

**STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS**

**IN RE: DUKE ENERGY FLORIDA
DELAND WEST-DONA VISTA
230 kV TRANSMISSION LINE
SITING APPLICATION TA25-20**

DOAH CASE No.: 25-4655TL

OGC CASE No.: 25-1510

**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S
FIRST DETERMINATION OF COMPLETENESS**

Pursuant to the Florida Electric Transmission Line Siting Act (TLSA), Section 403.5252(1)(b), Florida Statutes, the Florida Department of Environmental Protection (Department) hereby finds the transmission line certification application (Application) filed by Duke Energy Florida (Applicant) for the Deland West-Dona Vista 230kV Transmission Line under the TLSA to be **INCOMPLETE**. A memo from the Siting Coordination Office with all accompanying completeness questions included, is attached and incorporated by reference herein as **EXHIBIT A**.

As a result of the Department's determination that the Application is incomplete, the Applicant, within 14 days after the filing of this statement by the Department, is required pursuant to Section 403.5252(2), F.S., to file with the Division of Administrative Hearings (DOAH), the Department, and all parties:

- (a) A withdrawal of the application; [or]
- (b) Additional information necessary to make the application complete. After the department first determines the application to be incomplete, the time schedules under this act are not tolled if the applicant makes the application complete within the 14-day period. A subsequent finding by the [D]epartment that the application remains incomplete tolls the time schedules under this act until the application is determined complete;

- (c) A statement contesting the [D]epartment's determination of incompleteness; or
- (d) A statement agreeing with the [D]epartment and requesting additional time to provide the information necessary to make the application complete. If the applicant exercises this option, the time schedules under this act are tolled until the application is determined complete.

For the purposes of the completeness determination of the Application,

“[c]ompleteness” is defined in Section 403.522(9), F.S., to mean:

. . . that the application has addressed all applicable sections of the prescribed application format and that those sections are sufficient in comprehensiveness of data or in quality of information provided to allow the [D]epartment to determine whether the application provides the reviewing agencies adequate information to prepare the reports required by s. 403.526.

Pursuant to Section 403.5252(4), F.S., should the Applicant respond to this determination of incompleteness by providing additional information to address the issues identified in this determination, “each affected agency may submit to the [D]epartment, no later than 14 days after the applicant files the additional information, a recommendation on whether the agency believes the application is complete.”

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Respectfully submitted this 29TH day of September, 2025.

THE STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION:

Kelley F. Corbari

KELLEY F. CORBARI (FBN: 103692)
Senior Assistant General Counsel
J. Patrick Reynolds (FBN: 95291)
Assistant Deputy General Counsel
Florida Department of Environmental Protection
3900 Commonwealth Boulevard, Mail Station 35
Tallahassee, Florida 32399-3000
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Patrick.Reynolds@FloridaDEP.gov
Laurie.Roughton@FloridaDEP.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of foregoing document has been served,
via electronic mail, to the individuals listed in the service list attached hereto, on this 29TH
day of September 2025.

Kelley F. Corbari

KELLEY F. CORBARI
Senior Assistant General Counsel

SERVICE LIST

DUKE ENERGY FLORIDA Brooke E. Humphrey, Esquire BERGER SINGERMAN LLP 313 North Monroe Street Tallahassee, Florida 32301 bhumphrey@bergersingerman.com	DUKE ENERGY FLORIDA Sarah Anna Santos, Esquire DUKE ENERGY 525 S. Tryon Street Mail Code DEP-09A Charlotte, NC 28202 Sarah.Santos@duke-energy.com
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION Kelley F. Corbari, Esquire J. Patrick Reynolds, Esquire FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION 3900 Commonwealth Blvd., MS-35 Tallahassee, Florida 32399 Kelley.Corbari@FloridaDEP.gov Patrick.Reynolds@FloridaDEP.gov Laurie.Roughton@FloridaDEP.gov	ST. JOHNS RIVER WATER MANAGEMENT DISTRICT Julia H. Laquidara, Esquire ST. JOHNS RIVER WATER MANAGEMENT DISTRICT 4049 Reid Street Palatka, Florida 32177 JHLaquid@sjrwmd.com KAShuler@sjrwmd.com
FLORIDA PUBLIC SERVICE COMMISSION Jennifer Augspurger, Esquire Shaw P. Stiller, Esquire FLORIDA PUBLIC SERVICE COMMISSION 2450 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 JAugspur@psc.state.fl.us SStiller@psc.state.fl.us	FLORIDA FISH & WILDLIFE CONSERVATION COMMISSION Joseph A. Meyer, Esquire FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION 620 South Meridian Street Tallahassee, Florida 32399-1600 Joseph.Meyer@myfwc.com ConservationPlanningServices@myfwc.com
FLORIDA DEPARTMENT OF COMMERCE Valerie A. Wright, Esquire FLORIDA DEPARTMENT OF COMMERCE 107 East Madison Street Tallahassee, Florida 32399 Valerie.Wright@Commerce.FL.gov	FLORIDA DEPARTMENT OF TRANSPORTATION Richard E. Shine, Esquire FLORIDA DEPARTMENT OF TRANSPORTATION 605 Suwannee Street, MS-58 Tallahassee, Florida 32399 Richard.Shine2@dot.status

FLORIDA DEPARTMENT OF AGRICULTURE & CONSUMER SERVICES FLORIDA FOREST SERVICE Sharon Jones, Esquire FLORIDA DEPARTMENT OF AGRICULTURE & CONSUMER SERVICES The Mayo Building, Suite 520 407 South Calhoun Street Tallahassee, Florida 32399-0800 Sharon.Jones1@FDACS.gov	FLORIDA DEPARTMENT OF STATE DIVISION OF HISTORICAL RESOURCES Jon F. Morris, Esquire Division of Historical Resources DEPARTMENT OF THE STATE 500 South Bronough Street Tallahassee, Florida 32399-0250 Jon.Morris@dos.myflorida.com
VOLUSIA COUNTY Paolo S. Soria, Esquire VOLUSIA COUNTY ATTORNEY'S OFFICE 123 W Indiana Ave., Suite 301 Deland, Florida 32720-4615 PSoria@Volusia.org	LAKE COUNTY Rachel Bartolowits, Esquire Melanie Marsh, Esquire LAKE COUNTY ATTORNEY'S OFFICE 315 W. Main St., Ste. 335 Tavares, Florida 32778 rachel.bartolowits@lakecountyfl.gov melanie.marsh@lakecountyfl.gov
CITY OF EUSTIS Sasha Garcia, Esquire CITY OF EUSTIS City Hall 10 North Grove Street Eustis, Florida 32726 sgarcia@bowenschroth.com	CITY OF UMATILLA Kevin Stone, Esquire Jennifer Cotch, Esquire CITY OF UMATILLA City Hall 1 South Central Avenue PO Box 2286 Umatilla, Florida 32784 jennifer@stoneandgerken.com Kevin@stoneandgerken.com

EXHIBIT A

AGENCY COMPLETENESS REVIEWS

(72 pages)



FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Ron DeSantis
Governor

Jay Collins
Lt. Governor

Alexis A. Lambert
Secretary

Memorandum

TO: Kirk S. White, Deputy General Counsel-Litigation

THROUGH: Cindy Mulkey, Deputy Director, Division of Water Resource Management

FROM: Nate Senn and Marbelis Lugo, Case Managers

SUBJECT: DEF DeLand West-Dona Vista Transmission Line Application (TA25-20)
- Determination of Completeness (OGC #: 25-1510)

DATE: September 29, 2025

Pursuant to §403.5252, Florida Statutes, the Department of Environmental Protection (DEP), after consulting with the affected agencies, has determined that the Duke Energy Florida (DEF) DeLand West-Dona Vista 230 kV Transmission Line Corridor Site Certification Application (Application) is not complete.

The following agencies requested additional information or provided comments:

- Department of Environmental Protection
- Florida Fish and Wildlife Conservation Commission
- St. Johns River Water Management District
- Lake County
- Department of State Division of Historical Resources
- Department of Transportation
- Volusia County

Agencies that found the application complete are as follows:

- Department of State - Division of Historical Resources
- St. Johns River Water Management District
- Florida Fish and Wildlife Conservation Commission
- Department of Commerce
- City of Eustis
- City of Umatilla
- Florida Department of Agriculture and Consumer Services
- Department of Transportation
- Volusia County

The reviewing agencies' comments/questions are listed below and the completeness review submittals are attached hereto, "*as received*" by the Department.

The Department notes that answers to some of the questions proposed by the agencies may not be available until the post-certification phase of the certification process, should the project be approved. In its response(s), the Applicant should identify the items/questions that are more appropriately handled by post-certification submittals, and the Applicant may propose conditions of certification in its response(s). Additionally, the Department notes that some questions may be reflective of "non-applicable requirements." In its response(s), the Applicant should identify the items/questions where no specific requirement appears to be applicable.

Finally, the Department notes that several of the issues/questions raised in some of the agencies' submissions, while appropriate questions, are not proper for completeness review. For example, questions and comments requiring precision with regards to pole height or location, cannot be ascertained until specific Rights-Of-Way are obtained (which occurs after certification of the transmission line corridor). Within the context of an application completeness review, however, it is not unreasonable for an agency to seek estimates of pole heights and other design specifications. In its response(s), the Applicant should endeavor to provide the agencies with as much information available to the Applicant on those issues/questions.

The Department reminds the reviewing agencies to consider issues related to specific Rights-of-Way (ROW) that the right-of-way "shall be located within the certified corridor and shall be identified by the applicant in documents filed with the department before construction." § 403.522(23), F.S. In addition, §403.522(10), F.S., provides that "after all property interests required for the transmission line right-of-way and maintenance and access roads have been acquired by the applicant, the boundaries of the area certified shall narrow to only that land within the boundaries of the transmission line right-of-way." As such, questions that require submittals, including information related to the ROW and/or specific placement of structures within the corridor, are procedurally inappropriate at this stage of the application review process.

I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

A. Siting Coordination Office

1. Rule 62-4.050, Florida Administrative Code, requires that "...All applications for a Department permit shall be certified by a professional engineer registered in the State of Florida..." The Department requests professional certification of the Application filed by DEF.

2. Do the EMF data provided in Table 8 of the Application include the existing circuit as well as the proposed transmission line?

B. Central District Office

1. Provide satisfactory evidence of sufficient upland interest for all parcels, in the form of a warranty deed, certificate of title issued by a clerk of the court, legal opinion of title, lease or easement, or other documents that clearly demonstrate the Applicant has control and interest necessary to conduct the proposed activity across all parcels prior to any clearing or construction.

2. The Department requires a conceptual layout of the Project and associated wetland and other surface water impacts that show direct, secondary, permanent and temporary impacts to the biological communities each identified according to Florida Land Use Cover and Forms Classification System (FLUCCS) codes. Areas of potential wetland, and other surface water dredging and filling, should be indicated by hatching and/or crosshatching.

Please also include:

- a) Location and configuration with complete dimensions of all dredge and/or fill activities,
 - b) Side slope stabilization methods and slope dimensions for all proposed fill/dredge areas;
 - c) Existing and proposed elevations within the areas to be filled/dredged;
 - d) Erosion control type and locations, and
 - e) Total number of acres for any wetland impacts [Ch. 62-330.060, F.A.C.]
3. Please demonstrate that the proposed project meets the requirements of Section 10.2.1 of the Applicant's Handbook Volume I (Vol. I) with regard to the elimination or reduction of wetland and other surface water impacts. Any unavoidable wetland impacts will require submittal of a detailed mitigation proposal that provides adequate compensation for wetland and other surface water impacts in accordance with the requirements of Section 10.3, Vol. I. In addition, please include an estimation of credits for functional loss to determine the extent of potential wetland and other surface water impacts associated with the proposed activity. [Ch. 62-330.060, F.A.C.]
 4. The Department requires reasonable assurance of compliance with Rule 62-330.301, (1)(e) F.A.C. The proposed construction activities shall not adversely affect the quality of receiving water. Please demonstrate in detail how the proposed project will not result in unacceptable secondary or cumulative impacts to wetlands and other surface waters. [ERP AH, Sections 10.2.7 and 10.2.8]

5. This project may be on sovereign submerged state lands (Wekiva River) and an easement may be required. A title determination is currently being run to confirm if the proposed activity is on or over Sovereign Submerged Lands and if an easement will be required. If so, the following information and documentation will be required [Ch. 18-21.005 (e) F.A.C]:

- a. Easement processing fee as specified in either (for public easements) paragraph 18-21.009(1)(g), or (for private easements) paragraph 18-21.010(1)(i), F.A.C.
- b. A survey/sketch was received with the submittal. Additional information may be needed, once it is reviewed by the Division of State Lands.
- c. Indicate the desired easement term (5-year, 10-year, 25-year, 50-year or other).

6. Prior to construction Form 62-330.060(1), Section E will be required along with all required supporting documentation including:

- a. Provide drainage calculations demonstrating that the water quality analysis is in compliance with the criteria described in Part 1:2. of 62-330.060(1), Section E.
 - i. Provide the results of any percolation tests and soil borings that are representative of the actual site conditions. Identify the wet season high water table elevations, soil profiles, and hydraulic conductivity. Include dates, datum, and methods used to determine these soil parameters in accordance with Part 1:1.b of 62-330.060(1), Section E.
 - ii. The proposed activities are located within an area that has an adopted Basin Management Action Plan for nitrate, total phosphorus and dissolved oxygen. Provide drainage calculations and/or construction plans demonstrating that the proposed activities will not contribute to violations of state water quality standards in accordance with Part 1:2.b. of 62-330.060(1), Section E.
 - iii. The proposed activities appear to have a direct discharge to an Outstanding Florida Water (OFW). Provide drainage calculations and construction plans demonstrating that the proposed activities are in compliance with the additional treatment volume requirements in accordance with Part 1:2.c. of 62-330.060(1), Section E.
- b. Provide drainage calculations demonstrating that the water quantity analysis is in compliance with the criteria described in Part 1:3. of 62-330.060(1) Section E.
- c. Provide drainage calculations demonstrating that the floodplain analysis is in compliance with Part 1:4. of 62-330.060(1) Section E.

d. Provide construction plans that the water quality and quantity analysis are in compliance with the criteria described in Part 1:2 and 1:3 of 62-330.060(1) Section E.

i. Provide plans that include the groundwater and seasonal high groundwater elevations depicted in the cross sections for all the existing and proposed stormwater management areas, in accordance with Part 2:1.e of 62-330.060(1), Section E.

e. Provide the Stormwater Management System Operation and Maintenance Plan that is signed and sealed by the registered professional in accordance with Part 4 of 62-330.060(1), Section E and 12.4.1 of the AH Vol. I; including the following executed forms, as applicable:

i. Financial Capability Certification, form 62-330.310(26).

ii. Transfer to Operation and Maintenance Entity, form 62-330.310(2)

iii. Operation and Maintenance Inspection Certification, form 62-330.311(1)

iv. Inspection Checklist, form 62-330.311(3)

f. Provide a survey that is signed and sealed by the appropriate registered professional in accordance with Part 4:f 62-330.060(1) Section E and 2.3 of AH Vol. II.

g. The proposed activities are located within the Ocklawaha River Hydrologic Basin (ORHB), in accordance with Section 13.0 of the Applicant's Handbook Volume II (AH Vol. II). In accordance with 62-330.301 (1)(k) and Section 13.0 of the AH Vol. II, F.A.C., any proposed activity must be in compliance with the ORHB requirements. Provide drainage calculations and/or construction plans that qualitatively and/or quantitatively demonstrate how the proposed activities are in compliance with 62-330.301 (1)(k), F.A.C., the ORHB requirements of Section 13.0 of the AH Vol. II and Part 6 of 62-330.060(1) Section E.

h. The proposed activities are located within the Wekiva River Hydrologic Basin (WRHB), in accordance with Section 13.0 of the AH Vol. II. In accordance with 62-330.301 (1)(k) and Section 13.0 of the AH Vol. II, F.A.C., any proposed activity must be in compliance with the WRHB requirements. Provide drainage calculations and/or construction plans that qualitatively and/or quantitatively demonstrate how the proposed activities are in compliance with 62-330.301 (1)(k), F.A.C., the WRHB requirements of Section 13.0 of the AH Vol. II and Part 6 of 62-330.060(1) Section E.

