

Council Substitute for House Bill No. 1369

An act relating to Gulf County; authorizing the Department of Environmental Protection, notwithstanding s. 161.053, F.S., to issue a permit for a single-family dwelling on a parcel if the parcel is located in Gulf County and the applicant demonstrates the parcel for which the single-family dwelling is proposed was platted or subdivided by metes and bounds prior to January 1, 2009, the owner of the parcel for which the single-family dwelling is proposed does not own another parcel immediately adjacent to and landward of the parcel for which the dwelling is proposed, the proposed single-family dwelling is located landward of the frontal dune structure, and the proposed single-family dwelling will be as far landward on its parcel as is practicable without being located seaward of or on the frontal dune; providing an effective date.

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

Section 1. If, pursuant to section 161.053(2), Florida Statutes, the Department of Environmental Protection reestablishes a coastal construction control line after January 1, 2009, and if the application of section 161.053(6)(b), Florida Statutes, would preclude the construction of a structure on property the majority of which was previously not subject to the jurisdiction of the coastal construction control line program, the Department of Environmental Protection may issue a permit for a single-family dwelling on the parcel if the parcel is located in Gulf County and the applicant successfully demonstrates:

(1) The parcel for which the single-family dwelling is proposed was platted or subdivided by metes and bounds prior to January 1, 2009;

(2) The owner of the parcel for which the single-family dwelling is proposed does not own another parcel immediately adjacent to and landward of the parcel for which the dwelling is proposed;

(3) The proposed single-family dwelling is located landward of the frontal dune structure; and

(4) The proposed single-family dwelling will be as far landward on its parcel as is practicable without being located seaward of or on the frontal dune.

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor June 24, 2009.

Filed in Office Secretary of State June 24, 2009.