

## CHAPTER 2010-244

### Council Substitute for Committee Substitute for Committee Substitute for House Bill No. 831

An act relating to Nassau County; providing that certain single-family docks located in the Nassau River-St. Johns River Marshes Aquatic Preserve must meet specified criteria; authorizing the Department of Environmental Protection to take action against owners of docks that do not meet such criteria after a specified date; providing an effective date.

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

Section 1. Existing single-family docks constructed prior to June 1, 2009, that are located within Nassau County in the Nassau River-St. Johns River Marshes Aquatic Preserve shall:

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

(2) Notwithstanding the provisions of chapter 258, Florida Statutes, and rule 18-20, Florida Administrative Code, be allowed to retain a terminal platform, as defined in rule 18-20.003(67), Florida Administrative Code, with a cumulative total deck and roof area not to exceed 800 square feet, provided that by December 31, 2010, the owner of the riparian parcel associated with the dock conforms the dock to meet the terminal platform size requirement, if necessary, and applies for a letter of consent to use sovereignty submerged lands from the Department of Environmental Protection acting on behalf of the Board of Trustees of the Internal Improvement Trust Fund. A letter of consent shall be issued once applicable criteria of this act are met and the owner shall record the original letter of consent in the Nassau County Official Records Book to run with the upland parcel.

(3) Be individually removed or brought into full compliance with the current rules of the board if more than 50 percent of such a single-family dock falls into a state of disrepair or is destroyed as a result of any natural or manmade force. This subsection shall not be construed to prevent routine repair or maintenance of the existing structure.

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

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

Became a law without the Governor's approval May 28, 2010.

Filed in Office Secretary of State May 26, 2010.