 feet NAVD. These structures allow flows to bypass the AGI via the CLDD ditch.

A "Seepage Buffer Zone" between the AGI and the remaining grove will be constructed to collect seepage flows through the AGI berm. The AGI berm (26.6 feet NAVD) and the "Buffer Zone

Perimeter Berm" (22.0 feet NAVD) create a storage area. The buffer zone will discharge to the CLDD ditch and the grove ditches through structures BZ-1 through BZ-6 once the stage in the buffer zone reaches the crest elevation of the structures (20.0 feet NAVD).

Certification, Operation, and Maintenance

Pursuant to Chapter 62-330.310, F.A.C., Individual Permits will not be converted from the construction phase to the operation phase until construction completion certification of the project is submitted to and accepted by the District. This includes compliance with all permit conditions, except for any long term maintenance and monitoring requirements. It is suggested that the permittee retain the services of an appropriate professional registered in the State of Florida for periodic observation of construction of the project.

For projects permitted with an operating entity that is different from the permittee, it should be noted that until the construction completion certification is accepted by the District and the permit is transferred to an acceptable operating entity pursuant to Sections 12.1-12.3 of the Applicant's Handbook Volume I and Section 62-330.310, F.A.C., the permittee is liable for operation and maintenance in compliance with the terms and conditions of this permit.

In accordance with Section 373.416(2), F.S., unless revoked or abandoned, all SWM systems and works permitted under Part IV of Chapter 373, F.S., must be operated and maintained in perpetuity.

The efficiency of SWM systems, dams, impoundments, and most other project components will decrease over time without periodic maintenance. The operation and maintenance entity must perform periodic inspections to identify if there are any deficiencies in structural integrity, degradation due to insufficient maintenance, or improper operation of projects that may endanger public health, safety, or welfare, or the water resources. If deficiencies are found, the operation and maintenance entity is responsible for correcting the deficiencies in a timely manner to prevent compromises to flood protection and water quality. See Section 12.4 of the Applicant's Handbook Volume I for Minimum Operation and Maintenance Standards.

Land Use

See land use table below.

**Engineering Evaluation Tables:
Land Use**

Basin	Land Type	Area (ac)	% of Total Basin
AGI Project	Water Mgmt Acreage	376.80	81.68
	Pervious	69.50	15.07
	Impervious	5.50	1.19
	Wetland	9.50	2.06
	Total:	461.30	100%

Pumps

Basin	Control EL (ft NAVD88)	Structure #	Structure Type	Count	Capacity (gpm)	On/Off EL (ft NAVD88)	Receiving Body
AGI Project	16.00	P1-1	SWM	1	16,831.00	16.00/15.00	AGI
		P1-2	SWM	1	16,831.00	16.10/15.00	AGI
		P2-1	SWM	1	16,831.00	19.10/18.00	AGI
		P2-2	SWM	1	16,831.00	19.20/18.00	AGI

Weirs

Basin	Control EL (ft NAVD88)	Structure #	Structure Type	Count	Type	Width (in)	Crest EL (ft NAVD88)	Receiving Body
AGI Project	16.00	RO-1	Emergency	2	Fixed Plate Riser	108.00	23.00	CLDD Perimeter Canal

Culverts

Basin	Control EL (ft NAVD88)	Structure #	Structure Type	Count	Dia.(in)	Length (ft)	Invert EL (ft NAVD88)	Material	Receiving Body
AGI Project	16.00	RO-1	Emergency	2	48.00	28.0	16.00	Corrugated Aluminum Pipe	CLDD Perimeter Canal

Environmental Evaluation:

Wetlands and Other Surface Waters

The project area contains 15.3 acres of wetlands and 11.0 acres of OSW. The wetlands can be generally described as shrubby freshwater marsh and cypress/pine communities. The onsite wetlands contain 75%-100% coverage by nuisance and exotic species such as Brazilian pepper. The OSW can be described as perimiter canals and ponds associated with the agricultural operations. A FLUCCS/Wetland ID map is attached as Exhibit No. 3.0.

The project will result in 4.1 acres of 100% secondary wetland impacts to Wetland B, located in the central portion of the site, due to alteration of the hydroperiod resulting from elevated water levels in the wetland for prolonged periods of time. The wetland impacts will result in a functional loss of 0.94 UMAM (Uniform Mitigation Assessment Method) functional units. A wetland impact map is attached as Exhibit No. 3.1. To offset the wetland impacts, Wetlands A, C, and D totaling 11.2 acres will be enhanced via the removal of exotic and nuisance vegetation. The target habitat type for Wetland A is Cypress and the target habitat type for Wetlands C and D is freshwater marsh. Supplemental plantings will be planted if after two years (growing seasons), natural recruitment has not occurred and 80% coverage by native species has not been achieved. Wetlands A, C, and D are located outside of the controlled basin area and it is anticipated that the hydroperiod of these wetlands will be maintained via the recharge of the surficial aquifer system from the reservoir. There will be a setback of 30'-50' between the berm for the AGI and the wetland preserve areas A, C, and D (please refer to Exhibit No. 2.0). Therefore, the project will not result in secondary wetland impacts, pursuant to Section 10.2.7 of the Environmental Resource Permit Applicant's Handbook, Volume I.

The mitigation areas shall be free of Category I and II exotic species and nuisance vegetation immediately following a maintenance activity and will not consist of more than 5% of total combined coverage between maintenance activities. Exotic vegetation species are identified as Category I and II invasive exotic plant species, pursuant to the most current list established by the Florida Exotic Pest Plant Council (FLEPPC). All vegetative debris, including any dead standing debris that results from herbicide spraying, will be physically removed from the onsite preserve area. No stockpiling of exotic vegetation will be allowed in the preserve areas. Herbicides will be approved for aquatic use and used in accordance with the label. Monitoring, including hydrologic monitoring, will be conducted by the permittee for a minimum of five years. The preserve areas will not be encumbered by a conservation easement due to the temporary nature of the water management project. It is anticipated that the project area will revert to agricultural operations in the future. Details of the mitigation, maintenance, and monitoring plan are attached as Exhibit No. 3.2. Please also refer to Special Condition Nos. 9 through 12.

