AGENDA
BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND
JUNE 17, 2014
Attachments to the items below can be viewed at the following link:
http://www.dep.state.fl.us/secretary/cab/public_notices.htm
Substitute Page
******************************************************************************

Item 1   Minutes

Submittal of the Board of Trustees’ Minutes from the April 22, 2014 Cabinet Meeting.

VOTING REQUIREMENT FOR APPROVAL:   Two members, one of whom is the Governor, when four members are voting; or any two members, when three members are voting.

(See Attachment 1 at http://www.dep.state.fl.us/secretary/cab/public_notices.htm)

RECOMMEND  APPROVAL

******************************************************************************


REQUEST:  Consideration of (1) the 2013 Florida Forever Five-Year Plan; (2) the 2013 Florida Forever Land Acquisition Priority List; (3) the Division of State Lands’ Annual Florida Forever Work Plan for Fiscal Year 2013-2014; (4) the 2014 Florida Forever Five-Year Plan, (5) the 2014 Florida Forever Priority List; and (6) the Division of State Lands’ Annual Florida Forever Work Plan for Fiscal Year 2014-2015.

VOTING REQUIREMENT FOR APPROVAL:   Two members, one of whom is the Governor, when four members are voting; or any two members, when three members are voting.

STAFF REMARKS:  The Florida Forever Five-Year Plan is a compilation of information, in report form, on the Florida Forever projects and is prepared pursuant to chapter 259, F.S., and rule 18-24, F.A.C.

Section 259.035, F.S., establishes the Acquisition and Restoration Council (ARC) as a ten-member board composed of four agency heads and six private citizen appointees. In accordance with section 259.105(14), F.S., ARC is required to review projects on the most current, approved Florida Forever list and develop a new list to be approved by the Board of Trustees annually. Section 259.105(17), F.S., requires the Department of Environmental Protection’s Division of State Lands (DSL) to prepare an annual work plan. The work plan is required to be adopted by ARC and presented to the Board of Trustees on an annual basis. ARC conducts 6 to 14 public hearings and meetings throughout the year to review land acquisition proposals, evaluate their resource attributes, establish or revise project boundaries, rank projects in priority order, and adopt a land acquisition work plan.
Substitute Item 2, cont.

(1) 2013 Florida Forever Five-Year Plan: Each of the 119 ARC-approved land acquisition projects are described in the Florida Forever Five-Year Plan. ARC recommended the following adjustments to the 2012 priority list of acquisition projects: (a) add four new projects; (b) remove two projects; and (c) amend (expand/reduce) the boundary of ten projects.

<table>
<thead>
<tr>
<th>New Projects Added to the List</th>
<th>Total Acres</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Blue Head Ranch (CCL-4)</td>
<td>40,563</td>
<td>Highlands</td>
</tr>
<tr>
<td>Limestone Ranch (LTF-23)</td>
<td>6,382</td>
<td>DeSoto</td>
</tr>
<tr>
<td>Natural Bridge Creek(CNL-25)</td>
<td>1,797</td>
<td>Walton</td>
</tr>
<tr>
<td>Pringle Creek Forest (PRI-31)</td>
<td>8,460</td>
<td>Flagler</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Projects Removed from the List</th>
<th>Total Acres</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Florida National Scenic Trail</td>
<td>80</td>
<td>Columbia</td>
</tr>
<tr>
<td>North Key Largo Hammocks</td>
<td>4,621</td>
<td>Monroe</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Projects with Boundary Amendments</th>
<th>Acres+/(-)</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Escribano Point (PRI-5)</td>
<td>63</td>
<td>Santa Rosa</td>
</tr>
<tr>
<td>Shoal River Buffer (CNL-32)</td>
<td>80</td>
<td>Okaloosa</td>
</tr>
<tr>
<td>Wacissa-Aucilla River (CNL-7)</td>
<td>7,333</td>
<td>Jefferson</td>
</tr>
<tr>
<td>Clear Creek/Whiting Field (PRI-8)</td>
<td>(163)</td>
<td>Santa Rosa</td>
</tr>
<tr>
<td>Corkscrew Regional Ecosystem Watershed (PRI-9)</td>
<td>(1,706)</td>
<td>Collier/Lee</td>
</tr>
<tr>
<td>Coupon Bight/Key Deer (CCI-5)</td>
<td>(271)</td>
<td>Monroe</td>
</tr>
<tr>
<td>Florida Keys Ecosystem (CCL-1)</td>
<td>(24)</td>
<td>Monroe</td>
</tr>
<tr>
<td>Garcon Ecosystem (CCL-12)</td>
<td>(283)</td>
<td>Santa Rosa</td>
</tr>
<tr>
<td>Lake Santa Fe (PRI-20)</td>
<td>(174)</td>
<td>Alachua</td>
</tr>
<tr>
<td>St. Joe Timberland (CCL-4)</td>
<td>(7,333)</td>
<td>Wakulla</td>
</tr>
</tbody>
</table>

Note: Project Categories: CCL – Climate Change Lands project; CHR - Critical Historical Resources project; CNL – Critical Natural Lands project; LTF – Less-Than-Fee project; PRI – Partnerships & Regional Incentives project; and SC – Substantially Complete project. Numbers indicate ARC’s December 2012 priority rank within the project category.

The 2013 Florida Forever Five-Year Plan is being submitted in digital format.

(2) ARC Recommended 2013 Florida Forever Priority List: The 2013 Florida Forever Priority List adopted by ARC on December 14, 2012 included 119 projects. This list was used to develop the 2013-14 Division of State Lands’ Florida Forever Work Plan adopted by ARC in August of 2013, transmitted to the Board of Trustees on September 30, 2013, and provided for Board consideration in this item. Each project was ranked within one of six categories as follows: 14 CCL-Climate Change Lands projects; 6 CHR-Critical Historical Resources projects; 34 CNL-Critical Natural Lands projects; 28 LTF-Less-Than-Fee projects; 31 PRI-Partnerships and Regional Incentives projects; and 6 SC-Substantially Complete projects. In compliance with section 259.04(1)( c), F.S., “…the board shall approve, in whole or in part, the lists of projects in the order of priority in which such projects are presented” [also see section 259.105(14), F.S.].
Substitute Item 2, cont.

All property within the boundaries of the Florida Forever acquisition projects, unless specifically noted otherwise, is proposed to be purchased, in fee-simple or a lesser interest, for conservation purposes. More detail on all Florida Forever projects included in the Florida Forever Priority List is prepared each year, pursuant to chapter 259, F.S., and rule 18-24, F.A.C., as the Florida Forever Five-Year Plan.

(3) Division of State Lands’ Annual Florida Forever Work Plan (2013): The DSL Florida Forever Work Plan (Work Plan) for Fiscal Year 2013-2014 was adopted by ARC, at a public hearing held on August 15, 2013, for submittal to the Board of Trustees with the 2013 Florida Forever Priority List and Five-Year Plan, pursuant to section 259.105(17), F.S. The Work Plan was transmitted to the Board of Trustees electronically on September 30, 2013, in compliance with section 259.105(17), F.S.. The Work Plan is based on the 2013 ARC Recommended Florida Forever Priority List that is provided for Board of Trustees’ consideration and approval as part of this item.

DSL recommended focusing acquisition efforts on those projects that meet one or more of the following goals: protect Florida’s water resources, are acquired with funding partnerships (especially those with important resources that are buffers to military installations), are conservation easements and/or are substantially complete. It is important to capitalize on those projects that not only protect critical water resources, but also maximize utilization of acquisition dollars. In addition, the Appropriations Acts and Implementation Acts directed that Florida Forever expenditures be used as follows: in FY 13-14 “...for conservation lands needed for military buffering or springs or water resources protection.” [Laws of Florida, Chapter 2013-40, Section 5, line item 1544 and Chapter 2013-41 Section 28]

Projects with property identified on the 2013-2014 Division of State Lands’ Annual Florida Forever Work Plan include the following 29 projects:

<table>
<thead>
<tr>
<th>Projects on 2013-2014 Work Plan</th>
<th>Category-Rank*</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams Ranch</td>
<td>LTF-1</td>
<td>Osceola</td>
</tr>
<tr>
<td>Apalachicola River a</td>
<td>CNL-5</td>
<td>Jackson/Gadsden/Liberty/Calhoun</td>
</tr>
<tr>
<td>Bombing Range Ridge Ecosystem</td>
<td>CNL-2</td>
<td>Polk/Highlands</td>
</tr>
<tr>
<td>Camp Blanding-Raiford Greenway a,b</td>
<td>CNL-16</td>
<td>Baker/Bradford/Clay</td>
</tr>
<tr>
<td>Charlotte Harbor Estuary</td>
<td>SC-2</td>
<td>Charlotte/Lee/Sarasota</td>
</tr>
<tr>
<td>Clear Creek / Whiting Field</td>
<td>PRI-8</td>
<td>Santa Rosa</td>
</tr>
<tr>
<td>Estero Bay</td>
<td>SC-1</td>
<td>Lee</td>
</tr>
<tr>
<td>Florida’s First Magnitude Springs a</td>
<td>PRI-2</td>
<td>Multiple Counties</td>
</tr>
<tr>
<td>Garcon Ecosystem a</td>
<td>CCL-12</td>
<td>Santa Rosa</td>
</tr>
<tr>
<td>Lake Wales Ridge Ecosystem</td>
<td>CNL-1</td>
<td>Polk/Highlands</td>
</tr>
<tr>
<td>Lower Perdido River Buffer a</td>
<td>LTF-18</td>
<td>Escambia</td>
</tr>
<tr>
<td>Lower Suwannee River &amp; Gulf Watershed a</td>
<td>LTF-3</td>
<td>Dixie</td>
</tr>
<tr>
<td>Northeast Florida Timberlands &amp; Watershed Reserve</td>
<td>PRI-1</td>
<td>Duval/Nassau/Clay</td>
</tr>
<tr>
<td>Pine Island Slough Ecosystem a</td>
<td>CNL-14</td>
<td>Osceola/Indian River</td>
</tr>
</tbody>
</table>
**Substitute Item 2, cont.**

