



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

✓ Ron
✓ Duncan

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Mimi A. Drew
Secretary

October 7, 2010

Mr. Douglas E. Barr
Northwest Florida Water Management District
81 Water Management Drive
Havana, FL 32333

Dear Mr. Barr:

Permit No. 0227351-001, Washington County
Sand Hill Lakes Mitigation Bank

Your request to modify this permit has been received, reviewed and approved by Department staff. The modification is to release 14.9 credits for the attainment of the first interim release criteria defined in Specific Condition 23 in accordance with the release schedule in Specific Condition 19.

Specific Condition 23 details the requirements for interim credit releases based upon documented ecological enhancement. Interim credits are allocated 6.2 flatwoods credits, 7.3 mixed hardwood credits and 1.4 herbaceous credits.

The site's attainment of criteria is documented in the 2009 monitoring and verified by the Department during a site inspection on September 21, 2010. All management areas were trending toward success. Additional details and photos can be found on the bank's website: http://www.nwfwmdwetlands.com/Site.php?site_id=4 . In addition, a compliance review was conducted. No significant deficiencies were found; however, the further thinning of the hydric pine area is recommended.

Therefore, in accordance with Specific Condition 19 of your permit, the attached ledger reflects the credit release. By copy of this letter and accompanying ledger, we are notifying all necessary parties of the modification.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. Petitions filed by the permittee and the parties listed below must be filed within 21 days of receipt of this

Ledger Modification
Sand Hill Lakes Mitigation Bank
Permit #0227351-001

letter. Petitioner shall mail a copy of the petition to the permittee at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information:

- (a) The name, address, and telephone number of each petitioner, the permittee's name and address, the Department Permit File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action; or proposed action;
- (d) A statement of the material facts disputed by petitioner, if any;
- (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and
- (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this letter. Persons whose substantial interests will be affected by any decision of the Department with regard to the permit have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 21 days of receipt of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

This Notice constitutes final agency action unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition. Upon timely filing of a petition or a request for an extension of time this Notice will not be effective until further Order of the Department.

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Any party to this letter has the right to seek judicial review of the Order pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; and by filing a copy with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date the Notice of Permit Modification is filed with the Clerk of the Department.

Sincerely,



Calvin Alvarez, Administrator
Office of Submerged Lands
and Environmental Resources

Attachment - ledger

cc (by email):

Andy Joslyn, Diana Athnos, DEP, Northwest District
Jon Griffin, COE, Jacksonville
Dale Beter, COE, Panama City
Cecilia Harper, EPA, Atlanta
Ted Martin, FWS, Panama City

Sand Hill Lakes Mitigation Bank Ledger
Permit No. 0227371-001
October 7, 2010

Freshwater Herbaceous Wetlands: Total Potential Credits = 29.2

Release Mod./ Impact Permit	Permit Date	Issuing Agency	Ledger Modification	Credits Added	Credits Used	Balance
initial release	n/a	DEP	05/23/06	7.30		7.30
burn release	n/a	DEP	05/23/06	2.90		10.20
03-0198390-002	09/23/02	DEP	03/04/08		1.68	8.52
03-0202923-001	12/20/02	DEP	03/04/08		1.33	7.19
03-0195655-001	08/02/02	DEP	03/04/08		3.44	3.75
03-0192214-002	04/26/02	DEP	03/04/08		0.52	3.23
SC10 release	n/a	DEP	03/06/08	2.90		6.13
SC12 release	n/a	DEP	03/06/08	2.90		9.03
30-0294647-001	04/22/09	DEP	09/30/10		0.09	8.94
1st interim release	n/a	DEP	10/07/10	1.40		10.34

Freshwater Forested Flatwoods: Total Potential Credits = 123.1

Release Mod./ Impact Permit	Permit Date	Issuing Agency	Ledger Modification	Credits Added	Credits Used	Balance
initial release	n/a	DEP	05/23/06	30.80		30.80
burn release	n/a	DEP	05/23/06	12.30		43.10
03-0268000-001	03/16/07	DEP	03/04/08		16.10	27.00
03-0198390-002	09/23/02	DEP	03/04/08		4.33	22.67
03-0202923-001	12/20/02	DEP	03/04/08		3.42	19.25
03-0195655-001	08/02/02	DEP	03/04/08		9.19	10.06
03-0192214-002	04/26/02	DEP	03/04/08		1.38	8.68
SC10 release	n/a	DEP	03/06/08	12.30		20.98
SC12 release	n/a	DEP	03/06/08	12.30		33.28
1st interim release	n/a	DEP	10/07/10	6.20		39.48

Freshwater Mixed Hardwoods: Total Potential Credits = 146.1

Release Mod./ Impact Permit	Permit Date	Issuing Agency	Ledger Modification	Credits Added	Credits Used	Balance
initial release	n/a	DEP	05/23/06	36.50		36.50
burn release	n/a	DEP	05/23/06	14.60		51.10
03-0268000-001	03/16/07	DEP	03/04/08		2.25	48.85
03-0198390-002	09/23/02	DEP	03/04/08		8.08	40.77
03-0202923-001	12/20/02	DEP	03/04/08		6.38	34.39
03-0195655-001	08/02/02	DEP	03/04/08		16.37	18.02
03-0192214-002	04/26/02	DEP	03/04/08		2.46	15.56
SC10 release	n/a	DEP	03/06/08	14.60		30.16
SC12 release	n/a	DEP	03/06/08	14.60		44.76
30-168551-009	10/14/09	DEP	01/22/10		1.65	43.11
67-0286499-001	08/11/08	DEP	09/30/10		1.09	42.02
67-0278545-001	03/13/09	DEP	09/30/10		7.60	34.42
1st interim release	n/a	DEP	10/07/10	7.30		41.72