CS/CS/HB 831

1	A bill to be entitled
2	An act relating to Nassau County; providing that certain
3	single-family docks located in the Nassau River-St. Johns
4	River Marshes Aquatic Preserve must meet specified
5	criteria; authorizing the Department of Environmental
6	Protection to take action against owners of docks that do
7	not meet such criteria after a specified date; providing
8	an effective date.
9	
10	Be It Enacted by the Legislature of the State of Florida:
11	
12	Section 1. Existing single-family docks constructed prior
13	to June 1, 2009, that are located within Nassau County on Lofton
14	Creek in the Nassau River-St. Johns River Marshes Aquatic
15	Preserve between State Road 200 to the north and a line drawn
16	between N30°32'44.890", W-81°33'08.68" and N30°32'40.001", W-
17	81°32'55.79" to the south shall:
18	(1) Be exempt from the need to obtain a permit under part
19	IV of chapter 373, Florida Statutes, for the existing dock or
20	for modifications to the existing dock necessary to meet the
21	conditions for applying for a letter of consent pursuant to this
22	act.
23	(2) Notwithstanding the provisions of chapter 258, Florida
24	Statutes, and rule 18-20, Florida Administrative Code, be
25	allowed to retain a terminal platform, as defined in rule 18-
26	20.003(67), Florida Administrative Code, with a cumulative total
27	deck and roof area not to exceed 800 square feet, provided that
28	by December 31, 2010, the owner of the riparian parcel



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29	associated with the dock conforms the dock to meet the terminal
30	platform size requirement, if necessary, and applies for a
31	letter of consent to use sovereignty submerged lands from the
32	Department of Environmental Protection acting on behalf of the
33	Board of Trustees of the Internal Improvement Trust Fund. A
34	letter of consent shall be issued once applicable criteria of
35	this act are met and the owner shall record the original letter
36	of consent in the Nassau County Official Records Book to run
37	with the upland parcel.
38	(3) Be maintained or repaired within a footprint the same
39	as or smaller than the footprint of the current structure in
40	accordance with rule 18-21.004(7)(h), Florida Administrative
41	Code. This subsection does not prohibit an owner from
42	demolishing or removing such a dock. However, should more than
43	50 percent of a nonconforming structure fall into a state of
44	disrepair or be destroyed as a result of any natural or manmade
45	force, the entire structure shall be brought into full
46	compliance with the current rules of the board.
47	Section 2. Nothing in this act shall be construed to
48	prevent the Department of Environmental Protection from taking
49	enforcement action against the owner of the riparian parcel
50	associated with a dock that does not meet the criteria of
51	section 1 after December 31, 2010.
52	Section 3. This act shall take effect upon becoming a law.

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2010