The proposed mitigation for the wetland impacts associated with this application is located within the same basin as the impacts, therefore pursuant to Section 10.2.8 of Volume I, the project will not result in unacceptable cumulative impacts to the Tidal Caloosahatchee Drainage Basin.

Fish, Wildlife, and Listed Species

A protected species survey was conducted for the project area in February 2018 and January 2019 by BKI, Inc. Consulting Ecologists.

The project area falls within the United States Fish and Wildlife Service (USFWS) consultation area for the Florida Bonneted Bat (FBB). The project area is located within the Florida Panther (*Puma concolor coryi*) Focus Area. The project area is also within the Core Foraging Area (CFA) of a wood stork rookery, the consultation area for the red-cockaded woodpecker, and the northern crested caracara (*Caracara cheriway*) consultation area. The District received correspondence from the Florida Fish and Wildlife Conservation Commission (FWC) dated May 9, 2019 indicating

that the project area also contains potential habitat for Big Cypress fox squirrels and requested that survey be conducted 60-days prior to project construction (refer to Special Condition No. 14). The letter from FWC also states that the project will provide an opportunity to create foraging habitat for federal and state listed wading birds. The proposed onsite mitigation will provide habitat for wetland-dependent species and long-term ecological benefits to wildlife. This permit does not relieve the applicant from complying with all applicable rules and any other agencies' requirements if, in the future, endangered/threatened species or species of special concern are discovered on the site.

**Environmental Evaluation Tables:
Summary**

Wetlands and Other Surface Waters: 15.3 acres
 Direct Impacts: 0 acres
 Secondary impacts: 4.1 acres
 Net UMAM Functional Loss/ Gain: 0.043 units
 Total Onsite Mitigation Area: 11.2 acres
 Total Offsite Mitigation Area: 0 acres
 Mitigation Provided in Permit No.:

Group 1

Activities in Wetlands or Other Surface Waters, Not Including Mitigation at a Bank

ID	Acres	Action	Community Description	Current Score	With Project Score	UMAM Loss
WL B	4.1	Secondary Impact	Freshwater Marshes	0.23	0	-0.943
Total:						4.1
						-0.943

UMAM Mitigation and Preservation

ID	Acres	Action	Existing Community Description	Proposed Community Description	Current or Without Preserve Score	With Project Score	Time Lag Years.	Risk	P. A. F.	UMAM Gain
WL A	1.3	Enhancement	Cypress - Pine - Cabbage Palm	Cypress - Pine - Cabbage Palm	0.27	0.43	11-15	1.75	1.0	0.081
WL C	3.5	Enhancement	Freshwater Marshes	Freshwater Marshes	0.23	0.43	6-10	1.75	1.0	0.320
WL D	6.4	Enhancement	Freshwater Marshes	Freshwater Marshes	0.23	0.43	6-10	1.75	1.0	0.585
Total:										11.2
										0.986

Related Concerns:**Historical/ Archeological Resources**

The District has received correspondence from the Florida Department of State, Division of Historical Resources dated April 29, 2019, indicating that no significant archaeological or historical resources are recorded on the project site; therefore the project is unlikely to have an effect upon any such resources. This permit does not release the permittee from complying with any other agencies' requirements in the event that historical and/or archaeological resources are found on the site.

Water Use Permit Status

The applicant is indicated that irrigation water and dewatering are not required for the construction. This permit does not release the permittee from obtaining all necessary Water Use authorization(s) prior to the commencement of activities which will require such authorization, including construction dewatering and irrigation.

General Conditions for Individual Environmental Resource Permits, 62-330.350, F.A.C.

1. All activities shall be implemented following the plans, specifications and performance criteria approved by this permit. Any deviations must be authorized in a permit modification in accordance with rule 62-330.315, F.A.C. Any deviations that are not so authorized may subject the permittee to enforcement action and revocation of the permit under Chapter 373, F.S.
2. A complete copy of this permit shall be kept at the work site of the permitted activity during the construction phase, and shall be available for review at the work site upon request by the Agency staff. The permittee shall require the contractor to review the complete permit prior to beginning construction.
3. Activities shall be conducted in a manner that does not cause or contribute to violations of state water quality standards. Performance-based erosion and sediment control best management practices shall be installed immediately prior to, and be maintained during and after construction as needed, to prevent adverse impacts to the water resources and adjacent lands. Such practices shall be in accordance with the State of Florida Erosion and Sediment Control Designer and Reviewer Manual (Florida Department of Environmental Protection and Florida Department of Transportation, June 2007), and the Florida Stormwater Erosion and Sedimentation Control Inspector's Manual (Florida Department of Environmental Protection, Nonpoint Source Management Section, Tallahassee, Florida, July 2008), which are both incorporated by reference in subparagraph 62-330.050(9)(b)5., F.A.C., unless a project-specific erosion and sediment control plan is approved or other water quality control measures are required as part of the permit.
4. At least 48 hours prior to beginning the authorized activities, the permittee shall submit to the Agency a fully executed Form 62-330.350(1), "Construction Commencement Notice," (October 1, 2013), (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02505>), incorporated by reference herein, indicating the expected start and completion dates. A copy of this form may be obtained from the Agency, as described in subsection 62-330.010(5), F.A.C., and shall be submitted electronically or by mail to the Agency. However, for activities involving more than one acre of construction that also require a NPDES stormwater construction general permit, submittal of the Notice of Intent to Use Generic Permit for Stormwater Discharge from Large and Small Construction Activities, DEP Form 62-621.300(4)(b), shall also serve as notice of commencement of construction under this chapter and, in such a case, submittal of Form 62-330.350(1) is not required.
5. Unless the permit is transferred under rule 62-330.340, F.A.C., or transferred to an operating entity under rule 62-330.310, F.A.C., the permittee is liable to comply with the plans, terms, and conditions of the permit for the life of the project or activity.
6. Within 30 days after completing construction of the entire project, or any independent portion of the project, the permittee shall provide the following to the Agency, as applicable:
 - a. For an individual, private single-family residential dwelling unit, duplex, triplex, or quadruplex- "Construction Completion and Inspection Certification for Activities Associated With a Private Single-Family Dwelling Unit"[Form 62-330.310(3)]; or
 - b. For all other activities- "As-Built Certification and Request for Conversion to Operational Phase" [Form 62-330.310(1)].
 - c. If available, an Agency website that fulfills this certification requirement may be used in lieu of the form.
7. If the final operation and maintenance entity is a third party:
 - a. Prior to sales of any lot or unit served by the activity and within one year of permit issuance, or within 30 days of as-built certification, whichever comes first, the permittee shall submit, as

applicable, a copy of the operation and maintenance documents (see sections 12.3 thru 12.3.4 of Volume I) as filed with the Florida Department of State, Division of Corporations, and a copy of any easement, plat, or deed restriction needed to operate or maintain the project, as recorded with the Clerk of the Court in the County in which the activity is located.

b. Within 30 days of submittal of the as-built certification, the permittee shall submit "Request for Transfer of Environmental Resource Permit to the Perpetual Operation and Maintenance Entity" [Form 62-330.310(2)] to transfer the permit to the operation and maintenance entity, along with the documentation requested in the form. If available, an Agency website that fulfills this transfer requirement may be used in lieu of the form.