II. DEPARTMENT OF TRANSPORTATION

The proposed line will be built along SR 44 and SR 19, and at this time, the DEF application appears to be complete. While a preliminary review showed no apparent conflicts, the Department would reserve the opportunity to engage in a coordination review with DEF when specific right-of-way maps become available. It would be the Department's preference and standard for additional review that future poles be placed as far from Department Right of Way as is feasible.

For instance, at St. John's River Bridge on State Road 44, there is an existing Transmission Line crossing over SR 44. Existing poles had to be worked around. Any new poles in this location should be set outside the right of way for if and when another Bridge is built for the ultimate 4 lanes per the prior PD&E for the SR 44 corridor.

Likewise, for State Road 19 / 19A, a resurfacing project in this section in design will go to construction soon, requiring coordination with DEF. This area also had a PD&E for a future Trail (Black Bear Scenic Trail) along SR 19, and using County Road 450 was also part of the route to get to SR 40. This project was a planning study.

The Florida Department of Transportation ("FDOT") recommends certification of the DEF Deland West to Dona Vista Project (TA25-20). This recommendation is made contingent upon the following conditions of Section VI being addressed/met and further coordination with FDOT being carried out at each project phase.

Please see the attached completeness review submittal from Department of Transportation for additional comments and proposed Conditions of Certification.

III. FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

Please see the attached completeness review submittal from Florida Fish and Wildlife Conservation Commission for their complete review comments and preliminary statement of issues.

IV. ST. JOHNS RIVER WATER MANAGEMENT DISTRICT

1. If any of the permitting thresholds in 62-330.020(2) are tripped, then the project must meet the rules under Chapter 370, F.S.; 62-330, F.A.C.; and Applicant's Handbook Vol I and II. Any Environmental Resource Permits needed for this project will be permitted through DEP per the 2007 Operating Agreement between DEP and the District.

2. If any work or structures are proposed within the Perpetual Conservation Easement (CE; recorded with Lake County Clerk of Courts; Book 1679, Page 1164-1178) that is dedicated to the District, it will require an amendment or partial release of the CE prior to any activity within the CE.

V. DEPARTMENT OF STATE - DIVISION OF HISTORIAL RESOURCES

1. There are known historical resources within the project area, and the Department will be requesting a cultural resources assessment survey ahead of any undertaking to determine if there are other historical resources in addition to the known ones and what impact the project may have on them.

VI. LAKE COUNTY

1. Duke shall comply with Lake County Code of Ordinances Sec. 18-3 – Right-of-Way Utilization Permit.
2. Duke shall comply with Resolution 1992-99 and Resolution 1994-118, specifically Appendix A: Transportation Planning, Design, and Construction Standards.
3. Duke shall comply with the FDOT Utility Accommodation Manual, available online at this FDOT [Utilities link](#).
4. All work must adhere to County design and construction standards, including the protection of existing traffic controls, installation procedures for overhead and underground power lines, and permanent restoration of both pavement and areas beyond the edge of pavement. Please ensure all poles are monopoles, and also minimize pole height wherever possible, and provide a map that shows the specific height of each pole.
5. The preferred route for the proposed transmission line involves the sharing of existing rights-of-way. Please note that some existing roadways along the route are expected to be widened in the future. Rights-of-way may need to be expanded accordingly.
6. The County maintains a regional trail system. Please confirm that Lake County trails can be co-located adjacent to or underneath the proposed transmission lines, within both County rights-of-way and Duke-owned property or easements. Additional details regarding the County's Trail Master Plan are available at this [Trails Test App](#) link. Specific areas of concern include SR 19 and CR 450.

7. Duke shall conduct a minimum of two public meetings during the permit application, design, and construction phases of the project. Duke is expected to address concerns raised by residents, organizations, and community groups affected by the transmission line.
8. Duke shall coordinate with the Public Works Department regarding any road closures (per Code of Ordinances Sec. 15-16) and must obtain appropriate Maintenance of Traffic (MOT) permits. A schedule of construction activities must be provided to County construction inspectors and updated weekly.
9. A Truck Route Plan must be submitted and approved prior to the start of construction. All construction-related truck traffic must adhere to this plan.
10. Please provide GIS files and a KMZ file of the proposed transmission line route.
11. Transmission poles should be placed as close as possible to the right-of-way line. Poles may need to be relocated in the future at Duke's expense to accommodate roadway widening.
12. If any structures are constructed outside of the existing right-of-way, accommodations must be made for future roadway widening.
13. All access roads and construction pads must be designed to avoid adverse impacts on stormwater systems or increased flooding risks.
14. Please limit the number of ingress and egress points along County roadways.
15. Soil tracking prevention measures must be installed at all ingress and egress points.
16. Duke shall restore sod, drainage features, and existing contours as construction progresses.
17. Pre- and post-construction video and photo documentation of the project corridor and designated truck routes is required. Any damage caused shall be repaired by Duke.
18. Duke must coordinate with Lake County Emergency Management and ensure the ability to re-open closed roads within a 2-hour notice during emergency events.

VII. VOLUSIA COUNTY

Please see the attached completeness review submittal from Volusia County for their review comments and preliminary statement of issues regarding potential impacts to Ed Stone Park.

From: [Aaron Mercer](#)
To: [Senn, Nate](#); [Jennifer Cotch](#)
Cc: [SCO](#)
Subject: Re: Transmission Line Siting Application - DEF DeLand West - Dona Vista 230kV (TA25-20) - Completeness Review
Date: Monday, September 22, 2025 4:08:55 PM
Attachments: [image002.png](#)

EXTERNAL MESSAGE

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Nate,

We have no additional comments.

Thanks, Aaron

Aaron D. Mercer, MPA, AICP
City Manager
P.O. Box 2286, 1 South Central
Umatilla, FL 32784
352-669-1539

Please note: Florida has a very broad public records law. Most written communications to or from government officials regarding government/public business is public record available to the public and media upon request. Your email communications may be subject to public disclosure.

From: Senn, Nate <Nate.Senn@FloridaDEP.gov>
Sent: Monday, September 22, 2025 3:50 PM
To: Aaron Mercer <amercer@umatillafl.org>; Jennifer Cotch <jennifer@stoneandgerken.com>
Cc: SCO <SCO@dep.state.fl.us>
Subject: RE: Transmission Line Siting Application - DEF DeLand West - Dona Vista 230kV (TA25-20) - Completeness Review

Good day,

Are any issues expected with getting Umatilla's completeness review in today?

Thanks,



Nate Senn

Florida Department of Environmental Protection
DWRM Siting Coordination Office
Environmental Consultant
Nate.Senn@FloridaDEP.gov
Office: 850-717-9111

From: [Davis, Alan](#)
To: [Corbari, Kelley](#); [Jones, Sharon](#)
Cc: [Senn, Nate](#); [Lugo, Marbelis](#)
Subject: RE: PLEASE REVIEW (In Re: DEF DelandWest-DonaVista TLSA Application)
Date: Monday, September 22, 2025 4:14:01 PM

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Kelley – Please see response in red below.



Alan Davis
Land Planning and Administration
Florida Forest Service
Florida Department of Agriculture and Consumer Services

(850)-681-5816
(850)-681-5801 Fax
Alan.Davis@FDACS.gov

The Conner Building, Rm. 235
3125 Conner Boulevard
Tallahassee, FL 32399-1650

www.FDACS.gov/FLForestService

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From: Corbari, Kelley <Kelley.Corbari@FloridaDEP.gov>
Sent: Monday, September 22, 2025 3:46 PM
To: Davis, Alan <Alan.Davis@fdacs.gov>; Jones, Sharon <Sharon.Jones1@fdacs.gov>
Cc: Senn, Nate <Nate.Senn@FloridaDEP.gov>; Lugo, Marbelis <Marbelis.Lugo@FloridaDEP.gov>
Subject: RE: PLEASE REVIEW (In Re: DEF DelandWest-DonaVista TLSA Application)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Alan

Siting would like FFS to clarify its' response, specifically:

- Does FFS believe Duke's application is "complete" at this time? **At this time, we believe the application is complete.**

- Does FFS have any objections to the “proposed” project? **Please see my prior email.**

Thanks
Kelley



Kelley F. Corbari

Senior Assistant General Counsel
Department of Environmental Protection
Office of General Counsel
Litigation Section & Siting Program
Kelley.Corbari@FloridaDEP.gov
Direct: (850) 245-2677

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From: Davis, Alan <Alan.Davis@fdacs.gov>

Sent: Monday, September 22, 2025 3:37 PM

To: Jones, Sharon <Sharon.Jones1@fdacs.gov>; Corbari, Kelley <Kelley.Corbari@FloridaDEP.gov>

Cc: Senn, Nate <Nate.Senn@FloridaDEP.gov>; Lugo, Marbelis <Marbelis.Lugo@FloridaDEP.gov>

Subject: RE: PLEASE REVIEW (In Re: DEF DelandWest-DonaVista TLSA Application)

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Kelley – The FFS prefers Duke to work within their existing easement to avoid further impacts to the state forest. Once Duke provides a definite request, we will assess and respond accordingly.

Thanks,



Alan Davis
Land Planning and Administration
Florida Forest Service
Florida Department of Agriculture and Consumer Services

(850)-681-5816
(850)-681-5801 Fax
Alan.Davis@FDACS.gov

The Conner Building, Rm. 235
3125 Conner Boulevard
Tallahassee, FL 32399-1650

www.FDACS.gov/FLForestService

From: [Sasha Garcia](#)
To: [Senn, Nate](#)
Cc: [Lugo, Marbelis](#)
Subject: Completeness Review – DEF DeLand West – Dona Vista 230kV Transmission Line (TA25-20)
Date: Monday, September 22, 2025 2:41:27 PM
Importance: High

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Dear Mr. Senn and Ms. Lugo:

On behalf of the City of Eustis, I have reviewed Duke Energy Florida's Transmission Line Siting Application (TA25-20) for the DeLand West – Dona Vista 230kV project. The City finds the application complete for purposes of §403.5252, Florida Statutes.

Pursuant to §403.526, F.S., the City provides the following Preliminary Statement of Issues:

- Coordination if any city-owned rights-of-way, utilities, or easements are affected by construction.
- Potential construction-related impacts to City residents and businesses, including traffic, dust, and noise.
- Compliance with applicable City ordinances and regulations during construction activities.

At this time, the City does not anticipate significant impacts given the project's reliance on existing transmission line corridors. The City reserves the right to provide additional comments in its Agency Report or in later phases of the proceeding.

Please include me as the City's primary contact for this matter. Should you need anything more, please let me know. Thank you.

Respectfully,

SASHA GARCIA

City Attorney

City of Eustis

BOWEN|SCHROTH

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Please note: if this communication pertains to any municipal, county or state government or

September 22, 2025

Mr. Nate Senn
Environmental Consultant
Siting Coordination Office
Division of Water Resource Management
Florida Department of Environmental Protection
2600 Blair Stone Road, MS 3500
Tallahassee, Florida 32399-2400

RE: Duke Energy Florida DeLand West-Donna Vista 230 kV Transmission Line
Site Certification Application TA25-20

Dear Mr. Senn,

Pursuant to Section 403.5252, Florida Statutes (F.S.), the Florida Department of Commerce (FloridaCommerce) has no questions or comments regarding the completeness review of the Certification Application (Transmission Line Siting Application No. TA25-20; DOAH Case No. 25-4655TL) for the Duke Energy Florida DeLand West-Donna Vista 230 kV Transmission Line Project. The Certification Application contains adequate information for FloridaCommerce to prepare the agency report. In addition, FloridaCommerce has no preliminary issues regarding the Certification Application in accordance with Section 403.526(1), F.S. If you have any questions regarding this matter, please contact Scott Rogers, Regional Planning Administrator, by phone at (850) 717-8510, or by email at Scott.Rogers@Commerce.fl.gov.

