

1 A bill to be entitled
 2 An act relating to Nassau County; providing that certain
 3 single-family docks located in the Nassau River-St. Johns
 4 River Marshes Aquatic Preserve must meet specified
 5 criteria; authorizing the Department of Environmental
 6 Protection to take action against owners of docks that do
 7 not meet such criteria after a specified date; providing
 8 an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Existing single-family docks constructed prior
 13 to June 1, 2009, that are located within Nassau County on Lofton
 14 Creek in the Nassau River-St. Johns River Marshes Aquatic
 15 Preserve between State Road 200 to the north and a line drawn
 16 between N30°32'44.890", W-81°33'08.68 and N30°32'40.001", W-
 17 81°32'55.79 to the south shall:

18 (1) Be exempt from the need to obtain a permit under part
 19 IV of chapter 373, Florida Statutes, for the existing dock or
 20 for modifications to the existing dock necessary to meet the
 21 conditions for applying for a letter of consent pursuant to this
 22 act.

23 (2) Notwithstanding the provisions of chapter 258, Florida
 24 Statutes, and rule 18-20, Florida Administrative Code, be
 25 allowed to retain a terminal platform, as defined in rule 18-20,
 26 Florida Administrative Code, with a cumulative total deck and
 27 roof area not to exceed 800 square feet, provided that by
 28 December 31, 2010, the owner of the riparian parcel associated

29 with the dock conforms the dock to meet the terminal platform
 30 size requirement, if necessary, and applies for a letter of
 31 consent to use sovereignty submerged lands from the Department
 32 of Environmental Protection acting on behalf of the Board of
 33 Trustees of the Internal Improvement Trust Fund. A letter of
 34 consent shall be issued once applicable criteria of this act are
 35 met and the owner shall record the original letter of consent in
 36 the Nassau County Official Records Book to run with the upland
 37 parcel.

38 (3) Be maintained or repaired within a footprint the same
 39 as or smaller than the footprint of the current structure in
 40 accordance with rule 18-21.004(7)(h), Florida Administrative
 41 Code. This subsection does not prohibit an owner from
 42 demolishing or removing such a dock. However, should more than
 43 50 percent of a nonconforming structure fall into a state of
 44 disrepair or be destroyed as a result of any natural or manmade
 45 force, the entire structure shall be brought into full
 46 compliance with the current rules of the Board.

47 Section 2. Nothing in this act shall be construed to
 48 prevent the Department of Environmental Protection from taking
 49 enforcement action against the owner of the riparian parcel
 50 associated with a dock that does not meet the criteria of
 51 section 1 after December 31, 2010.

52 Section 3. This act shall take effect upon becoming a law.
 53