8. The permittee shall notify the Agency in writing of changes required by any other regulatory agency that require changes to the permitted activity, and any required modification of this permit must be obtained prior to implementing the changes.
9. This permit does not:
 - a. Convey to the permittee any property rights or privileges, or any other rights or privileges other than those specified herein or in Chapter 62-330, F.A.C.;
 - b. Convey to the permittee or create in the permittee any interest in real property;
 - c. Relieve the permittee from the need to obtain and comply with any other required federal, state, and local authorization, law, rule, or ordinance; or
 - d. Authorize any entrance upon or work on property that is not owned, held in easement, or controlled by the permittee.
10. Prior to conducting any activities on state-owned submerged lands or other lands of the state, title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund, the permittee must receive all necessary approvals and authorizations under Chapters 253 and 258, F.S. Written authorization that requires formal execution by the Board of Trustees of the Internal Improvement Trust Fund shall not be considered received until it has been fully executed.
11. The permittee shall hold and save the Agency harmless from any and all damages, claims, or liabilities that may arise by reason of the construction, alteration, operation, maintenance, removal, abandonment or use of any project authorized by the permit.
12. The permittee shall notify the Agency in writing:
 - a. Immediately if any previously submitted information is discovered to be inaccurate; and
 - b. Within 30 days of any conveyance or division of ownership or control of the property or the system, other than conveyance via a long-term lease, and the new owner shall request transfer of the permit in accordance with Rule 62-330.340, F.A.C. This does not apply to the sale of lots or units in residential or commercial subdivisions or condominiums where the stormwater management system has been completed and converted to the operation phase.
13. Upon reasonable notice to the permittee, Agency staff with proper identification shall have permission to enter, inspect, sample and test the project or activities to ensure conformity with the plans and specifications authorized in the permit.
14. If prehistoric or historic artifacts, such as pottery or ceramics, projectile points, stone tools, dugout canoes, metal implements, historic building materials, or any other physical remains that could be associated with Native American, early European, or American settlement are encountered at any time within the project site area, the permitted project shall cease all activities involving subsurface disturbance in the vicinity of the discovery. The permittee or other designee shall contact the Florida Department of State, Division of Historical Resources, Compliance Review Section (DHR), at (850)245-6333, as well as the appropriate permitting agency office. Project activities shall not resume without verbal or written authorization from

the Division of Historical Resources. If unmarked human remains are encountered, all work shall stop immediately and the proper authorities notified in accordance with section 872.05, F.S. For project activities subject to prior consultation with the DHR and as an alternative to the above requirements, the permittee may follow procedures for unanticipated discoveries as set forth within a cultural resources assessment survey determined complete and sufficient by DHR and included as a specific permit condition herein.

15. Any delineation of the extent of a wetland or other surface water submitted as part of the permit application, including plans or other supporting documentation, shall not be considered binding unless a specific condition of this permit or a formal determination under Rule 62-330.201, F.A.C., provides otherwise.
16. The permittee shall provide routine maintenance of all components of the stormwater management system to remove trapped sediments and debris. Removed materials shall be disposed of in a landfill or other uplands in a manner that does not require a permit under Chapter 62-330, F.A.C., or cause violations of state water quality standards.
17. This permit is issued based on the applicant's submitted information that reasonably demonstrates that adverse water resource-related impacts will not be caused by the completed permit activity. If any adverse impacts result, the Agency will require the permittee to eliminate the cause, obtain any necessary permit modification, and take any necessary corrective actions to resolve the adverse impacts.
18. A Recorded Notice of Environmental Resource Permit may be recorded in the county public records in accordance with Rule 62-330.090(7), F.A.C. Such notice is not an encumbrance upon the property.

Special Conditions for Individual Environmental Resource Permits, 62-330.350, F.A.C.

1. The construction authorization for this permit shall expire on the date shown on page 3.
2. Operation and maintenance of the stormwater management system and preserve/mitigation areas shall be the responsibility of Florida Citrus Company, LLC and Florida Agri Management Company. The permittee shall notify the Agency in writing within 30 days of any conveyance or division of ownership or control of the property or the system, and the new owner must request transfer of the permit in accordance with Rule 62-330.340, F.A.C.
3. Prior to the commencement of construction and pursuant to Section 4.2.3(d) of Applicant's Handbook Volume I, the permittee shall demonstrate real property interest of the project area to the District's Environmental Resource Compliance staff (Easement Agreement with the County Line Drainage District).
4. A stable, permanent and accessible elevation reference shall be established on or within one hundred (100) feet of all permitted discharge structures no later than the submission of the certification report. The location of the elevation reference must be noted on or with the certification report.
5. Prior to initiating construction activities associated with this Environmental Resource Permit (ERP), the permittee is required to hold a pre-construction meeting with field representatives, consultants, contractors, District Environmental Resource Bureau (ERB) staff, and any other local government entities as necessary. The purpose of the pre-construction meeting is to discuss construction methods, sequencing, best management practices, identify work areas, staking and roping of preserves where applicable, and to facilitate coordination and assistance amongst relevant parties. To schedule a pre-construction meeting, please contact ERB staff from the Fort Myers Service Center at (239) 338-2929 or via e-mail at: pre-con@sfwmd.gov. When sending a request for a pre-construction meeting, please include the application number, permit number, and contact name and phone number.
6. Land use within the permitted facilities is agricultural. Any proposed change in land use or crop type may require modification of this permit and must be reported to the District for a determination of permit requirements.
7. If monitoring reports or other information show the preserved wetlands (Wetlands A, C, and D) have been negatively affected by the permitted development in a manner that is irreversible (such as impounding the wetland and drowning the existing vegetation or a reduction in the hydroperiod resulting in the transition of wetlands into upland/transitional habitat), the permittee shall be required to submit a remediation plan within 30 days of notification by the District's Environmental Resource Compliance staff of such conditions. The remediation plan may include onsite or offsite mitigation as necessary to address any deficiencies.
8. Prior to the commencement of construction, the perimeter of protected preservation areas/conservation areas shall be staked/roped/silt fenced to prevent encroachment into the protected areas. Using Global Positioning System (GPS) technology, the perimeter of the preserve area(s) shall be identified for future reference. The data shall be differentially