Sincerely,



James D. Stansbury, Chief
Bureau of Community Planning and Growth

JDS/sr

cc: Marbelis Lugo, Environmental Specialist II, Siting Coordination Office, Florida Department of Environmental Protection

Memorandum

Florida Department of Environmental Protection

TO: Siting Act Office
Nate Senn
Nate.Senn@FloridaDEP.gov

THROUGH: Central District Office

FROM: Central District Office
Angelica Sterner, Leo Anglero, & Teayann Duclos
Angelica.Sterner@FloridaDEP.gov
Leo.Anglero@FloridaDEP.gov
Teayann.Duclos@FloridaDEP.gov

DATE: 9/19/2025

SUBJECT: Completeness Review for DeLand West - Dona Vista 230 kV Transmission Line
Siting Act

ERP SITE ID: 464172

PROJECT # 464172-001

ERP Comments

1. Provide satisfactory evidence of sufficient upland interest for all parcels, in the form of a warranty deed, certificate of title issued by a clerk of the court, legal opinion of title, lease or easement, or other documents that clearly demonstrate the holder has control and interest necessary to conduct the proposed activity across all parcels.
2. The proposed transmission line appears to traverse over wetlands and surface waters. No information about the wetland impact acreage was provided. Please confirm the total number of acres of temporary, direct, and secondary impacts to wetlands and surface waters (if any). Please provide a copy of an environmental report that was completed to determine the extent of wetlands for the project.
3. No mitigation information provided. Please submit a mitigation plan for direct and secondary wetland impacts, in accordance with Section 10.3, AH Vol. I. The functional loss shall be assessed using the Universal Mitigation Assessment Method (UMAM). Please note, the mitigation plan must be approved by the Department prior to execution. Additionally, if the plan

includes purchase of mitigation credits from an approved, regionally significant mitigation bank, submittal of a reservation letter will be required following approval. (*Section 10.3, AH Vol. I; Chapter 62-345, F.A.C.*)

4. The proposed transmission line appears to traverse over wetlands and surface waters. No project drawings were provided. Please provide an overview plan and cross section drawing which includes the following information (*Section 4.2.3 (b), AH Vol 1*):
 - a. Cross hatch of wetland/surface water fill/dredge areas with dimensions;
 - b. Location and configuration with complete dimensions of all dredge and/or fill activities and structures such as house pad, driveway footprint, septic system, culvert, and any other proposed dredge and/or fill activities.
 - c. Side slope stabilization methods and slope dimensions for all proposed fill/dredge areas;
 - d. Existing and proposed elevations within the areas to be filled/dredged;
 - e. Erosion control type and locations.
 - f. Total number of acres for any wetland impacts
5. Provide reasonable assurance of compliance with Rule [62-330.301](#), (1)(e) F.A.C. The proposed construction activities shall not adversely affect the quality of receiving water.
6. This project may be on sovereign submerged state lands (Wekiva River) and an easement may be required. A title determination is currently being run to confirm if the proposed activity is on or over Sovereign Submerged Lands and if an easement will be required. If so, the following information and documentation will be required [*Ch. 18-21.005 (e) F.A.C.*]:
 - a. Easement processing fee as specified in either (for public easements) paragraph 18-21.009(1)(g), or (for private easements) paragraph 18-21.010(1)(i), F.A.C.
 - b. A survey/sketch was received with the submittal. Additional information may be needed, once it is reviewed by the Division of State Lands.
 - c. Indicate the desired easement term (5-year, 10-year, 25-year, 50-year or other)

Water Quality and Quantity

7. Provide form [62-330.060\(1\) Section E](#) along all the requested supporting documentation.
 - a. Provide drainage calculations demonstrating that the water quality analysis is in compliance with the criteria described in Part 1:2. of [62-330.060\(1\) Section E](#).
 - i. Provide the results of any percolation tests and soil borings that are representative of the actual site conditions. Identify the wet season high water table elevations, soil profiles, and hydraulic conductivity. Include dates, datum, and methods used

to determine these soil parameters in accordance with Part 1:1.b of [62-330.060\(1\) Section E](#).

- ii. The proposed activities are located within an area that has an adopted Basin Management Action Plan for nitrate, total phosphorus and dissolved oxygen. Provide drainage calculations and/or construction plans demonstrating that the proposed activities will not contribute to violations of state water quality standards in accordance with Part 1:2.b. of [62-330.060\(1\) Section E](#).
 - iii. The proposed activities appear to have a direct discharge to an Outstanding Florida Water (OFW). Provide drainage calculations and construction plans demonstrating that the proposed activities are in compliance with the additional treatment volume requirements in accordance with Part 1:2.c. of [62-330.060\(1\) Section E](#).
- b. Provide drainage calculations demonstrating that the water quantity analysis is in compliance with the criteria described in Part 1:3. of [62-330.060\(1\) Section E](#).
- c. Provide drainage calculations demonstrating that the floodplain analysis is in compliance with Part 1:4. of [62-330.060\(1\) Section E](#).
- d. Provide construction plans (plans) that the water quality and quantity analysis are in compliance with the criteria described in Part 1:2 and 1:3 of [62-330.060\(1\) Section E](#).
- i. Provide plans that include the groundwater and seasonal high groundwater elevations depicted in the cross sections for all the existing and proposed stormwater management areas, in accordance with Part 2:1.e of [62-330.060\(1\) Section E](#).
- e. Provide the Stormwater Management System Operation and Maintenance Plan that is signed and sealed by the registered professional in accordance with Part 4 of [62-330.060\(1\) Section E](#) and 12.4.1 of the [AH Vol. I](#); including the following executed forms, as applicable:
- i. Financial Capability Certification, form [62-330.310\(26\)](#).
 - ii. Transfer to Operation and Maintenance Entity, form [62-330.310\(2\)](#)
 - iii. Operation and Maintenance Inspection Certification, form [62-330.311\(1\)](#)
 - iv. Inspection Checklist, form [62-330.311\(3\)](#)

Here is the link to the ERP Stormwater Resource

Center: <https://floridadep.gov/water/engineering-hydrology-geology/content/erp-stormwater-resource-center>

- f. Provide a survey that is signed and sealed by the appropriate registered professional in accordance with Part 4:f [62-330.060\(1\) Section E](#) and 2.3 of [AH Vol. II](#).

- g. The proposed activities are located within the Ocklawaha River Hydrologic Basin (ORHB), in accordance with Section 13.0 of the Applicant's Handbook Volume II ([AH Vol. II](#)). In accordance with [62-330.301](#) (1)(k) and Section 13.0 of the [AH Vol. II](#), F.A.C., any proposed activity must be in compliance with the ORHB requirements. Provide drainage calculations and/or construction plans that qualitatively and/or quantitatively demonstrate how the proposed activities are in compliance with [62-330.301](#) (1)(k), F.A.C., the ORHB requirements of Section 13.0 of the [AH Vol. II](#) and Part 6 of [62-330.060\(1\) Section E](#).
- h. The proposed activities are located within the Wekiva River Hydrologic Basin (WRHB), in accordance with Section 13.0 of the [AH Vol. II](#). In accordance with [62-330.301](#) (1)(k) and Section 13.0 of the [AH Vol. II](#), F.A.C., any proposed activity must be in compliance with the WRHB requirements. Provide drainage calculations and/or construction plans that qualitatively and/or quantitatively demonstrate how the proposed activities are in compliance with [62-330.301](#) (1)(k), F.A.C., the WRHB requirements of Section 13.0 of the [AH Vol. II](#) and Part 6 of [62-330.060\(1\) Section E](#).



Florida Department of Transportation

RON DESANTIS
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

JARED W. PERDUE, P.E.
SECRETARY

September 24, 2025

Via E-Mail – Nate.Senn@FloridaDEP.gov

Nate Senn, Environmental Consultant
Florida Department of Environmental Protection
DWRM Siting Coordination Office
2600 Blair Stone Road, MS 3500
Tallahassee, FL 32399-2400

RE: Duke Energy Florida ("DEF") Transmission Line Siting Application
DEF DeLand West - Dona Vista 230kV (TA25-20)

Dear Mr. Senn:

Enclosed is the Florida Department of Transportation's Agency Report dated September 24, 2025 for the Transmission Line Siting Application - DEF DeLand West - Dona Vista 230kV (TA25-20).

If you have any questions, please call me at 850-414-5296 or Monica Zhong, Siting Coordinator, at 850-414-4808.

Sincerely,

/s/ Richard E. Shine
Richard E. Shine
Assistant General Counsel

RS/dw

cc: All Parties of Record
Monica Zhong
Marbelis Lugo
SCO@FloridaDEP.gov

SECTION I. CORRIDOR LOCATION ISSUES

No outstanding issues, though the Department reserves its right to amend this determination as further information becomes available.

SECTION II. OUTSTANDING SUFFICIENCY ISSUES

No outstanding issues.

SECTION III. VARIANCES TO STANDARDS

No variances requested.

SECTION IV. SPECIAL USE PERMISSIONS

No special use permissions requested.

SECTION V. RECOMMENDATION FOR CERTIFICATION

Duke Energy Florida (“DEF”) submitted an application (“Application”) for the certification of its plan to construct a new 230 kV line within Volusia and Lake Counties, which they call the “Deland West to Dona Vista Project”.

The proposed line will be built along SR 44 and SR 19, and at this time, the DEF application appears to be complete. While a preliminary review showed no apparent conflicts, the Department would reserve the opportunity to engage in a coordination review with DEF when specific right-of-way maps become available. It would be the Department’s preference and standard for additional review that future poles be placed as far from Department Right of Way as is feasible.

For instance, at St. John’s River Bridge on State Road 44, there is an existing Transmission Line crossing over SR 44. Existing poles had to be worked around. Any new poles in this location should be set outside the right of way for if and when another Bridge is built for the ultimate 4 lanes per the prior PD&E for the SR 44 corridor.

Likewise, for State Road 19 / 19A, a resurfacing project in this section in design will go to construction soon, requiring coordination with DEF. This area also had a PD&E for a future Trail (Black Bear Scenic Trail) along SR 19, and using County Road 450 was also part of the route to get to SR 40. This project was a planning study.

The Florida Department of Transportation (“FDOT”) recommends certification of the DEF Deland West to Dona Vista Project (TA25-20). This recommendation is made contingent upon the following conditions of Section VI being addressed/met and further coordination with FDOT being carried out at each project phase.

SECTION VI. PROPOSED CONDITIONS OF CERTIFICATION

6.1 REQUEST FOR RESTRICTED AREAS

No requests for restricted areas are necessary.

6.2 POST CERTIFICATION REVIEW ITEMS

A. Access Management to the State Highway System

Any access to the State Highway System will be subject to the requirements of Chapters 14-96, State Highway System Connection Permits, and 14-97, Access Management Classification System and Standards, F.A.C.

[Chapters 14-96, and 14-97, F.A.C.]

B. Overweight or Overdimensional Loads

Operation of overweight or overdimensional loads by the Licensee on State transportation facilities during construction and operation of the utility facility will be subject to applicable non-procedural requirements of Chapter 316, Florida Statutes, and Chapter 14-26, Safety Regulations and Permit Fees for Overweight and Overdimensional Vehicles, F.A.C.

[Chapter 316, F.S.; Chapter 14-26, F.A.C.]

C. Use of State of Florida Right of Way or Transportation Facilities

All usage and crossing of State of Florida right of way or transportation facilities will be subject to Chapter 14-46, Utilities Installation or Adjustment, F.A.C.; Florida Department of Transportation's Utility Accommodation Manual; Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways; Standard Specifications for Road and Bridge Construction; and pertinent sections of the Florida Department of Transportation's Project Development and Environmental Manual.

[Sections 337.403 and 337.404, F.S.; Chapters 14-15, 14-46, and 14-96, F.A.C.]

D. Standards

The Manual on Uniform Traffic Control Devices; Florida Department of Transportation's Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways; Florida Department of Transportation's Standard Specifications for Road and Bridge Construction; Florida Department of Transportation's Utility Accommodation Manual; and pertinent sections of the Department of Transportation's Project Development and Environmental Manual will be adhered to in all circumstances involving the State Highway System and other State-owned transportation facilities.

[Chapters 14-15, 14-46, and 14-96, F.A.C.]

E. Drainage

Any drainage onto the State of Florida right of way and transportation facilities will be subject to the requirements of Chapter 14-86, Drainage Connections, F.A.C., including the attainment of any permit required thereby.

[Chapter 14-86, F.A.C.]

F. Use of Air Space

Any newly proposed structure or alteration of an existing structure will be subject to the applicable non-procedural requirements of Chapter 333, F.S., and Rule 14-60.009, Airspace Protection, F.A.C. Additionally, notification to the Federal Aviation Administration (FAA) is required prior to beginning construction, if the structure exceeds notification requirements of 14 CFR Part 77, Objects Affecting Navigable Airspace, Subpart B, Notice of Construction or Alteration. Notification will be provided to FAA Southern Region Headquarters using FAA Form 7460-1, Notice of Proposed Construction or Alteration in accordance with instructions therein. A subsequent Determination by the FAA stating that the structure exceeds any federal obstruction standard of 14 CFR Part 77, Subpart C, for any structure that is located within a 10-nautical-mile radius of the geographical center of a public-use airport or military airfield in Florida will be required to submit information for an Airspace Obstruction Permit from the Florida Department of Transportation as a post-certification submittal under Condition of Certification XIX or variance from local government depending on the entity with jurisdictional authority over the site of the proposed structure. The FAA Determination regarding the structure serves only as a review of its impact on federal airspace and is not an authorization to proceed with any construction. However, FAA recommendations for marking and/or lighting of the proposed structure are made mandatory by Florida law. For a site under Florida Department of Transportation jurisdiction, application will be made by submitting Florida Department of Transportation Form 725-040-11, Airspace Obstruction Permit Application, in accordance with the instructions therein as a post-certification submittal under Condition of Certification XIX.

[Chapter 333, F.S.; Rule 14-60.009, F.A.C.]

G. Best Management Practices

Traffic control during facility construction and maintenance will be subject to the standards contained in the Manual on Uniform Traffic Control Devices; Florida Department of Transportation's Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways; Florida Department of Transportation's Standard Specifications for Road and Bridge Construction; and Florida Department of Transportation's Utility Accommodation Manual, whichever is more stringent. It is recommended that the applicant encourage transportation demand management techniques by doing the following:

- Placing a bulletin board on site for carpooling advertisements.
- Requiring that heavy construction vehicles remain onsite for the duration of construction to the extent practicable.

If the applicant uses contractors for the delivery of any overweight or overdimensional loads to the site during construction, the Applicant shall ensure that its contractors

adhere to the necessary standards and receive the necessary permits required under Chapter 316, F.S., and Chapter 14-26, Safety Regulations and Permit Fees for Overweight and Overdimensional Vehicles, F.A.C.

[Chapter 316, F.S.; Chapters 14-15, 14-26, 14-46, and 14-96, F.A.C.]



Florida Fish and Wildlife Conservation Commission

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800-955-8770 (V)

MyFWC.com

September 18, 2025

Nate Senn
Florida Department of Environmental Protection
Siting Coordination Office
2600 Blair Stone Road, MS 5500
Tallahassee, FL 32399-2400
Nate.Senn@FloridaDEP.gov

Re: Site Certification Application TA25-20: Duke Energy Florida DeLand West – Dona Vista 230-kilovolt Transmission Line Project, Volusia and Lake Counties, Completeness Review and Preliminary Statement of Issues

Dear Mr. Senn:

Florida Fish and Wildlife Conservation Commission (FWC) staff reviewed the Site Certification Application for the above referenced project and provides the following response pursuant to Section 403.5066, Florida Statutes (FS), and in accordance with FWC's authorities under Article IV, Section 9 of the Florida Constitution, Chapter 379, FS, and Chapter 68A-27, of the Florida Administrative Code (FAC).

Project Description

Duke Energy Florida (DEF) is proposing the construction of a 230-kilovolt transmission line that will extend approximately 26.3 miles through portions of Volusia County, Lake County, the City of Umatilla, and the City of Eustis. The project originates at the existing DEF-owned DeLand West substation in Volusia County and terminates at the existing DEF-owned Dona Vista substation in Lake County, largely following DEF's existing transmission lines. Multiple route segments and multi-segment alignments were considered for the preferred corridor. Identification of the segments was based on co-location with other existing linear facilities, environmental impacts, land use, engineering, safety, cost criteria, and stakeholder input. Approximately 95% of the preferred corridor is co-located with existing transmission and distribution rights-of-way, roads, and overhead electrical lines. The existing rights-of-way have historically been cleared and are maintained free of canopy tree species.

