

Bill No. CS for CS for SB 1560, 1st Eng.

Amendment No. \_\_\_\_

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Laurent moved the following amendment:		
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13	<b>Senate Amendment (with title amendment)</b>		
14	On page 34, between lines 28 and 29,		
15			
16	insert:		
17	Section 23. Paragraph (c) of subsection (6) of section		
18	163.3177, Florida Statutes, 1998 Supplement, is amended to		
19	read:		
20	163.3177 Required and optional elements of		
21	comprehensive plan; studies and surveys.--		
22	(6) In addition to the requirements of subsections		
23	(1)-(5), the comprehensive plan shall include the following		
24	elements:		
25	(c) A general sanitary sewer, solid waste, drainage,		
26	potable water, and natural groundwater aquifer recharge		
27	element correlated to principles and guidelines for future		
28	land use, indicating ways to provide for future potable water,		
29	drainage, sanitary sewer, solid waste, and aquifer recharge		
30	protection requirements for the area. The element may be a		
31	detailed engineering plan including a topographic map		

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1 depicting areas of prime groundwater recharge. The element  
2 shall describe the problems and needs and the general  
3 facilities that will be required for solution of the problems  
4 and needs. The element shall also include a topographic map  
5 depicting any areas adopted by a regional water management  
6 district as prime groundwater recharge areas for the Floridan  
7 or Biscayne aquifers, pursuant to s. 373.0395. These areas  
8 shall be given special consideration when the local government  
9 is engaged in zoning or considering future land use for said  
10 designated areas. ~~For areas served by septic tanks, soil~~  
11 ~~surveys shall be provided which indicate~~ The suitability of  
12 soils for septic tanks must be established pursuant to s.  
13 381.0065 and the rules adopted under that section.

14 Section 24. Subsection (1) of section 381.0065,  
15 Florida Statutes, 1998 Supplement, is amended to read:

16 381.0065 Onsite sewage treatment and disposal systems;  
17 regulation.--

18 (1) LEGISLATIVE INTENT.--It is the intent of the  
19 Legislature that where a publicly owned or investor-owned  
20 sewerage system is not available, the department shall issue  
21 permits for the construction, installation, modification,  
22 abandonment, or repair of onsite sewage treatment and disposal  
23 systems under conditions as described in this section and  
24 rules adopted under this section. It is further the intent of  
25 the Legislature that the installation and use of onsite sewage  
26 treatment and disposal systems not adversely affect the public  
27 health or significantly degrade the groundwater or surface  
28 water. The Legislature acknowledges the responsibility of the  
29 Department of Community Affairs to review and evaluate  
30 comprehensive plan amendments to the general sanitary sewer,  
31 solid waste, drainage, and potable water element exclusively

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1 pursuant to s. 163.3177(6)(c). In considering comprehensive  
 2 plan amendments, the Department of Community Affairs may not  
 3 require the use of standards or conditions that are more  
 4 stringent than the applicable statutes or the rules adopted by  
 5 the Department of Health regarding the location, installation,  
 6 and use of onsite sewage treatment and disposal systems. Other  
 7 than to determine the compliance of a plan amendment pursuant  
 8 to s. 163.3184(1)(b), the Department of Community Affairs may  
 9 not require the use of publicly owned or investor-owned  
 10 sewerage systems or other sewerage treatment processes as an  
 11 alternative to the proposed use of onsite sewage treatment and  
 12 disposal systems if those onsite sewage treatment and disposal  
 13 systems would be permissible under s. 381.0065 and the rules  
 14 adopted under that section.

15  
 16 (Redesignate subsequent sections.)

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 18  
 19 ===== T I T L E A M E N D M E N T =====

20 And the title is amended as follows:

21 On page 4, line 29, following the semicolon

22  
 23 insert:

24 amending s. 163.3177, F.S.; providing  
 25 guidelines for determining the suitability of  
 26 soils for septic tanks; amending s. 381.0065,  
 27 F.S.; providing legislative intent relating to  
 28 the regulation of onsite sewage treatment and  
 29 disposal systems;

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