corrected and accurate to less than a meter (+/- one meter or better). Electronic copies of the GPS data shall be provided to the District's Environmental Resource Compliance staff. The permittee shall notify the District's Environmental Resource Compliance staff in writing upon completion of staking/roping/silt fencing and schedule an inspection of this work. The staking/roping/silt fencing shall be subject to District staff approval. The permittee shall modify the staking/roping/silt fencing if District staff determines that it is insufficient or is not in conformance with the intent of this permit. Staking/roping/silt fencing shall remain in place until all adjacent construction activities are complete.

9. A monitoring program shall be implemented in accordance with Exhibit No. 3.2. The monitoring program shall extend for a minimum period of 5 years with annual reports submitted to District staff. If native wetland species do not achieve an 80% coverage within the initial two years of the monitoring program, native species shall be planted in accordance with the maintenance program. At the end of the 5 year monitoring program the entire mitigation area shall contain an 80% survival of planted vegetation and an 80% coverage of desirable obligate and facultative wetland species.
10. Prior to construction, and in accordance with the work schedule herein, a baseline monitoring report for Four Corners Stormwater Infiltration Project shall be submitted as described in Exhibit 3.2.
11. A time zero monitoring report for Four Corners Stormwater Infiltration Project shall be conducted in accordance with Exhibit No. 3.2 for all created/restored wetlands. The plan shall include a survey of the areal extent, acreage and cross-sectional elevations of the created/restored areas and panoramic photographs for each habitat type. The report shall also include a description of planted species, sizes, total number and densities of each plant species within each habitat type as well as mulching methodology.
12. A maintenance program shall be implemented in accordance with Exhibit No. 3.2 for the preserved and enhanced wetland on a regular basis to ensure the integrity and viability of those areas as permitted. Maintenance shall be conducted in perpetuity to ensure that the conservation areas are maintained free from Category 1 & 2 exotic vegetation (as defined by the Florida Exotic Pest Plant Council) immediately following a maintenance activity. Maintenance in perpetuity shall also insure that conservation areas, including buffers, maintain the species and coverage of native, desirable vegetation specified in the permit. Coverage of exotic and nuisance plant species shall not exceed 5% of total cover between maintenance activities. In addition, the permittee shall manage the conservation areas such that exotic/nuisance plant species do not dominate any one section of those areas.
13. Endangered species, threatened species and/or species of special concern have been observed onsite and/or the project contains suitable habitat for these species. It shall be the permittee's responsibility to coordinate with the Florida Fish and Wildlife Conservation Commission and/or the U.S. Fish and Wildlife Service for appropriate guidance, recommendations and/or necessary permits to avoid impacts to listed species.
14. Pursuant to the letter from FWC dated May 9, 2019, 60-days prior to initiating construction activities, the site shall be surveyed for the presence of active Big Cypress fox squirrel nests. The report shall be submitted to District staff to review, prior to the commencement of construction. A 125 foot radius undisturbed buffer must be maintained around all active nests. After establishing the buffer, contact District Compliance Staff for an inspection. Following nesting activities, the nesting tree may be removed following coordination with the Florida Fish

and Wildlife Conservation Commission and obtaining all required permits. Any modifications to this program shall require prior written approval from District staff.

15. Activities associated with the implementation of the mitigation, monitoring and maintenance plan(s) shall be completed in accordance with the work schedule. Any deviation from these time frames must be coordinated with the District's Environmental Resource Compliance staff, and may require a minor modification to this permit. Such requests must be made in writing and shall include (1) reason for the change, (2) proposed start/finish and/or completion dates; and (3) progress report on the status of the project development or mitigation effort.
16. The exhibits and special conditions in this permit apply only to this application. They do not supersede or delete any requirements for other applications covered in Permit No. 36-00184-S unless otherwise specified herein.
17. Upon completion of construction, and on an annual basis (in March of each year), the permittee shall have an inspection performed to assess the structural adequacy of all above ground dikes, control structures, levees and berms behind which water is to be contained and where failure could impact off-site areas. A state of Florida licensed professional engineer shall perform each inspection and prepare each report. These reports shall be signed and sealed by the professional engineer performing the inspection, kept on file by the permittee and made available to South Florida Water Management District (SFWMD) personnel upon request. If deficiencies are found that will affect the performance of the impoundment, a report which is signed and sealed by the engineer performing the inspection shall be submitted to the SFWMD within which includes, but is not limited to, the proposed technique and schedule for repairs of any deficiencies noted.
18. Prior to the commencement of activities authorized in this permit, the permittee shall modify Water Use Permit No. 36-00188-W to reduce the irrigated acreage.

Project Work Schedule for Permit No. 36-101385-P

The following activities are requirements of this Permit and shall be completed in accordance with the Project Work Schedule below. Please refer to both General and Special Conditions for more information. Any deviation from these time frames will require prior approval from the District's Environmental Resources Bureau and may require a minor modification to this permit. Such requests must be made in writing and shall include: (1) reason for the change, (2) proposed start/finish and/or completion dates, and (3) progress report on the status of the project.