The typical width of the transmission line right-of-way will be 100 feet where the route will be cross-country and 55 feet where the route will be adjacent to road right-of-way. The planning corridor is generally 300 feet wide, narrowing to 100 feet as it traverses the Ocala National Forest. There are several wider areas where the alignment is uncertain, with the widest area being 1,700 feet near the Dona Vista substation. The corridor as presented contains approximately 1,226.4 acres. The land uses found within the proposed corridor consists of approximately 313.7 acres of agriculture, 279.9 acres of urban areas, 214.5 acres of wetlands and other surface waters, 212.7 acres of upland forests, 104.1 acres of rangeland, and 101.1 acres of transportation and utilities.

The planned construction will include temporary access roads, easement stabilization, and limited vegetation clearing as necessary. Concrete foundations will be installed through excavation and direct embedment followed by the raising of single-pole towers. The typical heights of the above-ground structures will range from approximately 90 feet to 110 feet, but in some locations reach up to 140 feet, depending on elevation to avoid roads or other existing facilities. The applicant proposes to minimize wetland and surface water impacts to the extent practicable. Impacts will be reduced by spanning transmission lines across the St Johns River along an existing bridge and other infrastructure. Other creeks, ponds, and impoundments will be spanned

with structures placed within adjacent uplands where practicable to minimize wetland fill required for poles or structural pads. Many of the wetlands within the DeLand West – Dona Vista (DWDV) corridor were previously impacted through construction of access roads associated with existing DEF right-of-way. Additional wetland fill and canopy clearing may be required for easement stabilization, work pads, and should additional DEF right-of-way be needed. Low-lying vegetation and root mats will remain where practicable to reduce erosion potential and state water quality standards for turbidity will be maintained. Where crossings of existing drainage swales, ditches, or canals are required, appropriately sized culverts will be installed to accommodate flow regimes. Restoration of the right-of-way will begin after transmission line construction activities have been completed.

Potentially Affected Resources

The *Transmission Line Siting Act Application No. TA25-20* submitted by DEF indicates that ecological resources within the proposed corridor were evaluated utilizing a combination of field reconnaissance, database queries, aerial maps, and literature review that focused on listed and managed species with the potential to occur within the project area including:

- One or more wood stork (*Mycteria americana*, Federally Threatened [FT]) nesting colony core foraging areas (CFA). The CFA constitutes an 18.6-mile radius around the nesting colony.
- U.S. Fish and Wildlife Service (USFWS) Consultation Area for the following federally listed species:
 - Everglade snail kite (*Rostrhamus sociabilis plumbeus*, Federally Endangered [FE])
 - Red-cockaded woodpecker (*Picoides borealis*, FT)
 - Florida scrub-jay (*Aphelocoma coerulescens*, FT)
 - Florida manatee (*Trichechus manatus latirostris*, FT)
 - Sand skink (*Neoseps reynoldsi*, FT)
- Potential habitat for the following listed and managed species:
 - Bluenose shiner (*Pteronotopis welaka*, State Threatened [ST])
 - Florida pine snake (*Pituophis melanoleucus mugitus*, ST)
 - Gopher tortoise (*Gopherus polyphemus*, ST)
 - Short-tailed snake (*Lampropeltis extenuata*, ST)
 - Florida burrowing owl (*Athene cunicularia floridana*, ST)
 - Florida sandhill crane (*Antigone canadensis pratensis*, ST)
 - Little blue heron (*Egretta caerulea*, ST)
 - Southeastern American kestrel (*Falco sparverius paulus*, ST)
 - Tricolored heron (*Egretta tricolor*, ST)
 - American alligator (*Alligator mississippiensis*, FT due to similarity of appearance)
 - Eastern indigo snake (*Drymarchon couperi*, FT)
 - Bald eagle (*Haliaeetus leucocephalus*)
 - White ibis (*Eudocimus albus*)
 - Florida black bear (*Ursus americanus floridanus*)

The report indicates there were several sandhill cranes and little blue herons observed within the DWDV corridor and that if listed species are observed during construction, specific consultation with the appropriate agencies will be conducted. Mitigation or avoidance methods will be implemented as necessary. The report indicates that the preferred corridor traverses the Ocala

National Forest, Lower Wekiva River Preserve State Park, Seminole State Forest, St. Johns River, Wekiva River System, two conservation easements, and three local parks.

Post construction of the new transmission line, maintenance will occur through regular inspection and management of vegetation. DEF will develop a right-of-way maintenance program based on site-specific vegetation and habitat. Endangered or threatened species, if present, are considered and accommodated in the maintenance program. Vegetation management is accomplished through a variety of methods, including trimming, mowing, and use of herbicides, targeting species that are incompatible with the safe operation of, maintenance of, and access to the transmission system.

Preliminary Statements of Issues

Given the project description and the listed species information provided, FWC staff considers this application complete for review purposes. FWC staff will work with the applicant to provide any appropriate Conditions of Certification (COCs) for state- and federally listed species discussed in the following sections.

Florida Pine Snake

Florida pine snakes have historically occurred in this area, and suitable habitat may also occur in the preferred corridor. Florida pine snakes are naturally secretive in nature and can spend up to 80 percent of their time in underground refuges like stump holes, gopher tortoise burrows, and the burrows of nine-banded armadillos and mice. This species is often associated with southeastern pocket gophers (*Geomys pinetis*); however, they can persist and thrive in areas without this species. Florida pine snakes are active from March through October but show the greatest activity in May, June, July, and October when they move more frequently and travel farther distances. Florida pine snakes are sensitive to habitat fragmentation and often negatively impacted by roadways. Additional information can be found in the *Florida Pine Snake Species Conservation Measures and Permitting Guidelines* (<https://myfwc.com/media/25003/floridapinesnakegl.pdf>). If a Florida pine snake is observed during construction, FWC staff recommends that work activities cease, and the snake be allowed to leave on its own accord. It would also contribute to FWC's research efforts if sightings could be reported to the staff member at the close of this letter, preferably with a photograph and GPS coordinates.

Gopher Tortoise

The improved pasture found within the preferred project corridor may provide potential habitat for the gopher tortoise. The applicant should refer to the *Gopher Tortoise Permitting Guidelines* (revised April 2023) (<http://www.myfwc.com/license/wildlife/gopher-tortoise-permits/>) for survey methodology and permitting guidance prior to any development activity. Burrow surveys should cover a minimum of 15 percent of potential gopher tortoise habitat to be impacted by development activities including staging areas (refer to Appendix 4 in the *Guidelines* for additional information). Specifically, the permitting guidelines include methods for avoiding impacts (such as preservation of occupied habitat) as well as options and state requirements for minimizing, mitigating, and permitting potential impacts of the proposed activities. Any commensal species observed during burrow excavation should be handled in accordance with Appendix 9 of the *Guidelines*. For questions regarding gopher tortoise permitting, contact Cassie Rios by phone at (352) 620-7732 or at Cassie.Rios@MyFWC.com.

Short-Tailed Snake

The project site is located within the potential range of the short-tailed snake and suitable habitat may occur onsite. Short-tailed snakes are naturally secretive, spending most of their time burrowed in sand and may also use fallen logs and gopher tortoise burrows as refuges. Short-tailed snakes are most active from March through April and October through November. They are sensitive to habitat degradation due to fragmentation and loss, but can sometimes persist in subdivisions if some natural ground cover is retained and properly managed. Additional information can be found in the *Species Conservation Measures and Permitting Guidelines for the Short-Tailed Snake* (<https://myfwc.com/media/22867/shorttailedsnakeguidelines-2019.pdf>). If a short-tailed snake is observed during your project, FWC staff recommends that work activities cease and the snake be allowed to leave on its own accord. It would also contribute to FWC's research efforts if sightings could be reported to the staff member at the close of this letter, preferably with a photograph and GPS coordinates.

Florida Burrowing Owl

Suitable habitat for Florida burrowing owls may be found within the preferred corridor. Burrowing owls typically occupy areas with short groundcover like agricultural fields and prairies. FWC staff recommends that pre-construction surveys be conducted to ensure that no burrowing owl burrows occur onsite. Additional information and guidance for conducting burrowing owl surveys can be found in the *Species Conservation Measures and Permitting Guidelines for Florida Burrowing Owl* (<https://myfwc.com/media/2028/florida-burrowing-owl-guidelines.pdf>). If burrowing owls are observed onsite, the applicant should coordinate with FWC staff identified at the close of this letter to discuss avoidance, minimization, and permitting options.

Florida Sandhill Crane

The improved pasture may provide foraging habitat for the Florida sandhill crane, and the freshwater emergent marshes and lakes found within and adjacent to the preferred corridor may provide potential nesting habitat for this species. FWC staff recommends that surveys for nesting Florida sandhill cranes be conducted prior to construction activities and during the December through August breeding season. If construction occurs over several years, it may be necessary to conduct surveys each year as Florida sandhill cranes do not nest in the same location every year. If active nests are identified onsite, the *Species Conservation Measures and Permitting Guidelines for Florida Sandhill Crane* (<https://myfwc.com/media/11565/florida-sandhill-crane-guidelines.pdf>) recommends that the nest site be buffered by 400 feet (122 meters) to avoid disturbance by human activities. If nesting is discovered after construction has begun or if maintaining the recommended buffer is not possible, the applicant can contact FWC staff identified below to discuss potential permitting needs. Additional information and guidance for conducting Florida sandhill crane surveys can be found in the *Guidelines*.

Southeastern American Kestrel

Suitable habitat for southeastern American kestrels may be found within the preferred corridor. FWC staff recommends that kestrel surveys be conducted from April to August within potentially suitable foraging habitat according to the methodology outlined in the *Species Conservation Measures and Permitting Guidelines for Southeastern American Kestrel* (<https://myfwc.com/media/24482/seamkestrelgl.pdf>). Surveys from May to July are ideal to avoid confusion with the migratory subspecies of American kestrel (*Falco sparverius sparverius*). Surveys may be completed outside of the April to August survey season when necessary, with any kestrels observed assumed to be southeastern American kestrels. Surveys are valid until the

beginning of the following breeding season (March). If surveys encounter active nest cavities, FWC staff recommends avoiding project activities within 490 feet (150 meters) of the nest during the breeding season (March through July) to avoid disturbance. If nesting is discovered after construction has begun, or if maintaining the recommended buffer is not possible, the applicant should contact FWC staff identified below to discuss potential permitting needs. In areas of suitable kestrel habitat, the *Guidelines* also recommend retaining snags whenever possible.

Wading Birds

The potential exists for wading bird nesting activity in the forested wetlands, lake edges, and herbaceous wetlands in and adjacent to the preferred corridor. Surveys should be conducted during their breeding season, which extends from March through August. If there is evidence of nesting during this period, FWC staff recommends that any wading bird nest sites be buffered by 100 meters (330 feet) to avoid disturbance by human activities. The *Species Conservation Measures and Permitting Guidelines for the Little Blue Heron, Reddish Egret, Roseate Spoonbill, Tricolored Heron* (<https://myfwc.com/media/18634/threatened-wading-birds-guidelines.pdf>) and the *Species Conservation Measures and Permitting Guidelines for the Snowy Egret and White Ibis* (<https://myfwc.com/media/22868/whiteibissnowyegretguidelines-2019.pdf>) can be referenced for biological information, survey methodology, measures for avoiding impacts, and recommended conservation practices. The snowy egret and white ibis were removed from *Florida's Endangered and Threatened Species List*, but the adults, active nests, eggs, and young are protected under the Federal Migratory Bird Treaty Act and state Rule 68A-16.001, FAC. If nesting is discovered after site activities have begun, if the removal or trimming of trees with active nests is unavoidable, or if maintaining the recommended buffer is not possible, the applicant may contact the FWC staff identified below to discuss potential permitting alternatives.

Florida Manatee

Florida manatee use of the St Johns River where the preferred corridor spans is documented by aerial survey, mortality, and satellite telemetry data. *The Standard Manatee Conditions for In-water Work* (2011) located at https://myfwc.com/media/7246/manatee_stdcondin_waterwork.pdf will be included in the COCs and followed for all in-water activity to satisfy the requirements of 379.2431(2) and 373.414(1)(a)2, FS.

Florida Black Bear - Technical Assistance

The FWC has received 296 reports of human-bear conflicts within a 5-mile radius of the project site since 2015. Florida black bears are frequent/common in this area which is within the Central BMU identified in the 2019 Bear Management Plan. While black bears tend to shy away from people, they are adaptable and will take advantage of human-provided food sources. This includes sources that are currently available near this site, sources that may be available during construction, and sources available after construction including unsecured garbage, pet food, and bird seed. Once bears become accustomed to finding food around people, their natural wariness is reduced to the point that there can be an increased risk to public safety or private property.

During construction, construction sites should be kept clean, with refuse that might attract bears kept separate from construction debris and stored securely in bear-resistant containers or removed daily from the construction site before dark. Refuse that might attract bears includes all food and drink-related materials, as well as any items with strong scents like cleaning agents. Additional information about Florida black bears can be found on FWC's website at <http://www.myfwc.com/wildlifehabitats/managed/bear>.

FWC will work with Duke Energy Florida during the next phase of drafting the COCs on how best to address these management and proprietary concerns.

FWC staff appreciates the opportunity to provide comments for this application and looks forward to working with the applicant throughout the siting process. For specific technical questions regarding the content of this letter, please contact William Hinton at (386) 288-8190 or by email at William.Hinton@MyFWC.com. All other inquiries may be sent to ConservationPlanningServices@MyFWC.com.

Sincerely,

A handwritten signature in black ink that reads "Josh Cucinella". The signature is fluid and cursive, with the first name "Josh" and last name "Cucinella" clearly legible.

Josh Cucinella
Land Use Planning Program Administrator
Office of Conservation Planning Services

jc/wh
DEF DeLand West - Dona Vista 230kV_63753_09182025

cc: Jason Rust, Duke Energy Florida, jason.rust@duke-energy.com
Siting Coordination Office, sco@dep.state.fl.us

From: [Nicole Martin](#)
To: [Senn, Nate](#)
Cc: [Julia H. Laquidara](#); [Lugo, Marbelis](#)
Subject: RE: Transmission Line Siting Application - DEF DeLand West - Dona Vista 230kV (TA25-20) - Completeness Review
Date: Monday, September 22, 2025 1:31:09 PM
Attachments: [image001.png](#)
[image004.png](#)

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Hi Nate –

I have a few additional comments from the St. Johns River Water Management District (District) to add to Sheila's sent Friday.