<table>
<thead>
<tr>
<th>Project Description</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rotenberger</td>
<td>Palm Beach</td>
</tr>
<tr>
<td>Save Our Everglades</td>
<td>Collier</td>
</tr>
<tr>
<td>Seven Runs Creek</td>
<td>Walton</td>
</tr>
<tr>
<td>Shoal River Buffer</td>
<td>Okaloosa</td>
</tr>
<tr>
<td>St. Johns River Blueway</td>
<td>St. Johns</td>
</tr>
<tr>
<td>The Grove</td>
<td>Leon</td>
</tr>
<tr>
<td>Upper Shoal River</td>
<td>Walton</td>
</tr>
<tr>
<td>Upper St. Marks River Corridor</td>
<td>Leon/Jefferson/Wakulla</td>
</tr>
<tr>
<td>Volusia Conservation Corridor</td>
<td>Volusia/Flagler</td>
</tr>
<tr>
<td>Wacissa/Aucilla River Sinks</td>
<td>Jefferson/Taylor</td>
</tr>
<tr>
<td>Wakulla Springs Protection Zone</td>
<td>Leon/Wakulla</td>
</tr>
<tr>
<td>Wekiva-Ocala Greenway</td>
<td>Lake/Orange/Seminole/Volusia</td>
</tr>
<tr>
<td>West Aucilla River Buffer</td>
<td>Jefferson</td>
</tr>
<tr>
<td>West Bay Preservation Area</td>
<td>Bay</td>
</tr>
<tr>
<td>Wolfe Creek Forest</td>
<td>Santa Rosa</td>
</tr>
</tbody>
</table>

*Project Rankings from 2013 ARC-Recommended Priority List.

*Projects not previously included in the land acquisition work plan.

*Projects with Board of Trustees’-approved contracts in closing, or Board-directed acquisition.

*Project not on 2013 priority list but qualifies for purchase, pursuant to section 259.032(8), F.S.

*Project in FY 2012-2013 Appropriations Act for acquisition of "adjacent properties: [p. 397, Chapter 2012-118-118, Laws of Florida]

(4) **2014 Florida Forever Five-Year Plan:** Each of the 118 ARC-approved land acquisition projects are described in the Florida Forever Five-Year Plan. ARC recommends the following adjustments to the 2013 priority list of acquisition projects: (a) add one new project; (b) remove two projects; and (c) amend (expand/reduce) the boundary of five projects.

<table>
<thead>
<tr>
<th>New Projects Added to the List</th>
<th>Total Acres</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eastern Scarp Ranchlands (LTF-16)</td>
<td>2,281</td>
<td>Highlands</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Projects Removed from the List</th>
<th>Total Acres</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Seven Runs Creek</td>
<td>20,850</td>
<td>Columbia</td>
</tr>
<tr>
<td>Windover Archaeological Site</td>
<td>8</td>
<td>Brevard</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Projects with Boundary Amendments</th>
<th>Acres+/-</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Florida’s First Magnitude Springs (PRI-1)</td>
<td>608</td>
<td>Madison</td>
</tr>
<tr>
<td>Longleaf Pine Ecosystem (CNL-13)</td>
<td>986</td>
<td>Hamilton</td>
</tr>
<tr>
<td>Corkscrew Regional Ecosystem Watershed (PRI-9)</td>
<td>(77)</td>
<td>Collier/Lee</td>
</tr>
<tr>
<td>Caber Coastal Connector (CCL-1)</td>
<td>(3,590)</td>
<td>Levy</td>
</tr>
<tr>
<td>Bombing Range Ridge (CNL-1)</td>
<td>(64)</td>
<td>Polk</td>
</tr>
</tbody>
</table>

Note: Project Categories: CCL – Climate Change Lands project; CHR - Critical Historical Resources project; CNL – Critical Natural Lands project; LTF – Less-Than-Fee project; PRI – Partnerships & Regional Incentives project; and SC – Substantially Complete project. Numbers indicate ARC’s December 2013 priority rank within the project category.

The 2014 Florida Forever Five-Year Plan is being submitted in digital format.
Substitute Item 2, cont.

(5) ARC Recommended 2014 Florida Forever Priority List: The 2014 Florida Forever Priority List adopted by ARC on December 13, 2013 includes 118 projects. This list was used to develop the 2014-2015 Division of State Lands’ Florida Forever Work Plan adopted by ARC on May 30, 2014 and provided for Board consideration in this item. Each project was ranked within one of six categories as follows: 14 CCL-Climate Change Lands projects; 5 CHR-Critical Historical Resources projects; 33 CNL-Critical Natural Lands projects; 29 LTF-Less-Than-Fee projects; 30 PRI-Partnerships and Regional Incentives projects; and 7 SC-Substantially Complete projects. In compliance with section 259.04(1)(c), F.S., “…the board shall approve, in whole or in part, the lists of projects in the order of priority in which such projects are presented” [also see section 259.105(14), F.S.].

All property within the boundaries of the Florida Forever acquisition projects, unless specifically noted otherwise, is proposed to be purchased, in fee-simple or a lesser interest, for conservation purposes. More detail on all Florida Forever projects included in the Florida Forever Priority List is prepared each year, pursuant to chapter 259, F.S., and rule 18-24, F.A.C., as the Florida Forever Five-Year Plan.

(6) Division of State Lands’ Annual Florida Forever Work Plan (2014): The DSL Florida Forever Work Plan (Work Plan) for Fiscal Year 2014-2015 was adopted by ARC, at a public hearing held on May 30, 2014, for submittal to the Board of Trustees with the 2014 Florida Forever Priority List and Five-Year Plan, pursuant to section 259.105(17), F.S. The 2014-2015 Work Plan is transmitted to the Board of Trustees as part of this agenda, well within the statutory timeframe, and is in compliance with section 259.105(17), F.S.. The 2014-2015 Work Plan is based on the 2014 ARC Recommended Florida Forever Priority List that is provided for Board of Trustees’ consideration and approval as part of this item.

DSL recommends focusing acquisition efforts on those projects that meet one or more of the following goals: protect Florida’s water resources, are acquired with funding partnerships (especially those with important resources that are buffers to military installations), are conservation easements and/or are substantially complete. It is important to capitalize on those projects that not only protect critical water resources, but also maximize utilization of acquisition dollars. In addition, the Appropriations Acts and Implementation Acts directed that Florida Forever expenditures be used as follows: in FY 14-15 “…for land acquisitions that are less than fee interest, for partnerships in which the state’s portion of the acquisition cost is no more than 50 percent, or for conservation lands needed for springs protection, military buffering or springs or water resources protection. [Laws of Florida, Chapter 2014-51, Section 5, line item 1583 and Chapter 2014-53, Section 32, 36 and 37].”

The 45 projects with property identified on the 2014-2015 Division of State Lands’ Annual Florida Forever Work Plan include the following:
### Substitute Item 2, cont.