Condition No.	Date Added	Description	Due Date	Date Satisfied
GC 4	05/22/2019	Construction Commencement Notice	06/22/2019	
GC 6	05/22/2019	Submit Certification	30 Days After Construction Completion	
GC 7	05/22/2019	Submit Operation Entity Documentation	Within 30 days of Certification	
SC 3	05/22/2019	Submit Proof of Ownership	Prior to Construction	
SC 6	05/22/2019	Pre-Construction Meeting	Prior to Construction	
SC 10	05/22/2019	Submit Monitoring Reports 1	Annually for 5 years	
SC 10		Submit Monitoring Reports 2	1 year after previous submission	
SC 10		Submit Monitoring Reports 3	1 year after previous submission	
SC 10		Submit Monitoring Reports 4	1 year after previous submission	
SC 10		Submit Monitoring Reports 5	1 year after previous submission	
SC 11	05/22/2019	Submit Baseline Monitoring Report	06/22/2019	
SC 12	05/22/2019	Submit Time Zero Report	30 Days After Construction Completion	
SC 15	05/22/2019	Big Cypress Fox Squirrel PreConstruction Survey	60-Days Prior to Construction	
SC 17	05/22/2019	AGI Inspection	Annually	

GC = General Condition

SC = Special Condition

Distribution List

Kyle Grandusky, Grandusky, Lamb and Associates, LLC

Audubon of Florida - Charles Lee

Div of Recreation and Park - District 4

US Army Corps of Engineers - Permit Section

FDEP

Exhibits

The following exhibits to this permit are incorporated by reference. The exhibits can be viewed by clicking on the links below or by visiting the District's ePermitting website at <http://my.sfwmd.gov/ePermitting> and searching under this application number 190403-1312.

[Exhibit 1.0 Location Map](#)

[Exhibit No. 2.0 Plans](#)

[Exhibit No. 2.1 Design Summary](#)

[Exhibit No. 3.0 FLUCCS MAP](#)

[Exhibit No. 3.1 Impact Map](#)

[Exhibit No. 3.2 Mitigation Plan](#)

NOTICE OF RIGHTS

As required by Sections 120.569 and 120.60(3), Fla. Stat., the following is notice of the opportunities which may be available for administrative hearing or judicial review when the substantial interests of a party are determined by an agency. Please note that this Notice of Rights is not intended to provide legal advice. Not all of the legal proceedings detailed below may be an applicable or appropriate remedy. You may wish to consult an attorney regarding your legal rights.

RIGHT TO REQUEST ADMINISTRATIVE HEARING

A person whose substantial interests are or may be affected by the South Florida Water Management District's (SFWMD or District) action has the right to request an administrative hearing on that action pursuant to Sections 120.569 and 120.57, Fla. Stat. Persons seeking a hearing on a SFWMD decision which affects or may affect their substantial interests shall file a petition for hearing with the Office of the District Clerk of the SFWMD, in accordance with the filing instructions set forth herein, within 21 days of receipt of written notice of the decision, unless one of the following shorter time periods apply: (1) within 14 days of the notice of consolidated intent to grant or deny concurrently reviewed applications for environmental resource permits and use of sovereign submerged lands pursuant to Section 373.427, Fla. Stat.; or (2) within 14 days of service of an Administrative Order pursuant to Section 373.119(1), Fla. Stat. "Receipt of written notice of agency decision" means receipt of written notice through mail, electronic mail, or posting that the SFWMD has or intends to take final agency action, or publication of notice that the SFWMD has or intends to take final agency action. Any person who receives written notice of a SFWMD decision and fails to file a written request for hearing within the timeframe described above waives the right to request a hearing on that decision.

If the District takes final agency action which materially differs from the noticed intended agency decision, persons who may be substantially affected shall, unless otherwise provided by law, have an additional Rule 28-106.111, Fla. Admin. Code, point of entry.

Any person to whom an emergency order is directed pursuant to Section 373.119(2), Fla. Stat., shall comply therewith immediately, but on petition to the board shall be afforded a hearing as soon as possible.

A person may file a request for an extension of time for filing a petition. The SFWMD may, for good cause, grant the request. Requests for extension of time must be filed with the SFWMD prior to the deadline for filing a petition for hearing. Such requests for extension shall contain a certificate that the moving party has consulted with all other parties concerning the extension and that the SFWMD and any other parties agree to or oppose the extension. A timely request for an extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

FILING INSTRUCTIONS

A petition for administrative hearing must be filed with the Office of the District Clerk of the SFWMD. Filings with the Office of the District Clerk may be made by mail, hand-delivery, or e-mail. Filings by facsimile will not be accepted. A petition for administrative hearing or other document is deemed filed upon receipt during normal business hours by the Office of the District Clerk at SFWMD headquarters in West Palm Beach, Florida. The District's normal business hours are 8:00 a.m. – 5:00 p.m., excluding weekends and District holidays. Any document received by the Office of the District Clerk after 5:00 p.m. shall be deemed filed as of 8:00 a.m. on the next regular business day.

Additional filing instructions are as follows:

- Filings by mail must be addressed to the Office of the District Clerk, 3301 Gun Club Road, West Palm Beach, Florida 33406.
- Filings by hand-delivery must be delivered to the Office of the District Clerk. Delivery of a petition to the SFWMD's security desk does not constitute filing. It will be necessary to request that the SFWMD's security officer contact the Office of the District Clerk. An employee of the SFWMD's Clerk's office will receive and file the petition.
- Filings by e-mail must be transmitted to the Office of the District Clerk at clerk@sfwmd.gov. The filing date for a document transmitted by electronic mail shall be the date the Office of the District Clerk receives the complete document. A party who files a document by e-mail shall (1) represent that the original physically signed document will be retained by that party for the duration of the proceeding and of any subsequent appeal or subsequent proceeding in that cause and that the party shall produce it upon the request of other parties; and (2) be responsible for any delay, disruption, or interruption of the electronic signals and accepts the full risk that the document may not be properly filed.

INITIATION OF ADMINISTRATIVE HEARING

Pursuant to Sections 120.54(5)(b)4. and 120.569(2)(c), Fla. Stat., and Rules 28-106.201 and 28-106.301, Fla. Admin. Code, initiation of an administrative hearing shall be made by written petition to the SFWMD in legible form and on 8 1/2 by 11 inch white paper. All petitions shall contain:

1. Identification of the action being contested, including the permit number, application number, SFWMD file number or any other SFWMD identification number, if known.
2. The name, address, any email address, any facsimile number, and telephone number of the petitioner and petitioner's representative, if any.
3. An explanation of how the petitioner's substantial interests will be affected by the agency determination.
4. A statement of when and how the petitioner received notice of the SFWMD's decision.
5. A statement of all disputed issues of material fact. If there are none, the petition must so indicate.
6. A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the SFWMD's proposed action.
7. A statement of the specific rules or statutes the petitioner contends require reversal or modification of the SFWMD's proposed action.
8. If disputed issues of material fact exist, the statement must also include an explanation of how the alleged facts relate to the specific rules or statutes.
9. A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the SFWMD to take with respect to the SFWMD's proposed action.

