

By Senator Lee

24-00475A-13

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1                   A bill to be entitled  
2           An act relating to stormwater management permits;  
3           creating s. 373.41305, F.S.; authorizing certain  
4           municipalities and counties to adopt stormwater  
5           adaptive management plans and obtain conceptual  
6           permits for urban redevelopment projects; providing  
7           requirements for establishment of such permits by  
8           water management districts in consultation with the  
9           Department of Environmental Protection; providing that  
10          certain urban redevelopment projects qualify for a  
11          noticed general permit; prohibiting provisions for  
12          such permits from conflicting with specified federally  
13          delegated pollution reduction programs; providing an  
14          effective date.

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16 Be It Enacted by the Legislature of the State of Florida:

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18           Section 1. Section 373.41305, Florida Statutes, is created  
19 to read:

20           373.41305 Conceptual permits for urban redevelopment  
21 projects.-

22           (1) A municipality or county that creates a community  
23 redevelopment area or an urban infill and redevelopment area  
24 pursuant to chapter 163 may adopt a stormwater adaptive  
25 management plan that addresses the quantity and quality of  
26 stormwater discharges for the area and may obtain a conceptual  
27 permit from a water management district or the department.

28           (2) The water management district, in consultation with the  
29 department, shall establish the conceptual permit. The permit:

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30       (a) Must allow for the rate and volume of stormwater  
31 discharges for stormwater management systems of urban  
32 redevelopment projects located within a community redevelopment  
33 area created under part III of chapter 163 or an urban infill  
34 and redevelopment area designated under s. 163.2517 to continue  
35 up to the maximum rate and volume of stormwater discharges  
36 within the area as of the date that the stormwater adaptive  
37 management plan is adopted.

38       (b) Must presume that stormwater discharges for stormwater  
39 management systems of urban redevelopment projects located  
40 within a community redevelopment area created under part III of  
41 chapter 163 or an urban infill and redevelopment area designated  
42 under s. 163.2517, which demonstrate a net improvement of the  
43 quality of the discharged water that existed as of the date that  
44 the stormwater adaptive management plan is adopted for any  
45 applicable pollutants of concern in the receiving water body, do  
46 not cause or contribute to violations of water quality criteria.

47       (c) Must not prescribe additional or more stringent  
48 limitations concerning the quantity and quality of stormwater  
49 discharges from stormwater management systems beyond those  
50 provided in this section.

51       (d) Must be issued for a duration of at least 20 years,  
52 unless a shorter duration is requested by the applicant, and may  
53 be renewed.

54       (3) Urban redevelopment projects that meet the criteria  
55 established in the conceptual permit pursuant to this section  
56 qualify for a noticed general permit that authorizes  
57 construction and operation for the duration of the conceptual  
58 permit.

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59       (4) Notwithstanding subsections (1)-(3), a permit issued  
60 pursuant to this section must not conflict with the requirements  
61 of a federally approved program pursuant to s. 403.0885 or with  
62 the implementation of s. 403.067(7) regarding total maximum  
63 daily loads and basin management plans.

64       Section 2. This act shall take effect July 1, 2013.