**Projects on 2014-2015 Work Plan**

<table>
<thead>
<tr>
<th>Category-Rank*</th>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams Ranch</td>
<td>LTF-1</td>
</tr>
<tr>
<td>Apalachicola River</td>
<td>CNL-4</td>
</tr>
<tr>
<td>Big Bend Swamp-Holopaw Ranch a</td>
<td>LTF-6</td>
</tr>
<tr>
<td>Blue Head Ranch a</td>
<td>CNL-6</td>
</tr>
<tr>
<td>Bombing Range Ridge</td>
<td>CNL-1</td>
</tr>
<tr>
<td>Brevard Coastal Scrub Ecosystem a</td>
<td>PRI-4</td>
</tr>
<tr>
<td>Camp Blanding-Raiford Greenway</td>
<td>CNL-21</td>
</tr>
<tr>
<td>Charlotte Harbor Estuary</td>
<td>SC-2</td>
</tr>
<tr>
<td>Clear Creek / Whiting Field</td>
<td>PRI-8</td>
</tr>
<tr>
<td>Corkscrew Regional Ecosystem Watershed a</td>
<td>PRI-6</td>
</tr>
<tr>
<td>Eastern Scarp Ranchlands a</td>
<td>LTF-16</td>
</tr>
<tr>
<td>Escribano Point a</td>
<td>SC-1</td>
</tr>
<tr>
<td>Estero Bay</td>
<td>SC-2</td>
</tr>
<tr>
<td>Etoniah/Cross Florida Greenway a</td>
<td>CNL-7</td>
</tr>
<tr>
<td>Fisheating Creek Ecosystem a</td>
<td>LTF-2</td>
</tr>
<tr>
<td>Florida Keys Ecosystem a</td>
<td>CCL-1</td>
</tr>
<tr>
<td>Florida’s First Magnitude Springs</td>
<td>PRI-1</td>
</tr>
<tr>
<td>Green Swamp-Hilochee Corridor a</td>
<td>PRI-10</td>
</tr>
<tr>
<td>Heather Island/Oklawaha River a</td>
<td>PRI-11</td>
</tr>
<tr>
<td>Indian River Lagoon Blueway a</td>
<td>PRI-3</td>
</tr>
<tr>
<td>Kissimmee-St. Johns River Connector a</td>
<td>LTF-8</td>
</tr>
<tr>
<td>Lake Wales Ridge Ecosystem</td>
<td>CNL-3</td>
</tr>
<tr>
<td>Lower Suwannee River and Gulf Watershed</td>
<td>LTF-3</td>
</tr>
<tr>
<td>Myakka Ranchlands a</td>
<td>LTF-5</td>
</tr>
<tr>
<td>Northeast Florida Timberlands &amp; Watershed Reserve</td>
<td>PRI-2</td>
</tr>
<tr>
<td>Northeast Florida Blueway a</td>
<td>CCL-2</td>
</tr>
<tr>
<td>Osceola Pine Savannas a</td>
<td>CNL-9</td>
</tr>
<tr>
<td>Pal-Mar a</td>
<td>PRI-16</td>
</tr>
<tr>
<td>Panther Glades a</td>
<td>CNL-5</td>
</tr>
<tr>
<td>Pierce Mound Complex a</td>
<td>CHR-1</td>
</tr>
<tr>
<td>Pine Island Slough Ecosystem</td>
<td>CNL-12</td>
</tr>
<tr>
<td>Rotenberger b,c</td>
<td>&gt;90% Complete</td>
</tr>
<tr>
<td>Save Our Everglades b</td>
<td>SC-6</td>
</tr>
<tr>
<td>St. Joe Timberland a</td>
<td>CCL-3</td>
</tr>
<tr>
<td>St. Johns River Blueway</td>
<td>CCL-9</td>
</tr>
<tr>
<td>The Grove b,c,d</td>
<td>&gt;90% Complete</td>
</tr>
<tr>
<td>Three Chimneys a</td>
<td>CHR-2</td>
</tr>
<tr>
<td>Tiger Cattle Company Ranch a</td>
<td>LTF-4</td>
</tr>
<tr>
<td>Upper Shoal River</td>
<td>CNL-32</td>
</tr>
</tbody>
</table>
Substitute Item 2, cont.

Volusia Conservation Corridor PRI-9 Volusia/Flagler
Wacissa/Aucilla River Sinks CNL-8 Jefferson/Taylor
Wakulla Springs Protection Zone PRI-5 Leon/Wakulla
Wekiva-Ocala Greenway CNL-2 Lake/Orange/Seminole/Volusia
West Aucilla River Buffer^c LTF-28 Jefferson
Wolfe Creek Forest CNL-25 Santa Rosa

^ Project Rankings from 2014 ARC-Recommended Priority List.
^a Project not previously included on the land acquisition work plan.
^b Project with Board of Trustees’-approved contracts in closing, or Board-directed acquisition.
^c Project not on 2014 priority list but qualifies for purchase pursuant to section 259.032(8), F.S.
^d Project in FY 2012-2013 Appropriations Act for acquisition of “adjacent properties: [p. 397, Chapter 2012-118, Laws of Florida]
^e Project identified in FY2012-2013 Appropriations Act for acquisition of a conservation easement “…for the purpose of providing hunting access for those identified and designated as handicap hunters by the Florida Fish and Wildlife Conservation Commission [p.216, Chapter 2012-118, Laws of Florida].”

Accomplishments of Florida Forever Acquisition Program: Since its inception in July 2001 through December 2013, the state’s Florida Forever land acquisition program has provided protection for the following:

- 610,270 acres of strategic habitat conservation areas;
- 575,070 acres of rare species habitat conservation areas, including 962 sites that are habitats for 329 different rare species, 128 of which are federal or state-listed as endangered, 59 federal or state-listed threatened, and 18 species of special concern;
- 696,240 acres of ecological greenways;
- 127,580 acres of under-represented natural communities;
- 482,300 acres landscape-sized protection areas;
- 384,380 acres of natural floodplains;
- 713,420 acres important to significant water bodies;
- 386,040 acres minimize damage from flooding;
- 9,470 acres of fragile coastline;
- 305,590 acres of functional wetlands;
- 686,370 acres of significant groundwater recharge areas;
- 370 miles of priority recreational trails;
- 351,180 acres of sustainable forest land;
- 818 archaeological/historic sites; and
- 13,450 acres in urban service areas.

These figures were derived from the 2013 update of the Florida Forever data layers, which are continuously updated by Florida Natural Areas Inventory to reflect the most current scientific analyses of Florida’s natural resources. The figures include properties acquired under the Florida Forever program, as well as donations and acquisitions by other entities with funding from other sources that were within Florida Forever project boundaries. Additionally, the figures recorded
for each measure often overlap, and thus should not be added together. Collectively, under the Florida Forever program, the State of Florida has protected over 707,740 acres of land with $2.9 billion in Florida Forever funds through December 31, 2013.

* Excludes donations and lands acquired with non-Florida Forever program funding. If these are included, the total acreage protected within Florida Forever projects is over 716,000 acres.

**Comprehensive Plan**
The 2013 and 2014 Florida Forever Land Acquisition Priority Lists are consistent with section 187.201(9), F.S., the Natural Systems and Recreational Lands’ section of the State Comprehensive Plan.

(See Attachment 2, Pages 1-6)


**Item 3** Full of Pride LLC Option Agreement/Wekiva-Ocala Greenway Florida Forever Project

**REQUEST**: Consideration of an option agreement to acquire 155.64 acres within the Wekiva-Ocala Greenway Florida Forever project from Full of Pride LLC.

**VOTING REQUIREMENT FOR APPROVAL**: Two members, one of whom is the Governor, when four members are voting; or any two members, when three members are voting.

**COUNTY**: Lake

**LOCATION**: Section 38, Township 17 South, Range 29 East

**CONSIDERATION**: $450,000

<table>
<thead>
<tr>
<th>PARCEL</th>
<th>ACRES</th>
<th>APPRAISED BY Couse (11/15/13)</th>
<th>APPROVED VALUE</th>
<th>SELLER’S PURCHASE PRICE</th>
<th>TRUSTEES’ PURCHASE PRICE</th>
<th>OPTION DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Full of Pride</td>
<td>155.64</td>
<td>$607,000</td>
<td>$607,000</td>
<td>$467,500*</td>
<td>$450,000** (74%)</td>
<td>120 days after BOT Approval</td>
</tr>
</tbody>
</table>

* Seller purchased the property on May 16, 2012.
** $2,891 per acre.
**Item 3, cont.**

**STAFF REMARKS:** This parcel is located within the Wekiva-Ocala Greenway Florida Forever project and is ranked 2 in the Florida Forever Critical Natural Lands project category on the 2014 Priority List, which has been submitted for approval by the Board of Trustees on June 17, 2014. The project contains 81,170 acres, of which 57,991 acres have been acquired or are under agreement to be acquired. If the Board of Trustees approves this agreement, 23,179 acres, or 29 percent of the project, will remain to be acquired.

**Project Description**
The springs, rivers, lakes, swamps, and uplands stretching north from Orlando to the Ocala National Forest are an important refuge for the Florida black bear, as well as other wildlife such as the bald eagle, swallow-tailed kite, Florida scrub jay, and wading birds. The Wekiva-Ocala Greenway will protect these animals and the Wekiva and St. Johns River basins by protecting natural corridors connecting Wekiwa Springs State Park, Rock Springs Run State Reserve, the Lower Wekiva River State Reserve, and Hontoon Island State Park with the Ocala National Forest. It will also provide the people of the booming Orlando area with a large, nearby natural area in which to enjoy camping, fishing, swimming, hiking, canoeing, and other recreational pursuits.

This project provides an important link between Ocala National Forest and the extensive state holdings along the Wekiva River. It is habitat for many rare animal species including the Florida black bear, the Florida sandhill crane, bald eagle, Eastern indigo snake, Florida scrub jay, Sherman’s fox squirrel, Florida scrub lizard and gopher tortoise. It incorporates most of the forested wetlands along the St. Johns and Wekiva Rivers between Orlando and the Ocala National Forest. The St. Johns River site consists of three large bottomlands and adjacent uplands between three existing state ownerships.

This parcel is adjacent to the St. Johns River. The uplands appear well maintained from an ecological perspective with evidence of controlled burns in the last seven to ten years at several locations. Plant communities include pine flatwoods, upland mixed forest, oak hammock and bottomland (floodplain) hardwood forest. Much of the pine flatwoods consists of pine overstory with saw palmetto understory with minimum shrub layer. There are numerous saw palmetto, cabbage palm, species of *Lyonia*, blueberry, and various oaks. Five species of pines found in Florida were found on this parcel (sand pine, longleaf, slash, pond, and loblolly). This parcel appears to be excellent habitat for Florida black bear. The uplands contain about two miles of moderately narrow unpaved trails that crisscross throughout this parcel. It appears that less than three acres of this parcel has been disturbed. The wetland hardwood forest appears intact with minimum disturbance.

Acquisition of this parcel will further protect the St. Johns River and provide an addition to the Lower Wekiva River Preserve State Park. This parcel would be beneficial to the Department of Environmental Protection’s (DEP) water quality restoration efforts. This parcel is in a high
Item 3, cont.
aquifer vulnerability area and is in close proximity to Blue Spring which is impaired for nutrients. DEP is developing a water quality restoration goal for Blue Spring and will begin developing a water quality restoration plan soon thereafter.