It appears that the proposed transmission line may extend into a portion of a recorded Perpetual Conservation Easement (CE; recorded with Lake County Clerk of Courts; Book 1679, Page 1164-1178) that is dedicated to the District. If any work or structures are proposed within this CE, it will require an amendment or partial release of the CE prior to any activity within the CE.

If any of the permitting thresholds in 62-330.020(2) are tripped, then the project must meet the rules under Chapter 370, F.S.; 62-330, F.A.C.; and Applicant's Handbook Vol I and II. Any Environmental Resource Permits needed for this project will be permitted through DEP per the 2007 Operating Agreement between DEP and the District.

Thank you, Nicole

Nicole Martin
Supervising Regulatory Scientist
Bureau of Environmental Resource Regulation
St. Johns River Water Management District
2501 S. Binion Rd.
Apopka, FL 32703
Office: (407) 659-4835
Email: NMartin@sjrwmd.com
Website: www.sjrwmd.com
Connect with us: Newsletter, Facebook, Twitter, Instagram, YouTube, Pinterest

From: Sheila Theus <STheus@sjrwmd.com>

Sent: Friday, September 19, 2025 3:35 PM

To: Nate.Senn@FloridaDEP.gov

Cc: Julia H. Laquidara <jhlaquid@sjrwmd.com>; marbelis.lugo@floridadep.gov

Subject: RE: Transmission Line Siting Application - DEF DeLand West - Dona Vista 230kV (TA25-20) - Completeness Review

Nate:

I've been asked to forward the following in reference to the Transmission Line Siting Application referenced above.

The St. Johns River Water Management District (District) requests the applicant be mindful of the District's rule for Right of Way Easements found in Rule 40C-9.380, Fla. Admin. Code., and avoid, as much as possible, wetland communities, other functioning habitats and environmentally sensitive lands when establishing the transmission line right of way. It is my understanding no other office, bureau or division within the District has comments to submit at this time. As the application continues through the process, the District reserves the right to provide additional comments.

Please let me or Julia (cc'd above) know if you have any questions.

Thanks,

Sheila

Sheila L. Theus, Director

Real Estate Services Program

St. Johns River Water Management District

4049 Reid Street

Palatka, Florida 32177

386-312-2342 (office)

386-227-0132 (cell)

stheus@sjrwmd.com

www.sjrwmd.com

Connect with us: [Newsletter](#), [Facebook](#), [Twitter](#), [Instagram](#), [YouTube](#), [Pinterest](#)



www.sjrwmd.com/ePermit

From: Senn, Nate <Nate.Senn@FloridaDEP.gov>

From: [Tobias, Jennifer L.](#)
To: [Senn, Nate](#)
Subject: RE: Transmission Line Siting Application - DEF DeLand West - Dona Vista 230kV (TA25-20) - Completeness Review
Date: Wednesday, September 17, 2025 1:14:59 PM
Attachments: [image002.png](#)

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Good afternoon, Nate. I have included our response below. Please let me know if I need to provide any additional information.

DHR Project#: 2025-6062-A

Our office finds that there is sufficient information included in the application for your agency to make an adequate review of the matters within your agency's jurisdiction.

Additionally, we note that there are known historical resources within the project area, and we will be requesting a cultural resources assessment survey ahead of any undertaking to determine if there are other historical resources in addition to the known ones and what impact the project may have on them. This is addressed in section 3.7 of the application document.

Thank you,

Jennifer Tobias

Historic Sites Specialist | Bureau of Historic Preservation | Division of Historical Resources |
Florida Department of State | 500 South Bronough Street | Tallahassee, Florida 32399 | flheritage.com



From: Senn, Nate <Nate.Senn@FloridaDEP.gov>
Sent: Friday, August 22, 2025 11:04 AM
To: Stafford, Cindy <Cindy.Stafford@FloridaDEP.gov>; Duclos, Teayann <Teayann.Duclos@FloridaDEP.gov>; Anglero, Leo <Leo.Anglero@FloridaDEP.gov>; Fleener, Andrew <Andrew.Fleener@FloridaDEP.gov>; Alsentzer, Daniel <Daniel.Alsentzer@FloridaDEP.gov>; Christine Wentzel <cwentzel@sjrwmd.com>; Nicole Martin <NMartin@sjrwmd.com>; KASHuler@sjrwmd.com; jhlaquid@sjrwmd.com; Adria Harper <aharper@psc.state.fl.us>; Rogers, Scott <scott.rogers@commerce.fl.gov>; Conservation Planning Services <conservationplanningservices@myfwc.com>; Wright, Valerie <valerie.wright@commerce.fl.gov>; Meyer, Joseph <joseph.meyer@myfwc.com>; Larame Ferry <larame.ferry@myfwc.com>; Joshua Cucinella <josh.cucinella@myfwc.com>; Zhong, Monica <monica.zhong@dot.state.fl.us>; Shine,



Public Works Department, Engineering Division
P.O. Box 7800 • 350 N. Sinclair Ave • Tavares, FL 32778

September 22, 2025

Nate Senn, Environmental Consultant
Siting Coordination Office
Florida Department of Environmental Protection
2600 Blair Stone Road, MS 5500
Tallahassee, Florida 32399-2400

Re: DEF DeLand West – Dona Vista 230 kV Transmission Line Project Application for
Transmission Line Siting Act Certification

Dear Mr. Senn:

The staff of Lake County (the “County”) has reviewed the above-referenced application for certification of the **Duke Energy DeLand West – Dona Vista 230 kV Transmission Line**, in accordance with Section 403.5066 of the **Transmission Line Siting Act**.

Based on our initial review, the County has determined that the application is **incomplete** at this time due to the following outstanding items and required clarifications:

1. Duke shall comply with **Lake County Code of Ordinances Sec. 18-3 – Right-of-Way Utilization Permit**.
2. Duke shall comply with **Resolution 1992-99** and **Resolution 1994-118**, specifically **Appendix A: Transportation Planning, Design, and Construction Standards**.
3. Duke shall comply with the **FDOT Utility Accommodation Manual**, available online at this FDOT [Utilities](#) link.
4. All work must adhere to County design and construction standards, including the protection of existing traffic controls, installation procedures for overhead and underground power lines, and permanent restoration of both pavement and areas beyond the edge of pavement. Please **ensure all poles are monopoles**, and also **minimize pole height** wherever possible, and provide a map that shows the specific height of each pole.
5. The preferred route for the proposed transmission line involves the sharing of existing rights-of-way. Please note that some existing roadways along the route are expected to be widened in the future. Rights-of-way may need to be expanded accordingly.

P 352.253.6000 • F 352.253.9025
Board of County Commissioners • www.lakecountyfl.gov

Anthony Sabatini
District 1

Sean M. Parks, AICP, QEP
District 2

Kirby Smith
District 3

Leslie Campione
District 4

Timothy Morris
District 5

6. The County maintains a regional trail system. Please confirm that **Lake County trails can be co-located adjacent to or underneath the proposed transmission lines**, within both County rights-of-way and Duke-owned property or easements. Additional details regarding the County's **Trail Master Plan** are available at this [Trails Test App](#) link. Specific areas of concern include **SR 19** and **CR 450**.
7. Duke shall conduct a minimum of **two public meetings** during the permit application, design, and construction phases of the project. Duke is expected to address concerns raised by residents, organizations, and community groups affected by the transmission line.
8. Duke shall coordinate with the **Public Works Department** regarding any road closures (per Code of Ordinances Sec. 15-16) and must obtain appropriate **Maintenance of Traffic (MOT) permits**. A schedule of construction activities must be provided to County construction inspectors and updated weekly.
9. A **Truck Route Plan** must be submitted and approved prior to the start of construction. All construction-related truck traffic must adhere to this plan.
10. Please provide **GIS files** and a **KMZ file** of the proposed transmission line route.
11. Transmission poles should be placed as close as possible to the **right-of-way line**. Poles may need to be relocated in the future at Duke's expense to accommodate roadway widening.
12. If any structures are constructed outside of the existing right-of-way, accommodations must be made for **future roadway widening**.
13. All access roads and construction pads must be designed to avoid adverse impacts on stormwater systems or increased flooding risks.
14. Please **limit the number of ingress and egress points** along County roadways.
15. **Soil tracking prevention measures** must be installed at all ingress and egress points.
16. Duke shall restore **sod, drainage features, and existing contours** as construction progresses.
17. **Pre- and post-construction video and photo documentation** of the project corridor and designated truck routes is required. Any damage caused shall be repaired by Duke.
18. Duke must coordinate with **Lake County Emergency Management** and ensure the ability to **re-open closed roads within a 2-hour notice** during emergency events.

19. **No disposal of construction materials, debris, drilling by-products, or any other waste** shall occur within County rights-of-way.

20. Duke shall not use **North Lake Park** for access purposes **without explicit permission** from Lake County.

Please have Duke forward any additional documentation or responses to the items listed above directly to me. Should you have any questions or require further clarification, please contact me at **352-253-6009**.

Best Regards,

/s/ Jeff Earhart

Jeff Earhart
Engineering Director
Jeff.Earhart@lakecountyfl.gov



Volusia County
FLORIDA
Legal Department

September 22, 2025

Sent Via Email: Nate.Senn@FloridaDEP.gov and Marbelis.Lugo@FloridaDEP.gov

Nate Senn
Environmental Consultant
Florida Department of Environmental Protection
DWRM Siting Coordination Office

Marbelis Lugo
Environmental Specialist II
Siting Coordination Office
Division of Water Resource Management

RE: Transmission Line Siting Application – DEF DeLand West – Dona Vista 230 kV
(Application No. TA 25-20), DOAH Case No. 25-4655TL, Completeness Review

Dear Mr. Senn,

Pursuant to Section 403.5252(1)(a), Florida Statutes, Volusia County files this statement concerning the completeness of Application No. TA 25-20, DeLand West – Dona Vista 230 kV, filed by Duke Energy Florida (DEF). Upon review by Volusia County staff, the County finds this application complete as it pertains to Volusia County.

Pursuant to Section 403.526(1), F.S., Volusia County submits the below preliminary statement of issues to the department and all parties:

1. Impact on Ed Stone Park.

Per Rule 62-17.540(3)(b), Fla. Admin Code, the application must provide information describing the works or properties of any agency that the applicant seeks to use, connect to, or cross over, and the intended use. Volusia County owns and operates Ed Stone Park as a parking lot and boat ramp. The park is a popular boat ramp that offers free parking and boat access to the St. Johns River. Paved and grass parking are available to patrons. The park includes benches for patrons, a picnic pavilion, grills and restrooms, and includes viewing manatees and Florida wildlife. The boat ramp at Ed Stone Park is operated through a cooperation agreement between Volusia County and the Florida Fish and Wildlife Conservation Commission (“FWC”), FWC Agreement No 19100, attached. FWC is responsible for structural maintenance and improvements to the ramp under the agreement. However, the ramp belongs to Volusia County. Please include both the consideration of the County’s park as well as consideration of the FWC maintained ramp in the application.

The proposed Deland West Dona Vista (DWDV) corridor east of the St. Johns River now includes a portion of Ed Stone Park. The County seeks additional or more concrete information on the impact of the construction of the proposed corridor on the County's use of Ed Stone Park.

The application states that new or additional right-of-way is expected to be limited to where DEF's existing transmission lines are located within or adjacent to road right-of-way, near the Paisley substation and near the Dona Vista substation. (Page 15, Section 2.2.1). The application also seeks flexibility in design and construction, and states that the DWDV corridor within Volusia County and adjacent to the DeLand West substation is widened to a total of 900 feet - 400 feet north and south from the existing 100 foot DEF right-of-way.

On Table 5 of the application, Ed Stone Park is listed as potentially needing an easement. The rest of the application anticipates that DEF would construct the 230 kV transmission line within the existing DEF right-of-way in Volusia County. Based on Figure 1-5 of the application, the proposed 230 kV line is depicted as potentially being constructed on the northern portion of the existing DEF right-of-way in Volusia County, rather than the southern portion.

If the proposed 230 kV line is required to be constructed outside the existing right-of-way, and requires an easement from Volusia County, the County wants to ensure the least interference with the current and existing use of Ed Stone Park.

Thank you for your consideration on this matter. Volusia County reserves the right to raise issues as more information on this proposed project becomes available.

Sincerely,

Paolo S. Soria

Paolo Soria
Senior Assistant County Attorney
psoria@volusia.org



**Florida Fish & Wildlife Conservation Commission
Contract/Agreement Routing Review Form**

1. TYPE: ☒ New ☐ Amendment # ☐ Task Assignment # ☐ Renewal/Extension ☐ Modification
☐ Expenditure Contract ☐ Expenditure Grant ☒ MOA/MOU ☐ Revenue Generating

2. Contract Number: 19100 3. Contract Manager's Name/Telephone Number: Laura Beagle / 850.617.9459

4. Project Manager: April Secrest Date: 08/14/2020 Telephone #: 407.452.1993 Division/Office: LE

5. ☐ Financial ☒ Non-Financial Method of Procurement: 33-No Cost Procurement Solicitation #:

6. Project Title/Contract Description: Memorandum of Agreement for Boating Access Projects

7. Original Contract Amount Increase Amount Decrease Amount Revised Contract Amount
 \$ N/A \$ \$ \$

8. Contract Begin Date: Upon execution Original End Date: 20 years New End Date:

9. Vendor Name: County of Volusia Telephone#: 386.736.5953

10. Vendor's Contact Name: Tim Baylie 11. Vendor/Tax ID# N/A Seq.#

12. Cost/Price Analysis Required? ☐ Yes ☒ No 13. Risk Assessment Required? ☐ Yes ☒ No

14. Administrative Review/Signature

*If Reviewed Electronically, check box to indicate "Reviewed" and include the continuous email of approvals.
 If Reviewed in Hard Copy, please initial under "Reviewed", Print Name, Date and indicate if edits are required.*

☒ Contract Manager Name: Laura Beagle Digitally signed by Laura Beagle Date: 2020.08.17 11:08:23 -04'00' Date: 8/17/20 FCCM #: 87719011

If not applicable, indicate with "N/A"
☐ Budget Reviewer Name: N/A Date: Edits: ☐ Yes ☐ No

☒ Delegate based on current Fiscal Year Delegation of Authority
☐ Div/Off Director or Delegate: Date: See Email Att Edits: ☐ Yes ☒ No

If not applicable, indicate with "N/A"
☐ Chief Information Officer: N/A Date: Edits: ☐ Yes ☐ No

☒ FBO Contract Admin.: Bryan Tucker Digitally signed by Bryan Tucker Date: 2020.08.29 10:28:48 -04'00' Date: 8/29/2020 Edits: ☐ Yes ☒ No

☒ General Services Section Leader: Jon C. Creamer Digitally signed by Jon C. Creamer Date: 2020.08.31 18:55:44 -04'00' Date: 8/31/2020 Edits: ☐ Yes ☒ No

15. Contract Execution (Only The Vendor and Final Execution MUST be Hard Copy Reviewed/Signatures)

If not executed for any reason, please notify FBO Contract Administration and the Contract Manager

Legal Signature: Brandy Elliott Digitally signed by Brandy Elliott Date: 2020.09.02 16:36:06 -04'00' Date: 9/2/2020

Print Name: Brandy E. Elliott

Return to the Contract Manager for Vendor Signature

Date Sent to Vendor: Date Received Back from Vendor:

By signature, the Contract Manager Confirms no changes were made after Legal review during initial routing and review.

