

REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
PO BOX 4970
JACKSONVILLE, FL 32232-0019

MAY 01 2009

Regulatory Division

DEPARTMENT OF THE ARMY PERMIT

REISSUANCE OF PROGRAMMATIC GENERAL PERMIT SAJ-75 FOR:
(SAJ-2004-12470)

Residential Fill in Royal Palm Beach Acreage
Palm Beach County, Florida

Upon recommendation of the Chief of Engineers, pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344), general authority is given to the Palm Beach County Environmental Resources Management (ERM) to administer this permit for residential and agricultural development on single-family lots in Royal Palm Beach Acreage in accordance with the following special conditions:

SPECIAL CONDITIONS FOR RESIDENTIAL AND AGRICULTURAL DEVELOPMENT
IN ROYAL PALM BEACH ACREAGE:

1. This permit is limited to the approximately 1,627 acres of wetlands located within the 33 square mile (21,209 acres) of M-1 and M-2 Basins in Royal Palm Beach Acreage (Acreage). It does not include non-residential lots, commercial or infrastructure development or lots located within Unit 11. The area includes all or portions of Sections 13, 14, 15, 23, 24, 25, 26, 35, and 36, Township 42 south, Range 40 east; Sections 17, 18, 19, 20, and 21, 22, 27, 28, 29, 30, 31, 32, 33, 34, and 35, Township 42 south, Range 41 east; Sections 10, 11, 13, 14, 24, and 25; Township 43 south, Range 40 east; Sections 2, 3, 4, 9, 10, and 11, Township 43 south, Range 40 east; and Sections 2, 3, 4, 9, 10, and 11, Township 43 south, Range 41 east, Palm Beach County, Florida. (See attached map).
2. This permit acknowledges that the Indian Trail Water Control District shall collect, from each property owner in the M-1 and M-2 basins, a one-time fee of \$56.00 per acre. This fee will be transferred to Palm Beach County to be used for purchase of land in the northeast corner of Unit 11.
3. All property owners with wetlands on their property shall pay a one-time fee of \$250.00 per lot to Palm Beach County when

seeking approval for use of the property. This fee may be voluntarily paid prior to development. This money shall be placed by Palm Beach County in an interest-bearing account to be used for resource management and supplemental acquisitions in Unit 11. Any funds remaining after acquisition and restoration will be placed in Palm Beach County's Natural Area Stewardship Endowment Fund for long-term management of the area and other natural areas in the county.

4. There is no maximum or minimum size limit per lot on this permit.

5. A report shall be submitted quarterly to the Jacksonville District, Palm Beach Gardens Section, 4400 PGA Boulevard, Suite 500, Palm Beach Gardens, Florida 33410 and the Jacksonville District, Enforcement Section, Post Office Box 4970, Jacksonville, Florida 32232-0019 on the number of projects authorized by this general permit. An annual report will be submitted by Palm Beach County Environmental Resources Management outlining the results of the offsite mitigation in Unit 11.

6. The Permittee shall use only clean fill material for this project. The fill material shall be free from items such as trash, debris, automotive parts, asphalt, construction materials, concrete block with exposed reinforcement bars, and soils contaminated with any toxic substance, in toxic amounts in accordance with Section 307 of the Clean Water Act.

7. Reduction and/or elimination of turbid water conditions and the erosion of disturbed or filled areas in adjacent water bodies and wetlands are to be achieved through the use of silt curtains or screens, between the construction area and wetlands or surface waters, during periods of fill placement. Such devices shall be properly maintained until such time as those disturbed areas become sufficiently stabilized by natural recruitment of vegetation or other measures.

8. The Permittee shall comply with U.S. Fish and Wildlife Service's "Standard Protection Measures for the Eastern Indigo Snake" dated February 12, 2004 and attached to this permit.

9. This general permit is valid for five (5) years unless suspended or revoked by issuance of a public notice by the District Engineer. Reviews will be conducted to determine if continuation of this permit is in the general interest of the public.

10. The District Engineer reserves the right to require that any request for authorization under this general permit be processed as an individual permit.

11. The permittee shall perform all work in accordance with the general conditions for permits. The attached General Conditions are made a part of this permit.

12. Within 60 days of the authorized work and mitigation, the attached Self-Certification Statement of Compliance must be completed and submitted to the Corps. Mail the completed form to the Jacksonville District, Enforcement Branch, Post Office 4970, Jacksonville, Florida 32232-0019.

BY AUTHORITY OF THE SECRETARY OF THE ARMY

John R. Grosskruger

FOR

PAUL L. GROSSKRUGER
Colonel, Corps of Engineers
Commanding