Mortgages and Liens
All mortgages and liens will be satisfied at the time of closing. On June 22, 1999, the Board of Trustees approved a staff recommendation to delegate to DEP the authority to review and evaluate marketability issues as they arise on all chapter 259, F.S., acquisitions and to resolve them appropriately. Therefore, DEP will review, evaluate, and implement an appropriate resolution for any title issues that arise prior to closing.

Closing Information
A title insurance policy, a survey, and an environmental site evaluation will be provided by the purchaser prior to closing.

Management
This parcel will be managed by the DEP’s Division of Recreation and Parks as an addition to Lower Wekiva River Preserve State Park.

Comprehensive Statement
This acquisition is consistent with section 187.201(9), F.S., the Natural Systems and Recreational Lands’ section of the State Comprehensive Plan.

(See Attachment 3, Pages 1-25)

RECOMMEND APPROVAL

Item 4 BOT/SFWMD/Pol Exchange Agreement/Corkscrew Regional Ecosystem Watershed Florida Forever Project

REQUEST: Consideration of (1) a determination that a five-acre, more or less, parcel of land owned by the Board of Trustees and South Florida Water Management District is (a) no longer needed for conservation purposes, pursuant to Article X, section 18 of the Florida Constitution and section 253.034(6), F.S.; (b) no longer needs to be preserved in furtherance of the Preservation 2000 Act, pursuant to section 259.101(6)(b), F.S.; and (c) surplus; (2) a determination that an exchange will (a) result in a net positive conservation benefit to the state, pursuant to section 253.034(6), F.S.; and (b) provide a greater benefit to the public than its retention in Board of Trustees’ ownership, pursuant to rule 18-2.018(3)(b)1.c., F.A.C.; and (3) approval of an exchange agreement in which the Board of Trustees and South Florida Water Management District will convey the five-acre, more or less, parcel in exchange for five acres, more or less, of land owned by Pura C. Pol.
Item 4, cont.

VOTING REQUIREMENTS FOR APPROVAL: Three votes

COUNTY: Lee

APPLICANT: Pura C. Pol

LOCATION: Section 32, Township 47 South, Range 26 East

CONSIDERATION: Value-for-value, with $10,000 cash boot to be paid into the Preservation 2000 Trust Fund

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STAFF REMARKS: The Department of Environmental Protection’s (DEP) Division of State Lands (DSL) and the South Florida Water Management District (SFWMD) are proposing to exchange five acres of land (State Parcel) jointly owned by the Board of Trustees and SFWMD (each owns a 50 percent undivided interest) for five acres of land owned by Pura C. Pol (Pol Parcel).

Background
The State Parcel was acquired in 2001 with Preservation 2000 funds as part of SFWMD’s Southern CREW Critical Project (Southern CREW), which falls within the Board of Trustees’ broader Corkscrew Regional Ecosystem Watershed (CREW) Florida Forever Project. The Board of Trustees paid the full purchase price for the State Parcel and SFWMD was inadvertently conveyed 50 percent undivided interest in the State Parcel. For this reason, title to the Pol Parcel will vest entirely in the Board of Trustees and the Board of Trustees will receive the full cash boot to be paid by Ms. Pol. On February 12, 2009, SFWMD approved a boundary amendment reducing its Southern CREW boundary by approximately 701 acres along the southwestern boundary of the project, which included the State Parcel. The area deleted from the project was altered by the construction of roads, house pads, berms and ditches that resulted in restriction of the historic sheetflow, unnatural water impoundment, and disruption of natural wetland functions. As a result of this development, SFWMD determined that it would be preferable to focus its efforts and maximize its acquisition funds on acquiring the scattered inholdings within the remaining project.

Project Description
To implement the goals of Southern CREW, SFWMD and the Board of Trustees will exchange the State Parcel for the Pol Parcel. This proposed exchange will ensure that SFWMD and the Board of Trustees receive replacement conservation land of greater value and higher resource value in the critical project boundary. The Governing Board of SFWMD approved this proposed exchange on March 13, 2014.
Item 4, cont.

This proposed exchange will result in improved habitat integrity and manageability but, more importantly, will eliminate a privately-owned inholding. This will translate to an enhanced capability to meet the goals and objectives of Southern CREW. This proposed exchange will provide better natural resource and operational management attributes. Southern CREW will restore historic flow patterns and reduce flooding in the area, as well as reduce excessive freshwater discharges to Estero Bay during the raining season, decrease saltwater intrusion during the dry season, reduce loading of nutrients and other pollutants to the Imperial River and Estero Bay, and increase aquifer recharge.

Acquisition and Restoration Council
On August 17, 2012, the Acquisition and Restoration Council approved a project boundary amendment reducing the project by 1,468 acres, including the State Parcel, from CREW project boundary, and a determination that the lands were no longer needed for conservation purposes, pursuant to section 253.034(6), F.S.

Constitutional and Statutory Requirements
Pursuant to Article X, section 18 of the Florida Constitution, the fee interest in real property may be disposed of only if the members of the governing board of the entity holding title determine the property is no longer needed for conservation purposes and only upon a vote of two-thirds of the governing board. Pursuant to 259.101(6)(b), F.S., the Board of Trustees must make a determination that the land no longer needs to be preserved in furtherance of the intent of the Preservation 2000 Act. Pursuant to section 253.034(6), F.S., in order to surplus conservation lands, the Board of Trustees, by a vote of at least three members, must make a determination that the lands are no longer needed for conservation purposes and that the exchange will result in a net positive conservation benefit to the state. Pursuant to rule 18-2.018(3)(b)1.c., F.A.C., the surplus lands must provide a greater benefit to the public than its retention in Board of Trustees’ ownership. DEP offers the following to assist the Board of Trustees in determining that the subject parcel is no longer needed for conservation purposes and no longer needs to be preserved in furtherance of Preservation 2000 Act, for the following reasons:

- the area encompassing the State Parcel has been altered by the construction of roads, house pads, berms, and ditches;
- development has resulted in restriction of the historic sheetflow, unnatural water impoundment, and disruption of natural wetland functions; and
- acquisition resources must now be focused on scattered inholdings within the remaining project, one of which is the Pol Parcel.

DEP also offers the following to assist the Board of Trustees in determining that the exchange will provide a net positive conservation benefit to the state and the surplus parcel will provide a greater benefit to the public than its retention in Board of Trustees’ ownership because:
Item 4, cont.

- it will improve the overall resource and operational management of CREW by concentrating acquisition in the remaining project boundary; and
- it will result in greater habitat integrity and manageability.

Noticing
Pursuant to section 253.034, F.S., notice of DEP’s intent to surplus the subject parcel was provided to state agencies, state universities, and Florida College System institutions. No interest in the subject parcel was expressed by any noticed governmental or educational entity. Pursuant to section 253.111, F.S., exchanges are exempt from county noticing.

Management Review
SFWMD, as manager of CREW, supports the exchange because it removes land that could not be effectively managed and allows acquisition of lands in CREW that will fulfill its goals and objectives.

Comprehensive Plan
DEP has determined that surplus land actions are not subject to the local government planning process. The acquisition of the Pol Parcel is consistent with section 187.201(9), F.S., the Natural Systems and Recreational Lands’ section of the State Comprehensive Plan.

(See Attachment 4, Pages 1-19)

RECOMMEND APPROVAL

Item 5 Rothschild (JR Land Trust) Conveyance/Determination

REQUEST: Consideration of (1) a determination, pursuant to Article X, section 11 of the Florida Constitution and rule 18-21.004(1)(a), F.A.C., that it is in the public interest to convey an approximately 1,958-square-foot parcel (0.05 acre) of filled, formerly submerged, sovereignty lands in Monroe County; and (2) a request to convey the 1,958-square-foot parcel to James I. Rothschild, as Trustee of the JR Land Trust.

VOTING REQUIREMENT FOR APPROVAL: Three votes

COUNTY: Monroe

APPLICANT: James I. Rothschild, as Trustee of the JR Land Trust

LOCATION: Section 05, Township 63 South, Range 38 East
Item 5, cont.

CONSIDERATION: $33,000 to be deposited in the Internal Improvement Trust Fund

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Pursuant to section 18-21.013(3)(c)1., F.A.C., the recommended sale price of submerged lands filled by the applicant's predecessor in title after June 10, 1957, is two times the present appraised value.

**STAFF REMARKS:** The applicant submitted an application to the Department of Environmental Protection (DEP) for authorization for a dock and associated mooring area and a private easement for a breakwater adjacent to the 1,958-square-foot parcel (subject parcel) of filled, formerly submerged, sovereignty lands. During DEP’s review of the application, it was discovered that the subject parcel was filled, without authorization, by a predecessor in title. There is insufficient evidence to show that the subject parcel was filled prior to July 1, 1975, which would enable the landowner to obtain the parcel for no consideration, so the applicant is requesting to purchase the subject parcel. DEP has issued a permit for the dock, associated mooring area, and private easement under delegation of authority.

**Constitutional Requirement/Public Interest**

Pursuant to Article X, section 11 of the Florida Constitution and rule 18-21.004(1)(a), F.A.C., the Board of Trustees may convey sovereignty lands if determined by the Board of Trustees to be in the public interest. DEP offers the following to assist the Board of Trustees in making an affirmative determination that conveyance of the subject parcel is in the public interest:

- it would not be feasible to restore the subject parcel to its previous state;
- the subject parcel is not currently managed and its size and isolated location would make it difficult to effectively manage;
- there is no current public use, nor is public use feasible due to lack of public access; and
- the sale of the subject parcel will eliminate liability for the Board of Trustees.