Contract Manager Signature: Laura Beagle Date: 9/10/20

Print Name: Laura Beagle

If changes were made after Legal review, attach a documented list of changes and route back to Legal prior to proceeding with any further approvals or execution.

Legal Signature: Date:

Print Name:

If not applicable (under \$500k or less than 5 years or does not require OED Execution), indicate with "N/A"

**Chief Operating Officer Signature: Jon C. Creamer Date: 9/9/2020

Print Name: Jon C. Creamer

Executive Director or Designee Signature: Jennifer L. Fitzwater

Print Name: JENNIFER FITZWATER

EXECUTION DATE:
 (Date Signed by Ex. Dir. or Designee)
9/10/20

FBO Contract Admin. Signature: Date Entered into FACTS:

Date Received: Print Name:

**Contract Attestation, if anticipated expenditures of \$500,000 or more: I confirm that this contract or purchase order contains or complies with the requirements of FBO Memorandum 2016-01.

FWC CONTRACT/GRANT REVIEW FORM INSTRUCTIONS
(INCLUDES MOA/MOU's, INTER-AGENCY AGREEMENTS AND ANY OTHER TYPE OF CONTRACTUAL AGREEMENT)

1. **Type:** Check the box next to the appropriate type of agreement to indicate what is to be reviewed/executed. If the type is an Amendment or Task Assignment, also indicate the number (i.e. Amendment # 1 indicates this is the first amendment to this contract.)
2. **Contract Number:** For all new agreements, the Purchasing/Contract Administration Unit will assign FWC contract numbers. For all modifications/amendments/renewals to an agreement, the Contract Manager must enter the contract number on the Contract/Grant Routing Review Form.
3. **Contract Manager's Name & Telephone #:** Enter the name and telephone number of the employee who is a Certified Contract Manager and is responsible for managing the contract. Select the appropriate acronym to indicate which Division/Office will manage the agreement or will fund the agreement.
4. **Project Manager:** Enter the name of the person who assisted in the preparation of the agreement and assists in ensuring the execution of the contract. This should be the person any reviewer can contact for questions regarding the project.
5. **Financial/Non-Financial:** Check the appropriate box to indicate if the agreement is financial (involves payments) or non-financial (no payments involved). Select the appropriate **Method of Procurement** to be used. This identifies the type of procurement from which the contract is derived.
6. **Project Title/Contract Description:** Provide a brief description of the commodities/services to be delivered or rendered.
7. Enter the **Original Contract Amount** total. If an amendment, enter the amount of the **Increase/Decrease** and the **Revised Contract Amount**.
8. **For new, unexecuted agreements**, enter the anticipated begin date and end date of contract/grant. **For existing or executed agreements**, enter the actual begin date (the execution date of the original contract/grant, or the date the last person signed the original contract/grant, whichever is later.) **For renewals**, enter the original end date as the date the agreement is expected to terminate. If the agreement is to be extended or has been extended, enter that date as the revised end date. The end date will change with each renewal.
9. **Vendor Name/Telephone #:** Enter the name and telephone number of the entity or person with whom we are contracting to provide commodities/services.
10. **Vendor's Contact Name:** Enter the name of the contractor's primary contact person during the contract term.
11. **Vendor/Tax ID#:** Enter the Vendor Number or the Tax ID Number of the "Contractor" of this contract/grant.
12. **"Cost/Price Analysis Required?":** If a Cost Analysis is required as per s.216.3475, check "Yes" and attach the analysis with this Contract/Grant Routing Review Form. If it is not required, check "No".
13. **"Risk Assessment Required?"** Check "Yes" if a Financial Assistance Recipient Risk Assessment form has been completed. (Example: Sub-Recipients, flow through contracts or grants) Check "No" if not applicable. If you have any questions concerning whether Federal funding and/or State match was used, please contact your appropriate Budget Approver.
14. **Administrative Review:** This review is conducted prior to routing for Contract Execution in the order presented on the form and can be performed in either Electronic (via email and track changes) or Hard Copy format.
 - **Electronic Review** - *In order to maintain a comprehensive and transparent account of review/approve/disapprove, the electronic transmissions MUST be in a continuous string of emails. (i.e. Continuous forwarding from the original email sent by the Contract Manager for initial review/approval.)*
 - **Approved:** Each reviewer will click in the box under "Reviewed", type Reviewer name and date reviewed, click in the box next to "No" indicating no edits, and forward to the next applicable reviewer. Once all applicable reviewers designated in this section have reviewed, the final reviewer will forward the continuous email string with all documents attached to the Contract Manager. The Contract Manager will then prepare Hard Copy of documents to be submitted to Legal to begin the Contract Execution process.
 - **Edits indicated:** Any reviewer indicating edits that are not substantial to prevent routing to the next reviewer will utilize track changes/comments in the document(s) and forward the continuous email string to the Contract Manager to implement edits.
 - **Disapproved:** If there are significant edits within the document(s) that need to be addressed prior to moving on to the next reviewer, that reviewer will forward the continuous email string with attached document(s) to the Contract Manager before the document(s) continue to the next reviewer.
 - **Hard Copy Review**
 - **Approved:** Each reviewer will initial under "Reviewed" to indicate approval, print name and date reviewed, check "No" indicating no edits, and route to the next applicable reviewer.
 - **Edits indicated:** Any reviewer indicating edits that are not substantial to prevent routing to the next reviewer, will initial under "Reviewed", print name and date reviewed, check "Yes" indicating edits, and route to the next applicable reviewer.
 - **Disapproved:** If there are significant edits within the document(s) that need to be addressed prior to moving on to the next reviewer, that reviewer will print their name, date reviewed and check "Yes" indicating edits. The reviewer will return all documentation to the Contract Manager for editing before continuing to the next reviewer.
15. **Contract Execution:** *Contract Execution MUST be conducted in Hard Copy with original signatures and in the order presented on the form.*
 - **The Legal Office** review is required regardless of dollar amount. Once reviewed, Legal will return the document(s) to the Contract Manager to obtain Vendor Signature.
 - Contract Manager will indicate **Date Sent to Vendor** and **Date Received Back from Vendor**
 - **If no changes were made by the vendor**, the Contract Manager will sign the attestation indicating as such. **If changes were made by the vendor**, the Contract Manager will provide a documented list of changes and obtain Legal review prior to the completion of this form and execution of the contract.
 - **Chief Operating Officer** review is required if the Contract Amount is \$500,000 or more.
 - **Executive Director or Designee** review is required regardless of the amount. **Designee** is based on the agency's approved Delegation of Authority. **Execution Date** is the date signed by the Executive Director or Designee. Once signed and dated, the Executed Contract will be sent in its entirety to the FWC Purchasing Contract Administration Unit (*Mail Station 4A2*.)
 - **FBO Contract Administration:** The employee within the Finance and Budget Office, Purchasing, Contract Administration Unit who receives the Executed Contract, will sign and indicate the **Date Received**.
 - **Date Entered in FACTS:** Once the Executed Contract has been entered into FACTS, the employee within the Finance and Budget Office, Purchasing, Contract Administration Unit will indicate the date entered.
 - **Should you have any questions completing the Contract /Grant Routing Review Form**, please contact the Purchasing/Contract Administration Office at (850) 488-6551.



FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT
MEMORANDUM

DATE: August 14, 2020
TO: Contract Reviewers
FROM: Laura Beagle, Boating Access Coordinator
SUBJECT: FWC Agreement #: 19100
MOA with Volusia County for Boat Ramp Maintenance

Attached for your review is a Memorandum of Agreement between FWC and the Volusia County Board of County Commissioners to establish a mutually beneficial agreement for the continuing operation and maintenance of boating access facilities listed in Attachment A of this Agreement.

All the boat ramps listed in Attachment A were inspected on 08/26/2019 and determined to be in acceptable condition for FWC to maintain.

No funding will be encumbered with this agreement. FWC will pay for the salaries, equipment and materials needed from the Sport Fish Restoration Boating Access Planning and Design, Construction, Maintenance, and Administration grant, L9221.

If you have any questions regarding this agreement, please contact me electronically at Laura.Beagle@myFWC.com or by phone at 850-617-9459.

LB/tw

MEMORANDUM OF AGREEMENT
BETWEEN
THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
AND
COUNTY OF VOLUSIA
FOR
BOATING ACCESS PROJECTS

THIS MEMORANDUM OF AGREEMENT is entered into by and between THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION, 620 South Meridian Street, Tallahassee, Florida 32399-1600, hereafter called "COMMISSION," and COUNTY OF VOLUSIA, 123 West Indiana Ave. Deland Florida 32720, hereafter called "COOPERATOR."

WHEREAS, the purpose of this Memorandum of Agreement is to establish an agreement between the parties to provide mutually beneficial support and enhancement of public recreational boating opportunities in their respective efforts for the following boat ramps in Attachment A: Table A, hereafter referred to as the "PROJECTS," and

WHEREAS, the COMMISSION has available labor, equipment, and materials funded part from the Sport Fish Restoration Act – Boat Access and part from state funding to construct new, improve existing, and maintain the PROJECTS, and

WHEREAS, the COOPERATOR has property available for boating access, further described in Attachments A: Table B, hereafter referred to as the "PROJECT SITES," and wishes to cooperate with the COMMISSION.

In consideration of mutual promises contained herein, the COMMISSION and the COOPERATOR agree as follows:

1. RESPONSIBILITIES OF THE PARTIES. The parties hereby agree to accept and undertake the following responsibilities assigned to them under this Agreement:

A. Responsibilities of the COMMISSION.

1. Provide labor, equipment, and materials to maintain the structure or improvements at the PROJECT SITES described in Attachment A: Table B.
2. Agrees to perform all structural maintenance and improvements to the PROJECT SITES as may be necessary during the term of this Agreement.
3. Obtain appropriate permits prior to construction or repair work performed hereunder.
4. Communicate with the COOPERATOR on any changes to the Agreement.

B. Responsibilities of the COOPERATOR

1. Agrees to dedicate, by appropriate action of its governing body, the real property referenced in Attachment A, Table A, Exhibit(s), and by its acceptance to the provisions of this Agreement does hereby dedicate it to public use as a recreation area available to the general public for recreation and boating purposes only. COOPERATOR agrees to complete the Site Dedication Form, Attachment B, and file it as an official record in the Clerk of the Circuit Court with jurisdiction over the project sites. The parties further agree that the execution of this Agreement shall constitute an acceptance of the dedication of PROJECT SITES on behalf of the general public of the State. The Site Dedication shall last for the term of this Agreement unless the Agreement is terminated. Should the Agreement terminate or otherwise end, the COOPERATOR may request, and the COMMISSION shall issue a Termination of the Dedication for filing with the Clerk of Court.
2. Agrees to provide a means of ingress and egress to the PROJECT SITES.
3. Agrees to provide and to maintain all existing parking spaces and ancillary facilities described in Attachments A: Table C, PROJECT FACILITIES.
4. COOPERATOR further agrees, subject to availability of necessary funds, to provide other ancillary facilities such as, but not limited to, lighting, public restrooms, picnic and recreational facilities as may be deemed, in the opinion of the COOPERATOR, to be necessary or desirable.
5. Agrees to operate and, subject to the terms of paragraph A.2 hereof, maintain PROJECT SITES, and all ancillary facilities thereon for the duration of the term of this agreement. Such operational and maintenance responsibility shall include, but not be limited to, the maintenance of ancillary facilities, trash removal, grounds maintenance on the PROJECT SITES, and the provision of such law enforcement services as are usual and customary in order to allow the safe and orderly public utilization of the PROJECT SITES.
6. Shall keep the PROJECT SITES and PROJECT FACILITIES open for public use, maintained in accordance with all applicable health and safety standards and kept in good repair to prevent undue deterioration and provide for safe public use.
7. Covenants that it has full legal authority and financial ability to develop, operate and maintain the PROJECT FACILITIES and improvements in accordance with the terms of this Agreement.
8. Communicate in writing to the COMMISSION when repairs or maintenance to be conducted by the COMMISSION in accordance with paragraph A.2 hereof are deemed necessary by the COOPERATOR.

9. Shall not, for any reason, convert all or any portion of the PROJECT SITES or PROJECT FACILITIES to other purposes, without prior approval of the COMMISSION. Any such conversion will result in termination of this Agreement.
10. Agrees that no launch fee shall be charged by the COOPERATOR. Entrance fees may be collected by the COOPERATOR if existing at the time of the execution of this Agreement or agreed to in writing by the COMMISSION, and if done in accordance with all State and Federal laws and regulations. Entrance fees charged for the PROJECT SITES by the COOPERATOR shall be imposed uniformly upon all users without regard to age, sex, race, religion, handicap, or other lawfully prohibited condition. All entrance fees charged by the COOPERATOR for the PROJECT SITES must be uniform and consistent with fees charged throughout the COOPERATOR'S jurisdiction, and must be invested back into the maintenance of PROJECT SITES or PROJECT FACILITIES, as identified in Attachment A.
11. Agrees not to restrict access hours between dawn to dusk to boat launching facilities comprising the PROJECTS unless such restriction is agreed to by the COMMISSION in writing and made part of this Agreement by way of an amendment.
12. Agrees, upon request, to provide the COMMISSION with any existing documents such as surveys, design plans, or as built drawings as may be necessary for construction or repair of the project facilities and to otherwise assist the COMMISSION, as appropriate, in obtaining all necessary permits for work on the PROJECTS. As available, the COOPERATOR further agrees to provide engineering services, when necessary, to address special design problems or major rebuilds and for the purpose of reviewing and signing permit applications requiring a professional engineer's signature. In the event that special design problems or major rebuilds are identified, the COOPERATOR may qualify for grant funding through the COMMISSION'S programs to cover the costs of these engineering services. If the COOPERATOR does not agree to provide these engineering services, the specific PROJECT shall be removed from this Agreement going forward.
13. Agrees to indemnify the Commission for any penalties imposed by United States, Department of Interior due to the COOPERATOR'S non-compliance with applicable Federal regulations, to the extent provide by law. Any such penalties will be paid by the COOPERATOR.
14. Agrees to give the COMMISSION access to the PROJECT FACILITIES, through its agents and employees for the purpose of inspecting the PROJECT FACILITIES thereon, and to perform any duties imposed hereunder. The parties agree that, in compliance with 50 CFR 80.132, those lands or waters on which capital improvements are made by the COMMISSION hereunder shall remain within the control of the COMMISSION to the extent necessary to assure the protection, maintenance, and use of the improvement(s) throughout the term of this agreement.

