



959412

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/06/2017	.	
	.	
	.	
	.	

---

The Committee on Appropriations (Galvano) recommended the following:

**Senate Amendment to Amendment (920390)**

Delete lines 192 - 255  
and insert:  
water storage south of the lake. The use of eminent domain in the EAA for the purpose of implementing the EAA reservoir project is prohibited.

(a) Upon the effective date of this act, the district shall identify the lessees of the approximately 3,200 acres of land owned by the state or the district west of the A-2 parcel and



959412

11 east of the Miami Canal and the private property owners of the  
12 approximately 500 acres of land surrounded by such lands.

13 (b) By July 31, 2017, the district shall contact the  
14 lessors and landowners of the land identified pursuant paragraph  
15 (a) to express the district's interest in acquiring land through  
16 the purchase or exchange of lands or by the amendment or  
17 termination of lease agreements. If land swaps or purchases are  
18 necessary to assemble the required acreage, the participation of  
19 private landowners must be voluntary. The district shall contact  
20 the board to request that any lease of land identified pursuant  
21 to paragraph (a), the title to which is vested in the board, be  
22 amended or terminated. All appraisal reports, offers, and  
23 counteroffers in relation to this subsection are confidential  
24 and exempt from s. 119.07(1), as provided in s. 373.139.

25 (c) The board shall provide to the district, through direct  
26 acquisition in fee or by a supplemental agreement, any land, the  
27 title to which is vested in the board, that the district  
28 identifies as necessary to construct the EAA reservoir project.

29 (d) The total acreage necessary for additional water  
30 treatment may not exceed the amount reasonably required to meet  
31 state and federal water quality standards as determined using  
32 the water quality modeling tools of the district. The district  
33 shall use the latest version of the Dynamic Model for Stormwater  
34 Treatment Areas Model modeling tool and other modeling tools  
35 that will be required in the planning and design of the EAA  
36 reservoir project. If additional land not identified in  
37 paragraph (a) is necessary for the EAA reservoir project, the  
38 district shall acquire that land from willing sellers of  
39 property in conjunction with the development of the



959412

40 post-authorization change report.

41 (5) POST-AUTHORIZATION CHANGE REPORT.-

42 (a) The district is directed to request, by July 1, 2017,  
43 that the corps jointly develop a post-authorization change  
44 report with the district for CEPP to revise the project  
45 component located on the A-2 parcel with the goal of increasing  
46 water storage provided by the project component to a minimum of  
47 240,000 acre-feet. Upon agreement with the corps, development of  
48 the report must begin by August 1, 2017, and does not preclude  
49 the implementation of the remaining CEPP project components.

50 (b) Using the A-2 parcel and the additional land identified  
51 pursuant to paragraph (4) (a) and without modifying the A-1  
52 parcel, the report must evaluate:

53 1. The optimal configuration of the EAA reservoir project  
54 for providing at least 240,000 acre-feet of water storage; and

55 2. Any necessary increases in canal conveyance capacity to  
56 reduce the discharges to the St. Lucie or Caloosahatchee  
57 estuaries.

58 (c) If the district and the corps determine that an  
59 alternate configuration of water storage and water quality  
60 features providing for significantly more water storage, but no  
61 less than 360,000 acre-feet of water storage, south of the lake  
62 can be implemented on a footprint that includes modification to  
63 the A-1 parcel, the district is authorized to recommend such an  
64 alternative configuration in its report. Any such recommendation  
65 must include sufficient water quality treatment capacity to meet  
66 state and federal water quality standards.

67 (d) Pending congressional approval of the report, the  
68 district may begin the preliminary planning or construction