**Rule Requirement**

Pursuant to rule 18-21.013(3), F.A.C., the Board of Trustees may pursue the following options in regard to filled, formerly submerged, sovereignty lands filled without authorization after June 10, 1957: (1) direct the fill be removed by or at the expense of the applicant; (2) direct the fill remain as state-owned and have it surveyed at the applicant’s expense; or (3) sell the filled lands. The first option is not recommended because removal of the fill would result in the destruction of the mangrove habitat that has formed on the subject parcel. Mangroves provide many beneficial roles including shoreline stabilization, habitat for invertebrates and vertebrates, and the leaf litter is a food source for several organisms. The second option is not recommended because the size and location of the subject parcel is not suitable for management by the state for public access. Consequently, DEP recommends that the subject parcel be sold.
Item 5, cont.

Pursuant to rule 18-21.013(3)(c)1., F.A.C., DEP is recommending to the Board of Trustees that the purchase price for the subject parcel be assessed at two times the present appraised value because the unauthorized fill was done by the applicant’s predecessor in title after June 10, 1957. An appraisal submitted by the applicant, and approved by DEP’s Bureau of Appraisal, indicates that the value of the subject parcel is $16,500; two times that value is $33,000.

Noticing
The proposed conveyance was noticed to all property owners within 1,000 feet of the subject parcel and no objections were received.

Comprehensive Plan
A consideration of the status of the local government comprehensive plan was not made for this item. DEP has determined that conveyances are not subject to the local government planning process.

(See Attachment 5, Pages 1-11)

RECOMMEND APPROVAL

Item 6  Volusia County Sale and Purchase Contract/Determination

REQUEST: Consideration of (1) a determination that an improved 5.71-acre parcel, more or less, of state-owned, non-conservation land in Volusia County is surplus and no longer needed, pursuant to 253.034(6), F.S; and (2) approval of a contract for sale and purchase of an improved 5.71 acres, more or less, parcel of state-owned non-conservation land to Volusia County.

VOTING REQUIREMENT FOR APPROVAL: Three votes

COUNTY: Volusia

APPLICANT: Volusia County (County)

LOCATION: Section 39, Township 15 South, Range 32 East and 33 East

CONSIDERATION: $540,000 to be deposited in the Internal Improvement Trust Fund

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APPRAISED BY: Richards (03/18/14)
Item 6, cont.

STAFF REMARKS: On January 4, 1949, the east portion of the 5.71-acre parcel (subject parcel) was conveyed, by warranty deed, to the Board of Trustees. On May 5, 1966, the County conveyed, by county deed, the west portion of the subject parcel to the State Road Department of Florida, predecessor to the Department of Transportation (DOT). On November 21, 1967, pursuant to Chapter 67-269, General Laws of 1967, the State Road Department of Florida deeded the west portion of the subject parcel to the Board of Trustees. Subsequently, the subject parcel was leased (Lease No. 3761) to DOT. DOT submitted a request to the Department of Environmental Protection (DEP) for a release from Lease No. 3761.

Project Description
The subject parcel is improved with an approximately 5,360-square-foot office building, which was built in 1974. The subject parcel provides approximately 464 feet of frontage on Clyde Morris Boulevard, a major north/south thoroughfare, in Daytona Beach.

Development of the subject parcel will further the County's long-term economic development goal of attracting aviation and engineering industries to the County. The County's economic development corporation, Team Volusia, targets aviation and aerospace development. The County's acquisition of the subject parcel will jumpstart the larger research park development plan and provide momentum for Team Volusia's robust aviation and aerospace recruitment program.

The County has partnered with Embry-Riddle Aeronautical University, Inc. (ERAU) for the development of a Center for Motorsport Engineering, Research and Development (Center). The County plans to convey the subject parcel to ERAU, at its acquisition cost, pursuant to section 125.38, F.S., which authorizes the sale of county-owned property to not-for-profit corporations organized for the purposes of promoting community interest and welfare. ERAU is in the planning stage for the Center and is proposing to add a 4,800-square-foot work bay on the subject parcel. ERAU is in negotiations and have signed a non-disclosure agreement with other partners that are interested in becoming tenants within the Center. In addition to a tenant relationship, each of the partners within the Center will work with ERAU students, faculty and staff on collaborative engineering and/or research projects.

The subject parcel is adjacent to ERAU’s planned 100-acre research, educational, and development park (Park). The Park will include over 650,000 square feet of research, educational, industrial, and related office space, including a taxiway for access to the Daytona Beach International Airport. Additionally, over 50,000 square feet of hangar space will be used for applied research.

The County believes the Park and Center will attract other unique partners to the area and will enhance existing County assets, like the Daytona Beach International Airport and the Daytona International Speedway.
**Item 6, cont.**

**Statutory Requirement**
Pursuant to section 253.034(6), F.S., to surplus non-conservation land, the Board of Trustees must make a determination that the land is no longer needed. Pursuant to section 253.034(6)(c), F.S., non-conservation lands shall be reviewed by the Division of State Lands (DSL) for recommendation as to whether such lands should be retained in public ownership or disposed of by the Board of Trustees. DEP offers the following to assist the Board of Trustees in making an affirmative determination that the subject parcel is no longer needed:

- DOT, the managing agency, has evaluated its use of the subject parcel and have determined that it is no longer needed; and
- DSL has reviewed DOT’s findings, completed the required surplus lands process, and recommends the parcel be disposed of by the Board of Trustees.

**Noticing**
Pursuant to sections 253.034 and 253.111, F.S., notice of DEP’s intent to surplus the subject parcel was provided to state agencies, state universities, Florida College System institutions, Volusia County, and the City of Daytona Beach. On March 13, 2014, the County passed Resolution 2014-30 expressing its interest in the subject parcel. No interest in the subject parcel was expressed by any other noticed governmental or educational entity.

**Comprehensive Plan**
A consideration of the status of the local government comprehensive plan was not made for this item. DEP has determined that the proposed action is not subject to the local government planning process.

(See Attachment 6, Pages 1-15)

**RECOMMEND APPROVAL**

**Item 7 Miami-Dade County Sale and Purchase Contract/Determinations**

**REQUEST:** Consideration of (1) a determination that approximately 0.50 acre of state-owned, non-conservation land in Miami-Dade County is surplus and no longer needed, pursuant to section 253.034(6), F.S.; (2) a determination that the sale of the approximately 0.50 acre of state-owned, non-conservation land to the City of Miami provides a greater benefit to the public than its retention in state ownership, pursuant to section 18-2.018(3)(b)1.c., F.A.C.; and (3) approval of a contract for sale and purchase for the approximately 0.50 acre of state-owned, non-conservation land to the City of Miami.

**VOTING REQUIREMENT FOR APPROVAL:** Three votes
Item 7, cont.

COUNTY: Miami-Dade County

APPLICANT: City of Miami (City)

LOCATION: Section 38, Township 54 South, Range 41 East

CONSIDERATION: $4,700,000 to be deposited in the Internal Improvement Trust Fund

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APPRAISED BY Parker & Heath ($4,700,000)

STAFF REMARKS: On June 30, 2004, the Department of Transportation conveyed the 0.50 acre, consisting of two parcels (subject parcels), to the Board of Trustees because the subject parcels were no longer needed for state highway purposes. The subject parcels, consisting of Tract A and Tract B, are currently leased to the Department of Juvenile Justice (DJJ) under Board of Trustees’ Lease No. 4464. Tract A is improved with a two-story, 9,640-square-foot office building, constructed in 1971. Tract B is currently unimproved and provides accessory surface parking.

Tract A is currently used by DJJ to provide probation and community intervention services. DJJ has made plans to relocate to the Rohde Building which is a nearby facility on Board of Trustees’ property that currently is part of the Department of Management Services (DMS) Facilities Pool. DJJ has been working with DMS on the relocation and has indicated that DJJ would be able to relocate prior to the City’s need for the property.

Project Description

The Department of Environmental Protection’s (DEP) Division of State Lands (DSL) received a request from the City to purchase the subject parcels for use as a public road right-of-way. The City is requesting the conveyance so the property can be used for road improvement, in particular a roundabout that will facilitate the flow of traffic for a large proposed development known as “Brickell CityCentre” (BCC) and provide an iconic entry into that part of the City. The City Commission approved the proposed contract for sale and purchase at its May 22, 2014 Commission meeting.

BCC is a phased mixed-use development by Swire Properties, Inc., that upon completion will result in major fiscal and economic benefits to the City, as well as other local jurisdictions. The subject parcels are needed for Phase One of the BCC development. The BCC development will employ approximately 1,700 construction-related workers on average per year for four years, pay an estimated $266.8 million in wages to construction personnel engaged on Phase One, and generate $6.1 million in permit and impact fees for the City.
Item 7, cont.

It is anticipated that when Phase One of the BCC development is completed, 3,500 workers will staff the proposed office and retail space. The proposed hotel and serviced rental apartment units will be staffed by approximately 170 workers. When project operations, maintenance, and parking personnel are included, the total number employed at Phase One of the BCC development will be over 3,700 people.

Phase One includes 625,000 square feet of shopping center space, 128,500 square feet of office space, a 130,000-square-foot wellness center, 820 condominiums in two towers, 263 hotel rooms, and 89 serviced apartments. The phased opening schedule is estimated as follows: 1st residential tower (June 2015), retail (September 2015), hotel (October 2015), and 2nd residential tower (December 2015). Phase Two is an office building known as 1 BCC which is estimated to open in 2018.