15. Agrees to allow the COMMISSION to post, at its own expense, signs at the PROJECT SITES identifying the PROJECT FACILITIES as a Federal Aid Project, and the parties hereto as cooperators in providing boating access facilities. In addition, such signs may include public information concerning maintenance of the PROJECT SITES.

2. TERM OF THE AGREEMENT. It is understood and agreed that the relation established by this Agreement is meant to be for the benefit of both parties, and that this Agreement shall be effective on the date of execution by both parties, and shall remain in effect for a period of 20 (twenty) years, or for a period of 20 (twenty) years from the completion of any reconstruction or major repair, or significant structural alteration or addition to the PROJECT FACILITIES, approved in writing by the parties and conducted at the expense of the COMMISSION, unless otherwise terminated, suspended or modified in writing by an appropriate amendment executed by both parties.

3. TERMINATION. Either party may terminate this Agreement, in whole or as to any specified PROJECT FACILITIES which are the subject hereof, upon giving written notice to the other party specifying the termination date, by certified mail, return receipt requested, at least 60 (sixty) days prior to the termination date specified in the notice. In the event of such termination, the obligations of the parties hereunder shall cease as to the PROJECT SITES or PROJECT FACILITIES which are the subject of termination, and such PROJECT SITES or PROJECT FACILITIES shall revert to the exclusive control of the COOPERATOR. Should the Agreement terminate, the COMMISSION shall issue a Termination of the Site Dedication for filing with the Clerk of Court where the original site dedication was filed.

4. NOTICES. Any and all notices shall be delivered to the parties at the following addresses (or such changed address or addressee as may be provided by notice). A notice or other communication shall be deemed received by the addressee on the next business day after having been placed in overnight mail with the U. S. Postal Service, or other overnight express service such as FedEx, UPS, or similar service. Notices sent by means other than overnight delivery shall be deemed received when actually received by the addressee:

FOR THE COMMISSION:

Laura Beagle, Boating Access Coordinator
Florida Fish and Wildlife Conservation Commission
620 South Meridian Street
Tallahassee, Florida
850-617-9459
850-488-9284 (Fax)
Laura.Beagle@MyFWC.com

FOR THE COOPERATOR:

George Recktenwald, County Manager
Volusia County
123 west Indiana Ave.
Deland, Florida, 327
386-822-5060
Grecktenwald@volusia.org

5. AUTHORITIES. It is understood and agreed that each party operates under its own legal authorities, policies and administration, and each party's obligations under this Agreement are

thereby limited. It shall be the responsibility of each party to interpret its own authorities and policies, and make decisions as required under law and policies applicable to each.

6. PUBLIC RECORDS. All records in conjunction with this Agreement shall be public records in accordance with the laws applicable to the parties.

7. LIABILITY. Each party hereto agrees that it shall be solely responsible for the negligent or wrongful acts of its employees and agents. However, nothing herein shall constitute a waiver by either party of sovereign immunity or statutory limitations on liability.

8. STATE REQUIRED CLAUSES.

a. Non-discrimination. No person, on the grounds of race, creed, color, national origin, age, sex, or disability, shall be excluded from participation in, be denied the proceeds or benefits of, or be otherwise subjected to discrimination in performance of this Agreement.

b. Prohibition of Discriminatory Vendors. In accordance with Section 287.134, Florida Statutes, an entity or affiliate who has been placed on the discriminatory vendor list may not submit a bid, proposal, or reply on a contract to provide any goods or services to a public entity; may not submit a bid, proposal or reply on a contract with a public entity for the construction or repair of a public building or public work; may not submit bids, proposals, or replies on leases of real property to a public entity; may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity; and may not transact business with any public entity.

c. Public Entity Crimes. In accordance with Section 287.133(2)(a), F.S., a person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid, proposal, or reply on a contract to provide any goods or services to a public entity; may not submit a bid, proposal, or reply on a contract with a public entity for the construction or repair of a public building or public work; may not submit bids, proposals, or replies on leases of real property to a public entity; may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity; and may not transact business with any public entity in excess of the threshold amount provided in s. 287.017 for CATEGORY TWO for a period of 36 months following the date of being placed on the convicted vendor list.

d. Legislative appropriation. For Agreements whose term extends beyond the State fiscal year in which encumbered funds were appropriated, the State of Florida's performance and obligation to pay is contingent upon an annual appropriation by the Legislature.

9. FEDERAL REQUIRED CLAUSES.

a. Non-discrimination. All activities pursuant to this Agreement and the provisions of Exec. Order No. 11246, 3 C.F.R. 339 (1964-65) shall be in compliance with the requirements of Title VI of the Civil Rights Act of 1964 (78 Stat. 252; 42 U.S.C. 2000d et seq.); Title V, Section 504 of the Rehabilitation Act of 1973 (87 Stat. 394; 29 U.S.C. 794); the Age Discrimination Act of 1975 (89 Stat. 728; 42 U.S.C. 6101 et seq.); and with all other Federal laws, regulations, and

policies prohibiting discrimination on the grounds of race, color, national origin, handicap, religion, sex, or sexual orientation, in providing for facilities and service to the public.

b. Public Laws. Nothing herein contained in this Agreement shall be deemed to be inconsistent with or contrary to the purpose of or intent of any Act of Congress or the laws of the District establishing, affecting, or relating to the Agreement.

c. Appropriations. Nothing contained in this Agreement shall be construed as binding the COMMISSION to expend in any one fiscal year any sum in excess of appropriations made by Congress, and available for the purposes of this Agreement for that fiscal year, or as involving the United States in any contract or other obligation for the further expenditure of money in excess of such appropriations.

10. NON-ASSIGNMENT. This Agreement may not be assigned in whole or in part without the written approval of all parties. Any such assignment or attempted assignment shall be null and void.

11. SEVERABILITY AND CHOICE OF VENUE. This Agreement has been delivered in the State of Florida and shall be construed in accordance with the laws of Florida. Wherever possible, each provision of this Agreement shall be interpreted in such manner as to be effective and valid under applicable law, but if any provision of this Agreement shall be prohibited or invalid under applicable law, such provision shall be ineffective to the extent of such prohibition or invalidity, without invalidating the remainder of such provision or the remaining provisions of this Agreement. Any action in connection herewith, in law or equity, shall be brought in Leon County, Florida, to the exclusion of all other lawful venues.

12. NO THIRD-PARTY RIGHTS. The parties hereto do not intend, nor shall this Agreement be construed to grant any rights, privileges or interest to any person not a party to this Agreement.

13. JURY TRIAL WAIVER. As part of the consideration for this Agreement, the parties hereby waive trial by jury in any action or proceeding brought by any party against any other party pertaining to any matter whatsoever arising out of or in any way connected with this Agreement, or with the products or services provided under this Agreement; including but not limited to any claim of quantum meruit.

14. PROHIBITION OF UNAUTHORIZED ALIENS. In accordance with Executive Order 96-236, the COMMISSION shall consider the employment by the COOPERATOR of unauthorized aliens a violation of section 274A(e) of the Immigration and Nationalization Act. Such violation shall be cause for unilateral cancellation of this Agreement if the COOPERATOR knowingly employs unauthorized aliens.

15. EMPLOYMENT ELIGIBILITY VERIFICATION. The COOPERATOR shall enroll in and use the U.S. Department of Homeland Security's E-Verify Employment Eligibility Verification System (<http://www.uscis.gov/portal/site/uscis>) to verify the employment eligibility of all new employees hired by the COOPERATOR during the term of this Agreement.

The COOPERATOR shall include in any subcontracts for the performance of work or provision of services pursuant to this Agreement the requirement that the subcontractor use the E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the Agreement term.

The COOPERATOR further agrees to maintain records of its participation and compliance with the provisions of the E-Verify program, including participation by its subcontractors as provided above, and to make such records available to the COMMISSION or other authorized state entity consistent with the terms of the COOPERATOR'S enrollment in the program. This includes maintaining a copy of proof of the COOPERATOR'S and subcontractors' enrollment in the E-Verify Program (which can be accessed from the "Edit Company Profile" link on the left navigation menu of the E-Verify employer's homepage).

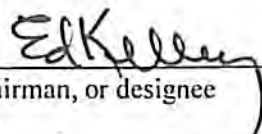
Compliance with the terms of the Employment Eligibility Verification provision is made an express condition of this Agreement and the COMMISSION may treat a failure to comply as a material breach of the Agreement.

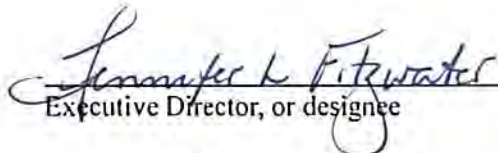
16. ENTIRE AGREEMENT; AMENDMENT. This Agreement with all incorporated attachments and exhibits represents the entire agreement of the parties. This Agreement may be amended by mutual written agreement of the parties.

IN WITNESS WHEREOF, the parties hereto have caused this Memorandum of Agreement to be executed through their duly authorized signatories on the day and year last below written.

VOLUSIA COUNTY COUNCIL

FLORIDA FISH AND WILDLIFE
CONSERVATION COMMISSION


Chairman, or designee


Executive Director, or designee

Name: Ed Kelley

Name: JENNIFER FITZWATER

Title: Volusia County Council Chair

Title: CHIEF OF STAFF

Date: 6/22/2020

Date: 9/10/20

ATTEST: 
George Recktenwald, County Manager

APPROVED as to form and legality:

Brandy E. Elliott

Commission Attorney Signature

Attachments:

Attachment A: Project Sites List, legal descriptions, and project facilities

Attachment B: Site Dedication Form

- Exhibit 1: Project Site Description, Ed Stone Park
- Exhibit 2: Project Site Description, Lake Ashby Boat Ramp
- Exhibit 3: Project Site Description, Lake Dias Park
- Exhibit 4: Project Site Description, Tomoka Boat Ramp
- Exhibit 5: Project Site Description, Shell Harbor Park
- Exhibit 6: Project Site Description, Mariners Cove Park
- Exhibit 7: Project Site Description, Cypress Lake Park
- Exhibit 8: Project Site Description, Highbanks Boat Ramp
- Exhibit 9: Project Site Description, Lemon Bluff Boat Ramp

Table A: PROJECTS				
FWC Ramp Number	Ramp Name	GPS Location		Exhibit: Site Control/Legal Description (Deed, Easement, Property Appraisal Document) Property Appraiser Short Parcel ID
		Latitude	Longitude	
VO00009NR	Ed Stone Park	29.00985°	-81.38149°	Exhibit 1: Parcel 792200000050 (Legal Description: 22 17 29 10 ACRES S 650 FT OF W 600 FT N OF RD 44 & E OF RIVER OF N 1/4 OF W 3/4 PER OR 1830 PG 336)
VO00029LU	Lake Ashby Boat Ramp	28.93889°	-81.09416°	Exhibit 2: Parcel 821101040110 (Legal Description: 11 18 32 TRACT 11 BLK 4 & 12 18 32 TRACTS 7 8 & 9 BLK 3 & 13 18 32 TRACTS 1 3 & 4 BLK 2 HOWE & CURRIE MB 4 PG 44)
VO00025EG	Lake Dias Park	29.16818°	-81.30017°	Exhibit 3: Parcel 502800000011 (Legal Description: SW 1/4 OF NE 1/4 LYING E OF OLD PERKINS HIWAY & W OF NEW ST RD 11 PER OR 729 PG 522)
VO00406LL	Tomoka Boat Ramp	29.31754°	-81.09653°	Exhibit 4:
New	Shell Harbor Park	29.21627°	-81.53380°	Exhibit 5: Parcel 580601001140 (Legal Description: 6-15-28 LOT 114 THRU 122 & LOT 131 THRU 138 SHELL HARBOR ESTATES PER OR 3407 PG 1476 PER OR 5020 PG 4144 PER OR 6943 PG 2478 PER OR 6999 PG 2609)
VO00096MF	Mariners Cove Park	28.85953°	-81.23955°	Exhibit 6: Parcel 910800000010 (Legal Description: 8 19 31 E 27 AC OF GOVT LOT 3 & THE UNSURVEYED LAND TO S BEING 1160 FT ON E/L EXC W 900 FT PER OR 3345 PG 1253)
VO00019TX	Cypress Lake Park	29.05847°	-81.25830°	Exhibit 7: Parcel 700101070001 (Legal
VO00011JX	Highbanks Boat Ramp	28.89018°	-81.35509°	Exhibit 8:
VO00098WK	Lemon Bluff Boat Ramp	28.80827°	-81.13181°	Exhibit 9: Parcel 922801020010 (Legal

Table B: PROJECT SITES			
FWC Ramp Number	Ramp Name	Waterbody	Structures Maintained
VO00009NR	Ed Stone Park	St. Johns River	Ramp, dock
VO00029LU	Lake Ashby Boat Ramp	Lake Ashby	Ramp
VO00025EG	Lake Dias Park	Lake Dias	Ramp, dock
VO00406LL	Tomoka Boat Ramp	Tomoka River	Ramp
New	Shell Harbor Park	Lake George	Ramp,
VO00096MF	Mariners Cove Park	St. Johns River	Ramp
VO00019TX	Cypress Lake Park	Cypress Lake	Ramp
VO00011JX	Highbanks Boat Ramp	St. Johns River	Ramp
VO00098WK	Lemon Bluff boat ramp	St. Johns River	Ramp

Table C: PROJECT FACILITIES		
FWC Ramp Number	Ramp Name	List of Parking Spaces & Additional Ancillary Facilities
VO00009NR	Ed Stone Park	100 parking spaces, fishing pier, boat ramp, pavilion, restrooms
VO00029LU	Lake Ashby Boat Ramp	Boat ramp
VO00025EG	Lake Dias Park	50 parking spaces, boat ramp, fishing dock, pavilion, and restrooms
VO00406LL	Tomoka Boat Ramp	40 parking spaces, boat ramp and fishing pier
New	Shell Harbor Park	27 parking spaces, boat ramp, dock, canoe/kayak launch, restrooms, seawall, and picnic area
VO00096MF	Mariners Cove boat ramp	8 parking spaces, ramp, and floating dock
VO00019TX	Cypress Lake Park	5 parking spaces, playground, basketball, boat ramp and pavilion
VO00011JX	Highbanks Boat Ramp	5 parking spaces and boat ramp
VO00098WK	Lemon Bluff Boat Ramp	25 parking spaces and boat ramp

SITE DEDICATION

This Site Dedication gives notice that the Real Property identified as described in Attachment A: Table A: Exhibit(s), Legal Description, attached hereto, (the "PROJECTS") has been developed with financial assistance provided by Sport Fish Restoration Funds, through the Fish and Wildlife Conservation Commission, under the grant program called the Sport Fish Restoration Program. In accordance with 50 CFR 80, the PROJECTS is hereby dedicated to the public as a boating access facility for the use and benefit of the general public for a minimum period of twenty (20) years from the date of this dedication.

