

By Senator Bennett

21-1524-05

1 A bill to be entitled
 2 An act relating to public marina facilities and
 3 boat ramps; amending s. 403.814, F.S.;
 4 authorizing the Department of Environmental
 5 Protection to allow such facilities or ramps to
 6 be constructed and maintained by local
 7 governments; providing guidelines and
 8 limitations relating to such projects;
 9 providing for fees; providing an effective
 10 date.
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 12 Be It Enacted by the Legislature of the State of Florida:
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 14 Section 1. Subsection (12) is added to section
 15 403.814, Florida Statutes, to read:
 16 403.814 General permits; delegation.--
 17 (12) The department shall adopt rules authorizing a
 18 general permit providing regulatory and proprietary
 19 authorization to local governments for the construction and
 20 maintenance of public marina facilities and public boat ramps.
 21 Such facilities may preempt no more than 50,000 square feet of
 22 sovereign submerged lands and shall be reviewed pursuant to
 23 the regulatory criteria in s. 373.414. A public marina
 24 facility constructed pursuant to this subsection must obtain
 25 Clean Marina Program status within a reasonable time after
 26 completion and must maintain such status for the life of the
 27 facility. A facility approved pursuant to this subsection is
 28 exempt from review as a development of regional impact if the
 29 facility complies with the comprehensive plan of the
 30 applicable local government. As used in this subsection, the
 31 term "public" means the facility or ramp is open to the public

1 on a first-come, first-serve basis with a rental term not to
2 exceed 1 year. A facility or boat ramp constructed pursuant to
3 this subsection may not be sold to a private entity. The state
4 consents to the use of all state lands lying under water which
5 are necessary to accomplish the purposes of this subsection.
6 Fees charged to local governments for preemption of such state
7 lands shall be as set forth in chapter 253 and shall be used
8 to promote boating access in this state.

9 Section 2. This act shall take effect July 1, 2005.

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12 SENATE SUMMARY

13 Provides for the Department of Environmental Protection
14 to authorize permits for local governments to construct
15 and maintain public marina facilities and public boat
16 ramps. Provides guidelines for such projects and
17 authorizes fees.
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