Statutory and Rule Requirements

Pursuant to section 253.034(6), F.S., in order to surplus non-conservation land, the Board of Trustees must make a determination that the land is no longer needed. Pursuant to section 253.034(6)(c), F.S., non-conservation lands shall be reviewed by DSL for recommendation as to whether such lands should be retained in public ownership or disposed of by the Board of Trustees. DEP offers the following to assist the Board of Trustees in making an affirmative determination that the subject parcels are no longer needed:

- the Rohde Building is located at N.W. 2nd Avenue, which is a half mile from the new William Gladstone and Seymour Gelber Children’s Courthouse that is currently under construction. It is on the North side of the Miami River approximately a mile from DJJ’s current location;
- the Rohde Building is located in an area that is very accessible to DJJ clients due to the excellent availability of public transportation;
- by relocating DJJ to the Facilities Pool property, the state can meet its goal of optimal use of lease space in the DMS Rohde Building; and
- DJJ can continue to provide services to its clients from the DMS Rohde Building since it is located in close proximity to its current location at the subject parcels.

Section 253.03(1), F.S., gives the Board of Trustees authority to dispose of state lands and rule 18-2.018(3)(b)1.c., F.A.C., provides that the Board of Trustees may sell and convey state-owned property if the Board of Trustees determines the sale results in a greater benefit to the public than its retention in state ownership. DEP offers the following to assist the Board of Trustees in making an affirmative determination that the sale of the subject parcels results in a greater benefit to the public than its retention in Board of Trustees’ ownership:

- Safety - the traffic enhancements will allow traffic from Brickell Avenue to go west on 6th Street and will greatly facilitate traffic flows in the area, eliminating existing dangerous traffic conditions around the new BCC development; and
Item 7, cont.

- Engineering Design - utilization of the Board of Trustees’ property for a traffic circle will greatly improve traffic flow of the entire Miami Avenue urban corridor by “book ending” South Miami Avenue urban corridor with traffic circles at each end (the south end of the Miami Avenue urban corridor currently flows into a traffic circle).

Noticing
Noticing, pursuant to section 253.115, F.S., is not required for conveyances that are less than five acres in size.

Comprehensive Plan
A consideration of the status of the local government comprehensive plan was not made for this item. DEP has determined that the proposed action is not subject to the local government planning process.

(See Attachment 7, Pages 1-12)

RECOMMEND APPROVAL

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Item 8  BGI Group, LLC Acceptance of Offer (Glades Correctional Institution)/Sale and Purchase Contract/ Determination

REQUEST: Consideration of (1) a determination that a 211-acre, more or less, parcel of state-owned, non-conservation land in Palm Beach County is surplus and no longer needed, pursuant to section 253.034(6), F.S.; (2) acceptance of an offer in the amount of $1,224,000 submitted by BGI Group, LLC, for the purchase of the 211.6-acre, more or less, parcel of state-owned, non-conservation land; and (3) approval of a contract for sale and purchase of the 211.6-acre, more or less, parcel of state-owned, non-conservation land to BGI Group, LLC.

VOTING REQUIREMENT FOR APPROVAL: Three votes

COUNTY: Palm Beach

APPLICANT: BGI Group, LLC
   Bid #DSL-BID-14-008

LOCATION: Sections 19 and 20, Township 43 South, Range 37 East

CONSIDERATION: $1,224,000 to be deposited in the Internal Improvement Trust Fund

STAFF REMARKS: The Board of Trustees acquired the 211-acre parcel (subject parcel) by the Swamp and Overflow patent in 1903 and by deed from the United States Sugar Corporation in 1935. On December 13, 1972, the Department of Rehabilitative Services, predecessor to the
Item 8, cont.

Department of Corrections (DOC), was granted Lease No. 2671 for use as the Glades Correctional Institution. The facility closed in 2012 as part of DOC’s statewide consolidated plan. The sale of the subject parcel will save DOC in yearly maintenance costs.

Statutory Requirement

Pursuant to section 253.034(6), F.S., in order to surplus non-conservation land, the Board of Trustees must make a determination that the land is no longer needed. Pursuant to section 253.034(6)(c), F.S., non-conservation lands shall be reviewed by the Department of Environmental Protection’s (DEP) Division of State Lands (DSL) for recommendation as to whether such lands should be retained in public ownership or disposed of by the Board of Trustees. DEP offers the following to assist the Board of Trustees in making an affirmative determination that the subject parcel is no longer needed:

- DOC, the managing agency, has evaluated the use of the subject parcel and determined that it is no longer needed for the purpose for which it was originally leased; and
- DSL has reviewed DOC findings, completed the required surplus lands process, and recommends that the subject parcel be disposed of by the Board of Trustees.

Noticing

Pursuant to sections 253.034 and 253.111, F.S., the subject parcel was offered for lease to state agencies, state universities, and Florida College System institutions; for sale to the same entities provided they have authority to hold title; and for sale to the local governments. No interest in the subject parcel was expressed by any noticed educational or governmental entity. Pursuant to section 253.115, F.S., notice was given to property owners within 500 feet of the subject parcel and no objections were received.

Marketing and Bid History

DEP contracted with Cushman & Wakefield of Florida, Inc. (C&W) to assist with the marketing and sale of the subject parcel. On March 18, 2014, C&W began marketing the subject parcel and advertised the bid information on its website. DEP and C&W offered the subject parcel for sale with a minimum bid of $1,200,000. C&W sent an email to 1,250 recipients, of whom 272 opened the email. DEP sent an email through GovDelivery to 7,616 recipients, of whom 1,957 opened the email. The bid was also advertised in the legal section of the Palm Beach Post for three consecutive weeks.

One bid was received in the amount of $1,224,000 from BGI Group, LLC (Buyer). Buyer currently owns and operates businesses in farming, construction, finance, and real estate management in the Belle Glade area. Buyer wants to develop the subject parcel into a mixed-use property consisting of commercial, industrial, agricultural, and possibly residential. Buyer will be responsible for and pay all closing costs associated with the subject parcel including, but not limited to, survey costs, documentary stamp tax on the quitclaim deed, recording fees, abstract or title insurance fees, Buyer’s attorneys’ fees, and any other closing costs Buyer may incur. Buyer shall also reimburse any closing costs that are initially paid for by the Board of Trustees or other
Item 8, cont.

parties on behalf of the Board of Trustees. These reimbursable closing costs include, but are not limited to, the cost of appraisal, survey, and legal advertising. Buyer will also be responsible for the brokerage fee to C&W.

Comprehensive Plan
A consideration of the status of the local government comprehensive plan was not made for this item. DEP has determined that the proposed action is not subject to the local government planning process.

(See Attachment 8, Pages 1-13)

RECOMMEND APPROVAL

Item 9 Eisenhower Property Group, LLC Acceptance of Offer (Hillsborough County Correctional Institution)/Sale and Purchase Contract/Determination

REQUEST: Consideration of (1) a determination that a 135-acre, more or less, parcel of state-owned, non-conservation land in Hillsborough County is surplus and no longer needed, pursuant to section 253.034(6), F.S.; (2) acceptance of an offer in the amount of $3,500,100 submitted by Eisenhower Property Group, LLC, for the purchase of the 135-acre, more or less, parcel of state-owned, non-conservation land; and (3) approval of a contract for sale and purchase of the 135-acre, more or less, parcel of state-owned, non-conservation land to Eisenhower Property Group, LLC.

VOTING REQUIREMENT FOR APPROVAL: Three votes

COUNTY: Hillsborough
   Bid #DSL-BID-14-003

APPLICANT: Eisenhower Property Group, LLC

LOCATION: Sections 17 and 20, Township 31 South, Range 20 East

CONSIDERATION: $3,500,100 to be deposited in the Internal Improvement Trust Fund

STAFF REMARKS: On October 29, 1973, the Board of Trustees acquired the 135-acre parcel (subject parcel). On April 2, 1974, the Department of Rehabilitative Services, predecessor to the Department of Corrections (DOC), was granted a lease (Lease No. 2747) for use as the Hillsborough County Correctional Institution. The subject parcel contains 25 buildings, totaling approximately 176,600 square feet, and 9 portable buildings, totaling approximately 8,251 square feet. The facility closed in 2012 as part of the Department of Corrections’s (DOC) statewide consolidation plan. The sale of the subject parcel will save DOC in yearly maintenance costs.
Item 9, cont.

Statutory Requirement
Pursuant to section 253.034(6), F.S., in order to surplus non-conservation land, the Board of Trustees must make a determination that the land is no longer needed. Pursuant to section 253.034(6)(c), F.S., non-conservation lands shall be reviewed by the Department of Environmental Protection’s (DEP) Division of State Lands (DSL) for recommendation as to whether such lands should be retained in public ownership or disposed of by the Board of Trustees. DEP offers the following to assist the Board of Trustees in making an affirmative determination that the subject parcel is no longer needed:

- DOC, the managing agency, has evaluated the use of the subject parcel and determined that it is not being used for the purpose for which it was originally leased and is no longer needed; and
- DSL has reviewed DOC findings, completed the required surplus lands process, and recommends that the subject parcel be disposed of by the Board of Trustees.

Noticing
Pursuant to sections 253.034 and 253.111, F.S., the subject parcel was offered for lease to state agencies, state universities, and Florida College System institutions; for sale to the same entities provided they have authority to hold title; and for sale to the local governments. Hillsborough County expressed interest in the subject parcel; however, did not submit a resolution as required by statute. No interest in the subject parcel was expressed by any other noticed educational or governmental entity. Pursuant to section 253.115, F.S., notice was given to property owners within 500 feet of the subject parcel and no objections were received.