DEDICATOR_____
Original signature_____
Witness_____
Printed Name_____
Printed Name_____
Title_____
Witness_____
Date_____
Printed Name

STATE OF FLORIDA

COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ day of _____, 20____
by _____, who is personally known to me or who
produced _____ as identification.

Stamp:

Notary Public, State of Florida

VO00009NR
Ed Stone Park

Altkey: 2070536
COUNTY OF VOLUSIA

Parcel ID: 792200000050
2989 W NEW YORK AVE , DELAND

Parcel

Short Parcel Id	792200000050
Property Location	2989 W NEW YORK AVE, DELAND, 32720
PC Code	8600 - COUNTY
Total Bldgs	1
Neighborhood	7117 - ST JOHNS GARDENS COMMERCIAL
Business Name	
Homestead Property	No

Primary Owner

Owner	COUNTY OF VOLUSIA
-------	-------------------

In Care Of

Mailing Address	123 W INDIANA AVE
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DELAND FL 32720 4253
[Change Mailing Address Online](#)

All Owners

#	Owner 1	Owner 2	Owner %	Owner Type(s)
0	COUNTY OF VOLUSIA		100	C - County; County School District

Legal

Millage Group	100-UNINCORPORATED - WESTSIDE
Legal Description	22 17 29 10 ACRES S 650 FT OF W 600 FT N OF RD 44 & E OF RIVER OF N 1/4 OF W 3/4 PER OR 1830 PG 336
Map TWP-RNG-SEC	17 - 29 - 22
Subdivision-Block-Lot	00 - 00 - 0050
Date Created	18-DEC-81
Year Annexed	

County Links

Property Tax Bill	CLICK HERE
Link to Permits	CLICK HERE

Other Links

Google Street Address	CLICK HERE
Bing Maps	CLICK HERE

VO00029LU
Lake Ashby Boat Ramp

Altkey: 3362071

COUNTY OF VOLUSIA

Parcel ID: 821101040110
 4160 BOY SCOUT CAMP RD , NEW SMYRNA
 BEACH

Parcel

Short Parcel Id 821101040110
 Property Location 4160 BOY SCOUT CAMP RD, NEW SMYRNA BEACH,
 32168
 PC Code 8600 - COUNTY
 Total Bldgs 3
 Neighborhood 5830 - LAKE ASHBY AREA
 Business Name
 Homestead Property No

Primary Owner

Owner COUNTY OF VOLUSIA

In Care Of

Mailing Address 123 W INDIANA AVE
 DELAND FL 32720 4253
 Change Mailing Address Online

All Owners

#	Owner 1	Owner 2	Owner %	Owner Type(s)
0	COUNTY OF VOLUSIA		100	C - County; County School District

Legal

Millage Group 100-UNINCORPORATED - WESTSIDE
 Legal Description 11 18 32 TRACT 11 BLK 4 & 12 18 32 TRACTS 7 8 & 9 BLK
 3 & 13 18 32 TRACTS 1 3 & 4 BLK 2 HOWE & CURRIE MB
 4 PG 44
 Map TWP-RNG-SEC 18 - 32 - 11
 Subdivision-Block-Lot 01 - 04 - 0110
 Date Created 28-DEC-81
 Year Annexed

Sales

Book/Page	Instr Type	Inst #	Sale Date	V/I	Sale Price
3241 / 1965	WD-WARRANTY DEED	1988165617	12/15/1988	V	\$43,909
1277 / 066	WD-WARRANTY DEED		03/15/1971	V	\$3,500
1277 / 0066	WD-WARRANTY DEED		03/15/1971	V	\$3,500

County Links

Property Tax Bill [CLICK HERE](#)
 Link to Permits [CLICK HERE](#)

Other Links

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 Bing Maps [CLICK HERE](#)

VO00025EG
Lake Dias Park

Altkey: 2094150
COUNTY OF VOLUSIA

Parcel ID: 502800000011
5320 SR 11, DELEON SPRINGS

Parcel

Short Parcel Id	502800000011
Property Location	5320 SR 11, DELEON SPRINGS, 32130
PC Code	8600 - COUNTY
Total Bldgs	1
Neighborhood	1011 - LAKE DIAS SE QUADRANT
Business Name	
Homestead Property	No

Primary Owner

Owner	COUNTY OF VOLUSIA
-------	-------------------

In Care Of

Mailing Address	123 W INDIANA AVE
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DELAND FL 32720 4253
[Change Mailing Address Online](#)

All Owners

#	Owner 1	Owner 2	Owner %	Owner Type(s)
0	COUNTY OF VOLUSIA		100	C - County; County School District

Legal

Millage Group	100-UNINCORPORATED - WESTSIDE
Legal Description	SW 1/4 OF NE 1/4 LYING E OF OLD PERKINS HIWAY & W OF NEW ST RD 11 PER OR 729 PG 522
Map TWP-RNG-SEC	15 - 30 - 28
Subdivision-Block-Lot	00 - 00 - 0011
Date Created	18-DEC-81
Year Annexed	

County Links

Property Tax Bill	CLICK HERE
Link to Permits	CLICK HERE

Other Links

Google Street Address	CLICK HERE
Bing Maps	CLICK HERE

VO00406LL
Tomka Boat Ramp

Altkey: 7385040
STATE OF FLORIDA TIITF

Parcel ID: 423800009999
, ORMOND BEACH

Parcel

Short Parcel Id	423800009999
Property Location	, ORMOND BEACH, 32174
PC Code	8000 - VACANT GOVERNMENTAL
Total Bldgs	0
Neighborhood	9012 - NOT ASSESSED PREVIOUS TO 2012
Business Name	
Homestead Property	No

Primary Owner

Owner	STATE OF FLORIDA TIITF
In Care Of	% DEPT OF ENV PROTECTION
Mailing Address	3900 COMMONWEALTH BLVD STE 115
	TALLAHASSEE FL 32399 3000
	Change Mailing Address Online

All Owners

#	Owner 1	Owner 2	Owner %	Owner Type(s)
0	STATE OF FLORIDA TIITF		100	T - State of Florida TIITF properties

Legal

Millage Group	200-UNINCORPORATED - NORTHEAST
Legal Description	38-14-32 CANAL RIGHT OF WAY LYING BETWEEN LOTS IN TOMOKA ESTATES UNIT 5 MB 23 PG 53 TOMOKA ESTATES UNIT 6 UNREC NO 105 & TOMOKA ESTATES UNIT 7 MB 28 PG 64
Map TWP-RNG-SEC	14 - 32 - 38
Subdivision-Block-Lot	00 - 00 - 9999
Date Created	15-FEB-12
Year Annexed	

County Links

Property Tax Bill	CLICK HERE
Link to Permits	CLICK HERE

Other Links

Google Street Address	CLICK HERE
Bing Maps	CLICK HERE

New
Shell Harbor Park

Altkey: 2025115
COUNTY OF VOLUSIA

Parcel ID: 580601001140
SHELL HARBOR RD , PIERSON

Parcel

Short Parcel Id	580601001140
Property Location	SHELL HARBOR RD, PIERSON, 32180
PC Code	8000 - VACANT GOVERNMENTAL
Total Bldgs	1
Neighborhood	1132 - SHELL HARBOR ESTATES
Business Name	SHELL HARBOR MARINE PARK
Homestead Property	No

Primary Owner

Owner COUNTY OF VOLUSIA

In Care Of

Mailing Address 123 W INDIANA AVE
DELAND FL 32720
[Change Mailing Address Online](#)

All Owners

#	Owner 1	Owner 2	Owner %	Owner Type(s)
0	COUNTY OF VOLUSIA		100	C - County; County School District

Legal

Millage Group	100-UNINCORPORATED - WESTSIDE
Legal Description	6-15-28 LOT 114 THRU 122 & LOT 131 THRU 138 SHELL HARBOR ESTATES PER OR 3407 PG 1476 PER OR 5020 PG 4144 PER OR 6943 PG 2478 PER OR 6999 PG 2609
Map TWP-RNG-SEC	15 - 28 - 06
Subdivision-Block-Lot	01 - 00 - 1140
Date Created	18-DEC-81
Year Annexed	

Sales

Book/Page	Instr Type	Inst #	Sale Date	V/I	Sale Price
6999 / 2609	WD-WARRANTY DEED	2014105484	05/22/2014	V	\$100
6943 / 2478	WD-WARRANTY DEED	2013246277	12/26/2013	V	\$100
5020 / 4144	WD-WARRANTY DEED	2003040266	02/15/2003	V	\$260,500
3407 / 1476	WD-WARRANTY DEED	1989170111	11/15/1989	V	\$100

County Links

Property Tax Bill [CLICK HERE](#)
Link to Permits [CLICK HERE](#)

Other Links

Google Street Address [CLICK HERE](#)
Bing Maps [CLICK HERE](#)

VO00096MF
Mariners Cove Park

Altkey: 2940921
COUNTY OF VOLUSIA

Parcel ID: 910800000010
1153 ENTERPRISE OSTEEN RD , ENTERPRISE

Parcel

Short Parcel Id	910800000010
Property Location	1153 ENTERPRISE OSTEEN RD, ENTERPRISE, 32725
PC Code	8600 - COUNTY
Total Bldgs	1
Neighborhood	7540 - DOYLE ROAD
Business Name	MARINERS COVE PARK
Homestead Property	No

Primary Owner

Owner	COUNTY OF VOLUSIA
In Care Of	
Mailing Address	123 W INDIANA AVE
	DELAND FL 32720 4253
	Change Mailing Address Online

All Owners

#	Owner 1	Owner 2	Owner %	Owner Type(s)
0	COUNTY OF VOLUSIA		100	C - County; County School District

Legal

Millage Group	100-UNINCORPORATED - WESTSIDE
Legal Description	8 19 31 E 27 AC OF GOVT LOT 3 & THE UNSURVEYED LAND TO S BEING 1160 FT ON E/L EXC W 900 FT PER OR 3345 PG 1253
Map TWP-RNG-SEC	19 - 31 - 08
Subdivision-Block-Lot	00 - 00 - 0010
Date Created	21-DEC-81
Year Annexed	

Sales

Book/Page	Instr Type	Inst #	Sale Date	V/I	Sale Price
3586 / 0022	WD-WARRANTY DEED	1991014746	08/15/1989	V	\$100
3345 / 1253	WD-WARRANTY DEED	1989106793	08/15/1989	V	\$100
3345 / 1251	QC-QUIT CLAIM DEED	1989106791	07/15/1989	V	\$100
2651 / 0605	WD-WARRANTY DEED		01/15/1985	V	\$340,000
2318 / 1692	WD-WARRANTY DEED		12/15/1981	V	\$25,000

County Links

Property Tax Bill	CLICK HERE
Link to Permits	CLICK HERE

Other Links

Google Street Address	CLICK HERE
Bing Maps	CLICK HERE

VO00019TX
Cypress Lake Park

Altkey: 6316473
COUNTY OF VOLUSIA

Parcel ID: 700101070001
2305 CYPRESS RD , DELAND

Parcel

Short Parcel Id	700101070001
Property Location	2305 CYPRESS RD, DELAND, 32724
PC Code	8000 - VACANT GOVERNMENTAL
Total Bldgs	1
Neighborhood	1702 - DAYTONA PARK EST SEC C
Business Name	
Homestead Property	No

Primary Owner

Owner	COUNTY OF VOLUSIA
In Care Of	% ENG CONST PUBLIC WORKS
Mailing Address	123 W INDIANA AVE
	DELAND FL 32720
	Change Mailing Address Online

All Owners

#	Owner 1	Owner 2	Owner %	Owner Type(s)
0	COUNTY OF VOLUSIA		100	C - County; County School District

Legal

Millage Group	100-UNINCORPORATED - WESTSIDE
Legal Description	36 16 30 PARK AREA IN BLK 7 DAYTONA PARK EST SECT A MB 23 PG 39 AKA CYPRESS LAKE PARK
Map TWP-RNG-SEC	17 - 30 - 01
Subdivision-Block-Lot	01 - 07 - 0001
Date Created	16-APR-04
Year Annexed	

County Links

Property Tax Bill	CLICK HERE
Link to Permits	CLICK HERE

Other Links

Google Street Address	CLICK HERE
Bing Maps	CLICK HERE

VO00011JX
Highbanks Boat Ramp

VO00098WK
Lemon Bluff Boat Ramp

Altkey: 3376455
COUNTY OF VOLUSIA

Parcel ID: 922801020010
949 LEMON BLUFF RD , OSTEEN

Parcel

Short Parcel Id 922801020010
Property Location 949 LEMON BLUFF RD, OSTEEN, 32764
PC Code 8000 - VACANT GOVERNMENTAL
Total Bldgs 1
Neighborhood 7084 - SOUTHWEST MOBILE HOME PARKS
Business Name
Homestead Property No

Primary Owner

Owner COUNTY OF VOLUSIA

In Care Of

Mailing Address 123 W INDIANA AVE
DELAND FL 32720
Change Mailing Address Online

All Owners

#	Owner 1	Owner 2	Owner %	Owner Type(s)
0	COUNTY OF VOLUSIA		100	C - County; County School District

Legal

Millage Group 100-UNINCORPORATED - WESTSIDE
Legal Description LOTS 1 TO 3 INC BLK B LEMON BLUFF MB 11 PG 188 EXC 12.5 /S RTS PER OR 3949 PG 2708 & INC ADJACENT COMMONS PLACE BETWEEN THE EXTENTION EASTERLY OF N/L LOT 1 & S/L LOT 3 PERFINAL JUDGMENT OR 4938 PG 2421 PER OR 5525 PG 3861 PER OR 6834 PG 1823
Map TWP-RNG-SEC 19 - 32 - 28
Subdivision-Block-Lot 01 - 02 - 0010
Date Created 28-DEC-81
Year Annexed

Sales

Book/Page	Instr Type	Inst #	Sale Date	V/I	Sale Price
6834 / 1823	WD-WARRANTY DEED	2013055752	03/20/2013	V	\$600,000
5525 / 3861	WD-WARRANTY DEED	2005086508	03/31/2005	V	\$584,700
4938 / 2421	QC-QUIT CLAIM DEED	2002225491	03/15/1997	I	\$10
3949 / 2708	QC-QUIT CLAIM DEED	1994137238	09/15/1994	I	\$100
3723 / 2059	QC-QUIT CLAIM DEED	1992014562	01/15/1992	I	\$100
3720 / 3009	QC-QUIT CLAIM DEED	1992007919	12/15/1991	I	\$100
3742 / 4677	QC-QUIT CLAIM DEED	1992058900	11/15/1991	I	\$100

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