

ENROLLED
CS/HB 1369

2009 Legislature

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

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

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20 Section 1. If, pursuant to section 161.053(2), Florida
21 Statutes, the Department of Environmental Protection
22 reestablishes a coastal construction control line after January
23 1, 2009, and if the application of section 161.053(6)(b),
24 Florida Statutes, would preclude the construction of a structure
25 on property the majority of which was previously not subject to
26 the jurisdiction of the coastal construction control line
27 program, the Department of Environmental Protection may issue a
28 permit for a single-family dwelling on the parcel if the parcel

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29 is located in Gulf County and the applicant successfully
30 demonstrates:

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

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

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

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

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