Marketing and Bid History
DEP contracted with CBRE, Inc. (CBRE) to assist with the marketing and sale of the subject parcel. On March 21, 2014, CBRE posted the bid on its website which provided property information, maps, history, disclosures, and bid information. DEP and CBRE offered the subject parcel for sale with a minimum bid of $2,900,000. CBRE placed signs on the subject parcel, advertised the subject parcel on CoStar, Loopnet, and its own corporate website and sent emails to over 2,400 prospective buyers. Numerous follow-up communications and site tours with prospective buyers have been conducted by CBRE during the marketing period.

The subject parcel was also advertised on DEP’s surplus land website from March 21, 2014 until May 20, 2014, when bids were opened. DEP also sent notification through GovDelivery to 7,648 recipients including real estate offices, developers, investment companies, and other parties that have requested notification of surplus land bid notices. The email was opened by 2,613 recipients of whom 1,791 visited one of the web links. The bid was also advertised in the legal section of the Tampa Bay Times once per week for three consecutive weeks.

One bid was received in the amount of $3,500,100 from Eisenhower Property Group, LLC (Buyer). Buyer, a general developer based in Tampa, stated it has no formal plans for the property at this time.
Item 9, cont.

The Buyer will be responsible for and pay all closing costs associated with the subject parcel including, but not limited to, survey costs, documentary stamp tax on the quitclaim deed, recording fees, abstract or title insurance fees, Buyer’s attorneys’ fees, and any other closing costs that Buyer may incur. Buyer shall also reimburse any closing costs that are initially paid by the Board of Trustees or other parties on behalf of the Board of Trustees. These reimbursable closing costs include, but are not limited to, the cost of appraisal, survey, and legal advertising. Buyer will also be responsible for the brokerage fee to CBRE.

Comprehensive Plan
A consideration of the status of the local government comprehensive plan was not made for this item. DEP has determined that the proposed action is not subject to the local government planning process.

(See Attachment 9, Pages 1-10)

RECOMMEND APPROVAL

Item 10 Blue Spoon, LLC Acceptance of Offer (Hendry County Correctional Institution)/Sale and Purchase Contract/ Determination

REQUEST: Consideration of (1) a determination that a 1,110-acre, more or less, parcel of state-owned, non-conservation land in Hendry County is surplus and no longer needed, pursuant to section 253.034(6), F.S.; (2) acceptance of an offer in the amount of $3,750,000 submitted by Blue Spoon, LLC, for the purchase of the 1,110-acre, more or less, parcel of state-owned, non-conservation land; and (3) approval of a contract for sale and purchase of the 1,110-acre, more or less, parcel of state-owned, non-conservation land to Blue Spoon, LLC.

VOTING REQUIREMENT FOR APPROVAL: Three votes

COUNTY: Hendry
DSL-ITO-14-013

APPLICANT: Blue Spoon, LLC

LOCATION: Sections 16, 17, and 18, Township 48 South, Range 31 East

CONSIDERATION: $3,750,000 to be deposited in the Internal Improvement Trust Fund (IITF)
Item 10, cont.

STAFF REMARKS: On December 20, 1976, the Board of Trustees received approximately 3,874 acres, which included the 1,110-acre parcel (subject parcel), from Bucan Packing Corporation in exchange for state-owned land in Palm Beach County. On April 20, 1977, the Department of Offender Rehabilitation, predecessor to the Department of Corrections (DOC), was granted a lease (Lease No. 2946), containing approximately 3,874 acres, for use as the Hendry County Correctional Institution. On September 11, 1990, DOC subleased the southern portion of the property (approximately 3,421 acres) to Prison Rehabilitative Industries and Diversified Enterprises, Inc. (PRIDE). On April 29, 2002, pursuant to section 946.504(1), F.S., the Board of Trustees entered into a direct lease (Lease No. 4264) with PRIDE for the 3,421 acres.

The subject parcel includes the former Hendry County Correctional Institution (430 acres), which closed in 2012 as part of DOC’s statewide consolidation plan, and a portion of land (680 acres) currently leased to PRIDE. The DOC property consists of four non-contiguous improved parcels which contain 69 buildings totaling approximately 363,145 square feet. The PRIDE parcels are vacant pasture land located between the DOC parcels. The Department of Environmental Protection’s (DEP) Division of State Lands (DSL) requested that PRIDE release these parcels to create a single contiguous parcel in order to improve marketability and generate greater revenue for the IITF. The sale of the subject parcel will save DOC in yearly maintenance costs.

Statutory Requirement
Pursuant to section 253.034(6), F.S., in order to surplus non-conservation land, the Board of Trustees must make a determination that the land is no longer needed. Pursuant to section 253.034(6)(c), F.S., non-conservation lands shall be reviewed by DSL for recommendation as to whether such lands should be retained in public ownership or disposed of by the Board of Trustees. DEP offers the following to assist the Board of Trustees in making an affirmative determination that the subject parcel is no longer needed:

- DOC, the managing agency of the four improved parcels, has evaluated the use of the parcel and determined that it is not being used for the purpose for which it was originally leased and is no longer needed; and
- DSL reviewed DOC’s findings, negotiated with PRIDE for the release of the vacant parcels adjoining the DOC parcels, completed the required surplus lands process, and recommends that the property be disposed of by the Board of Trustees.

Noticing
Pursuant to sections 253.034 and 253.111, F.S., the subject parcel was offered for lease to state agencies, state universities, and Florida College System institutions; for sale to the same entities provided they have authority to hold title; and for sale to the local governments. No interest in the subject parcel was expressed by any noticed educational or governmental entity. Pursuant to section 253.115, F.S., notice was given to property owners within 500 feet of the subject parcel and no objections were received.
Item 10, cont.

Marketing and Bid History
DEP contracted with CBRE, Inc. (CBRE) to assist with the marketing and sale of the subject parcel. On March 28, 2014, CBRE posted the bid on its website which provided property information, maps, history, disclosures, and bid information. DEP and CBRE offered the subject parcel for sale with a minimum bid of $3,750,000. CBRE placed signs on the subject parcel, advertised the subject parcel on CoStar, Loopnet, and its own corporate website and sent emails to over 2,400 prospective buyers. Numerous follow-up communications and site tours with prospective buyers have been conducted by CBRE during the marketing period.

The subject parcel was also advertised on DEP’s surplus land website from March 28, 2014 until May 14, 2014, when bids were opened. DEP also sent notification through GovDelivery to 7,698 recipients including real estate offices, developers, investment companies, and other parties that have requested to receive notification of surplus land bid notices. The email was opened by 2,746 recipients of whom 1,816 visited one of the web links. On May 6, 2014, DEP sent an updated notification through GovDelivery to 8,104 recipients of whom 2,204 opened the update and 1,600 visited one of the web links. The bid was also advertised in the legal section of the Clewiston News once per week for three consecutive weeks.

One bid was received on the bid opening date of May 14, 2014; however, it was considered nonresponsive because the bid did not include the required 10 percent deposit. In accordance with section 253.034(6)(h), F.S., any parcels unsuccessfully offered by competitive bid may be sold by any reasonable means. Therefore, on May 19, 2014, DEP placed the property back on the market via an Invitation to Offer (ITO) from May 19, 2014 to May 27, 2014. Other than the time period to receive offers, all other terms and conditions of the ITO remained the same as the previous bid.

On May 27, 2014, one offer was received in the amount $3,750,000 from Blue Spoon, LLC (Buyer). Buyer is a Service Disabled Veteran-owned business based in South Florida. Buyer intends to turn the property into a tactical training facility and anticipates that the facility will bring nearly 200 jobs to the Hendry County area within the next two to three years.

The Buyer will be responsible for and pay all closing costs associated with the subject parcel including, but not limited to, survey costs, documentary stamp tax on the quitclaim deed, recording fees, abstract or title insurance fees, Buyer’s attorneys’ fees, and any other closing costs that Buyer may incur. Buyer shall also reimburse any closing costs that are initially paid by the Board of Trustees or other parties on behalf of the Board of Trustees. These reimbursable closing costs include, but are not limited to, the cost of appraisal, survey, and legal advertising. Buyer will also be responsible for the brokerage fee to CBRE.

Comprehensive Plan
A consideration of the status of the local government comprehensive plan was not made for this item. DEP has determined that the proposed action is not subject to the local government planning process.
Item 10, cont.

(See Attachment 10, Pages 1-19)

RECOMMEND APPROVAL

Item 11  City of Pembroke Pines Acceptance of Offer (Broward County Correctional Institution)/Sale and Purchase Contract/ Determination

REQUEST: Consideration of (1) a determination that a 66-acre, more or less, parcel of state-owned, non-conservation land in Broward County is surplus and no longer needed, pursuant to section 253.034(6), F.S.; (2) acceptance of an offer in the amount of $13,519,470 submitted by City of Pembroke Pines for the purchase of the 66-acre, more or less, parcel of state-owned, non-conservation land; and (3) approval of a contract for sale and purchase of the 66-acre, more or less, parcel of state-owned, non-conservation land to the City of Pembroke Pines.