MEDIATION

The procedures for pursuing mediation are set forth in Section 120.573, Fla. Stat., and Rules 28-106.111 and 28-106.401–.405, Fla. Admin. Code. The SFWMD is not proposing mediation for this agency action under Section 120.573, Fla. Stat., at this time.

RIGHT TO SEEK JUDICIAL REVIEW

Pursuant to Section 120.68, Fla. Stat., and in accordance with Florida Rule of Appellate Procedure 9.110, a party who is adversely affected by final SFWMD action may seek judicial review of the SFWMD's final decision by filing a notice of appeal with the Office of the District Clerk of the SFWMD in accordance with the filing instructions set forth herein within 30 days of rendition of the order to be reviewed, and by filing a copy of the notice with the clerk of the appropriate district court of appeal.



June 30, 2022

Board of Supervisors
County Line Drainage District
12008 N.E. Highway 70
Arcadia, Florida 34266

Subject: Engineer’s Annual Report for Year 2021 – 2022

Dear President Beale and Board of Supervisors:

GMAwater, LLC is pleased to submit the following engineer’s report summarizing the progress of projects and initiatives within the County Line Drainage District (CLDD) during the past year.

County Line Ditch Pump

The permanent surface water pump located at the northeast corner of Section 1 (installed in September 2014) was used to discharge offsite into County Line Ditch under the permitted operations plan. The pump provides additional drainage relief to offset water flowing into the CLDD from lands lying to the north through the five inflow structures when “off-peak” flooding conditions exist in County Line Ditch. The following is a summary of pump operations during the past year (records provided by Florida Agri Management):

June 2021:	no pumping
July 2021:	135.1 hours over 17 days
August 2021:	233.7 hours over 21 days
September 2021:	199.7 hours over 17 days
October 2021:	105.9 hours over 13 days
November 2021:	118.5 hours over 14 days
December 2021 thru May 2022:	no pumping

Babcock Water Storage Project

Construction of the project was completed in June of 2018. CLDD continues to maintain the berm improvements. Water levels on the north side of the berm are being monitored and recorded in a log. The monitoring data is available to evaluate the project’s effectiveness in terms of extending the duration of wetland hydroperiods within the water storage area on Babcock Ranch Preserve and reducing flows into CLDD (which ultimately goes to the Caloosahatchee Estuary).

Caloosahatchee River and Estuary Basin Management Action Plan (BMAP)

In January 2020, the Florida Department of Environmental Protection (FDEP) adopted a revised BMAP for the Caloosahatchee River and Estuary. The revised BMAP includes an expanded watershed boundary that now includes the freshwater portions of the watershed from Lake Okeechobee to the Franklin Lock (S-79), whereby the CLDD is now included within the BMAP boundary. The BMAP sets out a plan to achieve water quality targets for impairments due to specific pollutants such as total nitrogen (TN) and total phosphorus (TP) identified by FDEP. For the portion of the watershed where CLDD is located, the pollutant of concern is TN. As CLDD is comprised of agricultural land uses, there is not a specific TN load reduction target assigned to CLDD or the agricultural lands within. That is to say, FDEP will not routinely measure nutrient loads in the discharge waters coming from CLDD to determine if they meet a certain standard. Instead, the BMAP assumes water quality standards are being met through implementation of best management practices (BMPs). Both CLDD and private land owners within CLDD have requirements for implementing BMPs.

Included in Appendix C of the BMAP Report, there is a specific BMP Plan for CLDD (copy attached) for activities within CLDD maintained canals and right-of-ways. It requires a canal cleaning program, maintenance of water control structures, public education/outreach, and prohibits direct land application of nutrients within CLDD's right-of-ways. As required by the BMAP, in January 2022 the District Engineer reported a summary of BMP activities completed by CLDD during the prior calendar year to the FDEP for inclusion in the annual BMAP report.

The BMAP requires agricultural landowners within CLDD to implement best management practices (BMPs) adopted by the Florida Department of Agriculture and Consumer Services (FDACS) to help achieve load reductions or demonstrate through monitoring, per Chapter 62-307, F.A.C., that water quality standards are already being met. Staff from FDACS has indicated all lands within CLDD are currently enrolled in the FDACS BMP Program. When land ownership changes occur in the future, new owners will be required to enroll in the BMP program, as the agreement to participate does not automatically transfer.

