

*Includes edits discussed at Feb. 18, 2016 Regulatory Team Meeting*

## **Regulatory Team**

### **Team Leader:**

Lennart Lindahl, SFWMD  
Kristine Morris, FDEP (Co-Chair)

### **Background:**

The Regulatory Team (RT) was formed to assist in the solutions planning process for the 2015 RWSP by identifying and addressing regulatory issues or constraints that could affect successful implementation of the projects identified by the Solutions Planning Team (SPT), develop options for consistent regulations, and carry out any additional assignments to support the SPT efforts. The RT has collaboratively shared ideas, information, alternatives, and responsibilities with the SPT under the guidance of the Steering Committee (SC) and Management Oversight Committee (MOC) to fulfill the Guiding Principles of the CFWI. Team membership has been comprised of regulatory staff from the Districts, FDEP, FDACS, public water supply utilities, and environmental group representatives. The RT has interacted with the other CFWI technical teams to evaluate regulatory options identified for ensuring sustainable water supplies. The RT provided drafting support for FDEP's Guidance Memo on Interim Consumptive Use Permitting within the CFWI Planning Area, which provided interim guidance to the Districts in implementing the CUP program and specifically addressed coordination on pending applications, permit duration, water conservation, proposed agency action documentation, and permit conditions. The RT has compiled monthly reports of pending consumptive use permit applications in the CFWI Planning Area and posted them for public view on [www.cfwewater.com](http://www.cfwewater.com).

### **Goal:**

After adoption of the RWSP, the goal of the RT now is to support CFWI 2020 Guiding Principle three to "establish consistent rules and regulations for the three water management districts that meet the Collaborative Process Goals and implement the results of this Central Florida Water Initiative," consistent with the statutory directive for the development of uniform rules for application within the CFWI in s. 373.0465(2)(d), F.S..

### **Team Approach:**

The RT is comprised of regulatory and legal staff from the South, Southwest, and St. John's Water Management Districts (WMDs); Florida Department of Environmental Protection (FDEP) representatives; a Florida Department of Agriculture and Consumer Services (FDACS) representative; public water supply utility representatives; and environmental group representatives. The RT will work under the guidance of the Steering Committee (SC) and Management Oversight Committee (MOC) to fulfill the Guiding Principles of the CFWI. The RT will interact with the other CFWI teams to evaluate regulatory options identified for ensuring

sustainable water supplies. The Regulatory Team's approach will be a collaborative sharing of ideas, information, alternatives, and responsibilities.

### **Team Objectives:**

The objectives of the RT are to develop options for consistent regulations as well as identify legislative changes, as needed, to implement the solution strategies identified in the CFWI process, to assist with resource recovery strategies, and to provide for equitable and predictable review of consumptive use permit applications among the Districts.

### **Team Scope of Work:**

#### **H1 - Report consumptive use program data**

Coordinate with WMD representatives and continue to generate monthly reports of consumptive use permit applications.

#### **H2 - Regulatory and statutory options**

Identify options for uniform regulations and statutory changes as needed, addressing the following topics:

- Conditions for Issuance
- Uniform definition of harm
- Uniform demand by use class
- Uniform conservation requirements by use class
- Use of MFLs and reservations in the permitting process
- Single permitting model tool
- Permitting thresholds
- Permit compliance
- Potential impacts outside of the CFWI boundary

#### **H3 - Assist with prevention and recovery strategies**

Assist WMDs with the development and regulatory implementation of prevention and recovery strategies as needed.

#### **H4 - Review regional strategies**

Provide regulatory review of updated regional strategies and solutions identified to meet water demands that are in excess of the sustainable yield of existing traditional groundwater sources.

#### **H5 - Report findings**

Present findings of the above evaluations to the Management Oversight Committee and Steering Committee.

### **Team Schedule**

The RT will provide products to the MOC and TOC in accordance within RWSP 2020 and legislatively mandated timeframes:

- Determine conceptual approach for rule options for each topic - June 1, 2016
- Provide initial draft rule language options for each topic – October 1, 2016
- Publish Notice of Rule Development for CFWI rules (DEP) - December 1, 2016

**Regulatory Team**

If needed, put Team Goal here.

South Florida Water Management District	Len Lindahl (Team Leader)
St. Johns River Water Management District	Victor Castro
Southwest Florida Water Management District	Alba Más
Florida Department of Environmental Protection	Kristine Morris (Co-Chair) Janet Llewellyn
Florida Department of Agriculture and Consumer Services	Rebecca Elliott
Environmental Community	Eric Draper, Audubon Florida Richard Hamann, University of Florida
Public Water Supply Utilities	Krystal Azzarella, Polk County Debbie Bradshaw, OUC
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