

1                                   A bill to be entitled  
 2           An act relating to Nassau County; providing that certain  
 3           single-family docks located in the Nassau River-St. Johns  
 4           River Marshes Aquatic Preserve must meet specified  
 5           criteria; authorizing the Department of Environmental  
 6           Protection to take action against owners of docks that do  
 7           not meet such criteria after a specified date; providing  
 8           an effective date.

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

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 12           Section 1. Existing single-family docks constructed prior  
 13 to June 1, 2009, that are located within Nassau County on Lofton  
 14 Creek in the Nassau River-St. Johns River Marshes Aquatic  
 15 Preserve between State Road 200 to the north and a line drawn  
 16 between N30°32'44.890", W-81°33'08.68 and N30°32'40.001", W-  
 17 81°32'55.79 to the south shall:

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

23           (2) Notwithstanding the provisions of chapter 258, Florida  
 24 Statutes, and rule 18-20, Florida Administrative Code, be  
 25 allowed to retain a terminal platform, as defined in rule 18-  
 26 20.003(67), Florida Administrative Code, with a cumulative total  
 27 deck and roof area not to exceed 800 square feet, provided that  
 28 by December 31, 2010, the owner of the riparian parcel

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29 associated with the dock conforms the dock to meet the terminal  
30 platform size requirement, if necessary, and applies for a  
31 letter of consent to use sovereignty submerged lands from the  
32 Department of Environmental Protection acting on behalf of the  
33 Board of Trustees of the Internal Improvement Trust Fund. A  
34 letter of consent shall be issued once applicable criteria of  
35 this act are met and the owner shall record the original letter  
36 of consent in the Nassau County Official Records Book to run  
37 with the upland parcel.

38 (3) Be maintained or repaired within a footprint the same  
39 as or smaller than the footprint of the current structure in  
40 accordance with rule 18-21.004(7)(h), Florida Administrative  
41 Code. This subsection does not prohibit an owner from  
42 demolishing or removing such a dock. However, should more than  
43 50 percent of a nonconforming structure fall into a state of  
44 disrepair or be destroyed as a result of any natural or manmade  
45 force, the entire structure shall be brought into full  
46 compliance with the current rules of the board.

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

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