Sincerely,



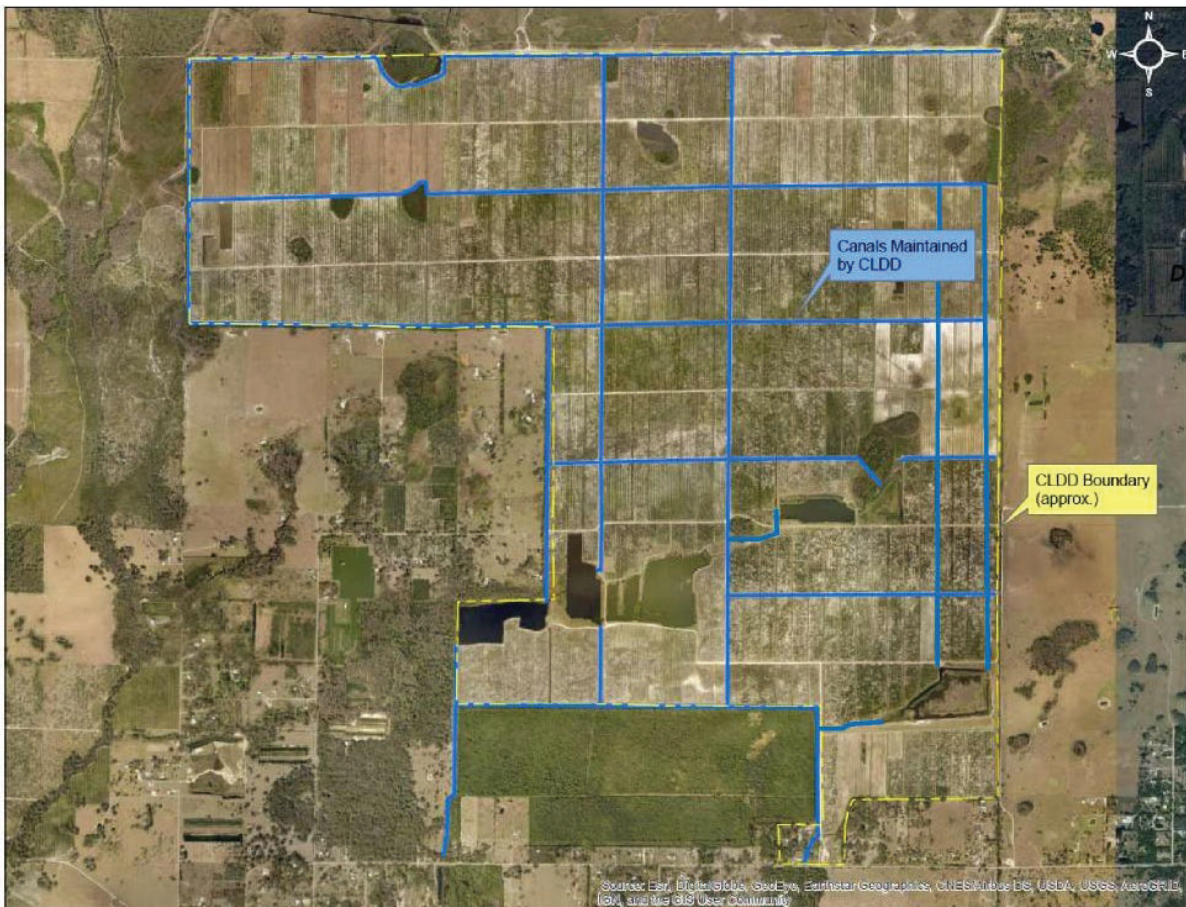
Kyle D. Grandusky, P.E.
Florida P.E. License No. 68395

Attachment: Water Control District BMP Plan for County Line Drainage District

Proposed Water Control District BMP Plan for County Line Drainage District for Caloosahatchee River and Estuary Basin Management Action Plan October 2019

The County Line Drainage District (CLDD) is a Chapter 298 District established in 1967, and presently codified pursuant to Chapter 99-417, Laws of Florida. The CLDD encompasses approximately 3,732 acres of agricultural lands within Lee County. The CLDD collects stormwater runoff and discharges the runoff into canals flowing to the C-43.

A map of the CLDD drainage canals and associated rights of way/ easements is shown below. There are approximately 25.0 miles of canals and rights of way that are maintained by the CLDD.



A map generally depicting the agricultural producers enrolled within the CLDD is on file with the Florida Department of Agriculture and Consumer Services (FDACS). All stormwater entering the CLDD canals is subject to the applicable FDACS best management practices (BMP) program.

The CLDD canals receive runoff from adjacent private lands within the water control district. Additionally, the CLDD canals receive runoff from offsite lands (namely the Babcock Ranch Preserve) to the north of the water control district via water control structures through CLDD's northern perimeter berm. The CLDD canals transmit both the onsite and offsite runoff to discharge points at the south end of the water control district. This practice of transmitting water does not increase the nutrient load in the runoff. The CLDD is proposing BMP's to remove nutrients sequestered in vegetation and sediment during the transportation process.

The CLDD proposes that the listed BMP's will be implemented and reported as activity based strategies. A specific allocation or nutrient reduction target will not be established. Rather the CLDD's activities will serve to assist in the control of nutrients as part of the efforts described in the Basin Management Action Plan (BMAP). Implementation of the BMP's shall provide compliance with the BMAP and Chapters 373 and 403 F.S.

In selecting the BMP's, in coordination with FDEP, the function, operation and budget of the CLDD has been considered and these listed BMP's should not be considered as cost-effective, technically practical or applicable to any other water control district within the BMAP. Each BMP includes a description and the required records.

The CLDD will provide FDEP an annual report confirming these activities are as identified below. Detailed records of same will be kept in the CLDD's offices.

1. Public Education and Outreach

Description: The CLDD shall include as part of its annual meeting, an agenda item to alert its landowners of the existence of the BMAP and requirements for agricultural landowners. FDEP and FDACS will assist with the preparation of the agenda materials.

Report: Annual Landowners' Agenda. A copy of the agenda and background materials shall be on file.

2. FDACS BMP Assistance

Description: The CLDD will provide assistance to the FDACS, when requested. The CLDD will identify current landowner or producer and their contact information based on the CLDD records. The CLDD will contact landowners identified by FDACS to encourage the landowner or producer to participate in the FDACS BMP programs and recommend they contact FDEP to learn more about the program.

Report: Number of landowners/producer information by FDACS and responses provided.

3. Nutrient Controls

Description: No nutrients imported via direct land application for application on the CLDD's rights of way.

Report: Annual verification by CLDD

4. Canal Cleaning Program

Description: The intent of this BMP is to provide for a systematic review and field evaluation to determine when such sediments are able to be removed in a practical and cost effective method. Not less than every five years, analysis of the canals to determine if sedimentation has accumulated in the canal and is causing increased water velocities. Analysis to be made by visual inspection of the flow and canal condition, probing, and canals may be cross-sectioned (larger canals targeted) at critical points to document sedimentation volumes and impact to flow velocity. If excessive sediments are identified, then establish a schedule to remove the excessive sediments from the canals and/or stabilize the ditch banks. The schedule to remove should then be followed. When removing the sediments, care to be taken to not create steep banks that will continue to erode and add sediments into the canals. When cleaning canals, the canal banks and side slopes will not be disturbed where practical. Spoil material removed from the canals will be placed away from the canal banks where the canal easement has available space. The CLDD will attempt to work with adjacent landowners for disposal of sediment material on adjacent fields.

Report: Records used to identify sediment; schedule for the removal, when identified; work records or purchase orders for sediment removal. Dates when maintenance was performed, maps showing the location of the activities.