VOTING REQUIREMENT FOR APPROVAL: Three votes

COUNTY: Broward
Bid #DSL-BID-14-002

APPLICANT: City of Pembroke Pines, a Florida municipal corporation (City)

LOCATION: Section 02, Township 51 South, Range 39 East

CONSIDERATION: $13,519,470 to be deposited in the Internal Improvement Trust Fund

STAFF REMARKS: On December 17, 1973, the Board of Trustees acquired the 66-acre parcel (subject parcel). On May 14, 1974, the Department of Health and Rehabilitative Services, predecessor to the Department of Corrections (DOC), was granted a lease (Lease No. 2753) for use as the Broward County Correctional Institution. The subject parcel contains 40 buildings totaling approximately 233,375 square feet. The facility closed in 2012 as part of the Department of Correction’s (DOC) statewide consolidation plan. The sale of the subject parcel will save DOC in yearly maintenance costs.

Noticing Pursuant to sections 253.034 and 253.111, F.S., an approximately 90-acre parcel was offered for lease to state agencies, state universities, and Florida College System institutions; for sale to the same entities provided they have authority to hold title; and for sale to the local governments. The Department of Agriculture and Consumer Services’ Florida Forest Service (FFS) occupies a portion of the property (approximately 24 acres) under a use agreement with DOC. In response to FFS’ continued need for that site, the Department of Environmental Protection’s (DEP) Division of State Lands (DSL) granted FFS a lease (Lease No. 4719), containing approximately 24 acres, and an access easement along the western boundary of the subject parcel. Broward County expressed
Item 11, cont.

interest in the subject parcel; however, did not submit a resolution as required by statute. No
interest in the subject parcel was expressed by any other noticed educational or governmental entity.
Pursuant to section 253.115, F.S., notice was given to property owners within 500 feet of the subject
parcel and no objections were received.

Statutory Requirement

Pursuant to section 253.034(6), F.S., in order to surplus non-conservation land, the Board of
Trustees must make a determination that the land is no longer needed. Pursuant to section
253.034(6)(c), F.S., non-conservation lands shall be reviewed by DSL for recommendation as to
whether such lands should be retained in public ownership or disposed of by the Board of
Trustees. DEP offers the following to assist the Board of Trustees in making an affirmative
determination that the subject parcel is no longer needed:

- DOC, the managing agency, has evaluated the use of the subject parcel and determined
  that it is not being used for the purpose for which it was originally leased and is no
  longer needed; and
- DSL has reviewed DOC findings, completed the required surplus lands process, and
  recommends that the subject parcel be disposed of by the Board of Trustees.

Marketing and Bid History

DEP contracted with CBRE, Inc. (CBRE) to assist with the marketing and sale of the subject parcel.
On March 26, 2014, CBRE posted the bid on its website which provided property information,
maps, history, disclosures, and bid information. DEP and CBRE offered the subject parcel for
sale with a minimum bid of $8,500,000. CBRE placed signs on the subject parcel, advertised the
subject parcel on CoStar, Loopnet, and its own corporate website and sent an email to over
2,300 prospective buyers, of whom over 490 opened the email. Numerous follow-up
communications and site tours with prospective buyers have been conducted by CBRE during
the marketing period.

The subject parcel was also advertised on DEP’s surplus land website from March 26, 2014 until
May 30, 2014, when bids were opened. DEP also sent notification through GovDelivery to 7,691
recipients including real estate offices, developers, investment companies, and other parties that
have requested to receive notification of surplus land bid notices. The email was opened by 3,504
recipients of whom 1,916 visited one of the web links. The bid was also advertised in the legal
section of the Sun Sentinel once per week for three consecutive weeks.

Two bids were received of which both met the bid conditions. Bids were received as follows:

- 13,519,470.00 - City of Pembroke Pines, a Florida municipal corporation
- $9,000,001.01 - Ronald M. Bergeron, Sr.

The City intends to use the subject parcel for an industrial park.
Item 11, cont.

The City will be responsible for and pay all closing costs associated with the subject parcel including, but not limited to, survey costs, documentary stamp tax on the quitclaim deed, recording fees, abstract or title insurance fees, the City’s attorneys’ fees, and any other closing costs that the City may incur. The City shall also reimburse any closing costs that are initially paid by the Board of Trustees or other parties on behalf of the Board of Trustees. These reimbursable closing costs include, but are not limited to, the cost of appraisal, survey, legal advertising, and the fee to CBRE.

Comprehensive Plan

Consideration of the status of the local government comprehensive plan was not made for this item. DEP has determined that the proposed action is not subject to the local government planning process.

(See Attachment 11, Pages 1-11)

RECOMMEND  APPROVAL

Item 12  Oyster Bay Aquaculture Use Zone/Aquaculture Leases

REQUEST: Approval to (1) establish the Oyster Bay Aquaculture Use Zone in Wakulla County; and (2) authorize the Florida Department of Agriculture and Consumer Services to execute up to thirty-eight, 1.5-acre, ten-year sovereignty submerged land aquaculture leases within the Oyster Bay Aquaculture Use Zone to use up to the full water column.

VOTING REQUIREMENT FOR APPROVAL: Three votes

LOCATION: Oyster Bay, Wakulla County, Florida

APPLICANT: Florida Department of Agriculture and Consumer Services (FDACS)

CONSIDERATION: (1) Water Column Leases: an annual fee of $86.92 for each 1.5-acre lease parcel, representing a base annual rental fee of $33.46 per acre or fraction thereof; and an annual surcharge of $10.00 per acre or fraction thereof, pursuant to rule 18-21.022, F.A.C.; or (2) Bottom Leases: an annual fee of $53.46 for each 1.5-acre lease parcel, representing a base annual rental fee of $16.73 per acre or fraction thereof; and an annual surcharge of $10.00 per acre or fraction thereof, pursuant to rule 18-21.022, F.A.C. The annual fee and surcharge collected will be deposited in the General Inspection Trust Fund, pursuant to sections 597.010(5)(b) and (7), F.S.

STAFF REMARKS

FDACS is requesting authorization from the Board of Trustees to establish an Aquaculture Use Zone (AUZ) in Oyster Bay preempting approximately 75 acres. The requested AUZ would be
Item 12, cont.

Item 12, cont.

comprised of thirty-eight, 1.5-acre parcels for the purpose of culturing native shellfish on the bottom and in the water column. The site is located due north of the Gulf of Mexico, approximately 1,000 feet west of Palmetto Island and 200 feet east of Piney Island. It is within a Conditionally Approved Shellfish Growing Area of Wakulla County, Zone 2. The depths of the proposed AUZ range from 3-8 feet at mean low water. The substrate throughout the site consists of mostly firm sand/mud with no seagrasses observed either onsite or outside the proposed boundaries of the AUZ. There was one intertidal oyster reef observed south and west of the proposed AUZ. A buffer of 50 feet between the AUZ and the reef has been implemented.

Since the public notice of the AUZ on March 18, 2014, FDACS has received seventeen applications for sovereignty submerged land aquaculture leases in Oyster Bay. Per rule 18-21.020(4)(d), F.A.C., FDACS shall recommend that the Board of Trustees create a high-density lease area when it receives ten or more individual lease applications in the same water body within a six month period to encourage regional aquacultural and economic development, facilitate resource management, reduce potential adverse environmental impacts, and reduce user conflicts. FDACS proposes to issue leases on a first come, first served basis with the locations issued in the order in which completed applications are received. This will allow the AUZ to be filled in an orderly, grouped method that will facilitate FDACS’ ability to effectively manage the area and create a more efficient survey boundary.

The seventeen current applicants plan to implement a variety of cages and deployment methods in the water column and on the bottom to determine the most productive and cost effective system. Eleven of the applicants are currently enrolled in the Wakulla Environmental Institute’s (WEI) Oyster Aquaculture Program. FDACS anticipates that as additional students graduate from the WEI program they will also pursue aquaculture leases in the Oyster Bay AUZ.

Agency Review
FDACS conducted four resource surveys, reviewed the applications, and has determined that the proposed leases and associated aquaculture activities will not result in adverse impacts to seagrasses, existing shellfish beds or natural reefs or other sensitive habitats. Additionally, FDACS has coordinated the review of the item with the Department of Environmental Protection, the Florida Fish and Wildlife Conservation Commission, the Department of State, and the Wakulla County Board of County Commissioners, pursuant to rule 18-21.021, F.A.C, and has received no objections to the proposed AUZ and associated activities.

Special Conditions
The proposed leases will be subject to the terms and conditions applied to other aquaculture leases issued throughout the state for the same purposes, including the provision that the transfer or sale of the leases will not be approved during the first five years of the lease terms.

The requirement to obtain a permit from the United States Coast Guard for Private Aids to Navigation is a special condition of the leases. Additionally, some of the applicants propose gear
Item 12, cont.

that is not covered under FDACS programmatic general permit and will require individual permits from the Army Corps of Engineers. This requirement will also be a special condition of the leases.

Public Interest
The proposed AUZ is not in an aquatic preserve, therefore the activity does not have to be found to be in the public interest. The project is, however, required to demonstrate that it is “not contrary to the public interest,” pursuant to Article X, section 11 of the Florida Constitution, chapter 253, F.S., and rule 18-21.004(1)(a), F.A.C. Because the Legislature has declared aquaculture to be in the public interest, according to section 253.68(2)(a), F.S., FDACS is of the opinion that the activity meets the test of being “not contrary to the public interest” and otherwise meets all applicable requirements for a proprietary authorization to use sovereignty submerged lands.

Noticing
The proposed AUZ was noticed and no objections were received. The applications will be noticed pursuant to section 253.70, F.S.

Comprehensive Plan
A consideration of the status of any local government comprehensive plan was not made for this item. FDACS has determined that the proposed action is not subject to the local government planning process.

(See Attachment 12, Pages 1-88)

RECOMMEND APPROVAL