5. Control Structures

Description: Maintain existing water control structures to regulate storm water discharges during storm events and to allow nutrients and sediments to settle out in the canals where they can be removed. Evaluate the cost benefit impact of new structures as identified to improve water quality.

Report: Structure type, location, and operation. Identify proposed structures analyzed and the results.

County Line
Drainage District

**Financial Report For
June 2022**

**COUNTY LINE DRAINAGE DISTRICT
MONTHLY FINANCIAL REPORT
JUNE 2022**

	Annual Budget 10/1/21 - 9/30/22	Actual Jun-22	Year To Date Actual 10/1/21 - 6/30/22
REVENUES			
Assessments	186,584	0	186,361
Miscellaneous Income	0	0	0
Interest Income	138	0	149
Total Revenues	\$ 186,722	\$ -	\$ 186,510
EXPENDITURES			
Management Fees	28,896	2,408	21,672
Legal Fees	7,000	260	3,280
Legal Advertisements	750	0	223
Engineering	7,000	1,045	1,045
Audit Fees	8,700	0	0
Insurance	7,850	0	7,445
Meetings and Membership Dues	750	0	175
Miscellaneous	750	0	200
Postage	150	0	121
Office Supplies	250	19	152
Outside Maintenance Labor	25,000	2,035	17,745
Weed Control	25,000	0	0
Control Structures	34,000	0	0
Fuel/Lubricants	4,000	0	2,313
Equipment Parts	3,000	4,914	5,266
Construction Materials	500	0	0
Road Maintenance	14,000	0	0
Canal Maintenance	25,000	0	40
Drainage System	0	0	10,411
North Dike Maintenance	20,000	766	8,681
Water Analyses	3,000	0	576
Reserve	30,000	0	0
Total Expenditures	\$ 245,596	\$ 11,447	\$ 79,345
Revenues Less Expenditures	\$ (58,874)	\$ (11,447)	\$ 107,165
Tax Collector Fees	(535)	0	(513)
Discounts For Early Payments	(7,407)	0	(1,963)
Property Appraiser Fees	(354)	0	(354)
Excess/ (Shortfall)	\$ (67,170)	\$ (11,447)	\$ 104,335
Carryover From Prior Year	67,170	0	0
Net Excess/ (Shortfall)	\$ -	\$ (11,447)	\$ 104,335

Bank Balance As Of 6/30/22	\$ 311,665.64
Accounts Payable As Of 6/30/22	\$ 11,446.74
Accounts Receivable As Of 6/30/22	\$ -
Available Funds As Of 6/30/22	\$ 300,218.90

County Line Drainage District
Budget vs. Actual
October 2021 through June 2022

	<u>Oct 21 - June 22</u>	<u>21/22 Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
Income				
01-3500 · Assessment Revenue	186,361.00	186,584.00	-223.00	99.88%
01-3780 · Tax Collector Fees	-513.30	-535.00	21.70	95.94%
01-3785 · Assessment Discounts	-1,963.11	-7,407.00	5,443.89	26.5%
01-3790 · Property Appraiser Fee	-354.00	-354.00	0.00	100.0%
01-3900 · Miscellaneous Income	0.00	0.00	0.00	0.0%
01-9510 · Interest Income	148.78	138.00	10.78	107.81%
01-9599 · Carryover From Prior Year	0.00	67,170.00	-67,170.00	0.0%
Total Income	<u>183,679.37</u>	<u>245,596.00</u>	<u>-61,916.63</u>	<u>74.79%</u>
Gross Profit	183,679.37	245,596.00	-61,916.63	74.79%
Expense				
01-1311 · Management Fees	21,672.00	28,896.00	-7,224.00	75.0%
01-1480 · Legal Advertisements	223.40	750.00	-526.60	29.79%
01-1513 · Postage and Delivery	120.76	150.00	-29.24	80.51%
01-1640 · Roadway Maintenance	0.00	14,000.00	-14,000.00	0.0%
01-1645 · Canal Maintenance	39.80	25,000.00	-24,960.20	0.16%
Drainage System	10,410.50	0.00	10,410.50	100.0%
01-1646 · North Dike Maintenance	8,680.99	20,000.00	-11,319.01	43.41%
01-1650 · Outside Maintenance Labor	17,744.50	25,000.00	-7,255.50	70.98%
01-1660 · Weed Control	0.00	25,000.00	-25,000.00	0.0%
01-1670 · Control Structures	0.00	34,000.00	-34,000.00	0.0%
01-1680 · Fuels / Lubricants	2,313.31	4,000.00	-1,686.69	57.83%
01-1690 · Equipment Parts / Repair	5,265.74	3,000.00	2,265.74	175.53%
01-1691 · Construction Materials	0.00	500.00	-500.00	0.0%
01-1750 · Legal Fees	3,280.00	7,000.00	-3,720.00	46.86%
01-1760 · Engineering	1,045.00	7,000.00	-5,955.00	14.93%
01-1770 · Audit Fees	0.00	8,700.00	-8,700.00	0.0%
01-1795 · Meetings & Membership Dues	175.00	750.00	-575.00	23.33%
01-1800 · Insurance	7,445.00	7,850.00	-405.00	94.84%
01-1810 · Miscellaneous	200.49	750.00	-549.51	26.73%
01-1820 · Office Supplies	152.30	250.00	-97.70	60.92%
01-1833 · Water Analyses	576.00	3,000.00	-2,424.00	19.2%
01-1896 · Reserve	0.00	30,000.00	-30,000.00	0.0%
Total Expense	<u>79,344.79</u>	<u>245,596.00</u>	<u>-166,251.21</u>	<u>32.31%</u>
	<u>104,334.58</u>	<u>0.00</u>	<u>104,334.58</u>	<u>100.0%</u>

**COUNTY LINE DRAINAGE DISTRICT
FIELD REPORT
FOR THE MONTHS OF APRIL THROUGH JUNE 2022**

1) CULVERTS REMOVED/INSTALLED

- a) The 2 culverts ordered have been delivered. Need to install.

2) CANALS CLEANED

- a) None.

3) WEED CONTROL

- a) Dean is still working on ditches.

4) ROADS MAINTENANCE

- a) None.

5) METERS/PUMPS

- a) Read all meters.

6) PROJECTED OR SPECIAL PROJECT

- a) Need to remove culvert between Sections 12 & 1.