

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Patronis offered the following:

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3 **Amendment (with title amendment)**

4 Remove lines 1085-1087 and insert:

5 73 or section 79 of chapter 2011-139, Laws of Florida, or
6 section 24 of this act. This section applies retroactively and
7 is effective as of June 2, 2011.

8 Section 24. (1) Any building permit, and any permit
9 issued by the Department of Environmental Protection or by a
10 water management district pursuant to part IV of chapter 373,
11 Florida Statutes, which has an expiration date from January 1,
12 2012, through January 1, 2014, is extended and renewed for a
13 period of 2 years after its previously scheduled date of
14 expiration. This extension includes any local government-issued
15 development order or building permit including certificates of
16 levels of service. This section does not prohibit conversion

113143

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Amendment No.

17 from the construction phase to the operation phase upon
18 completion of construction. This extension is in addition to any
19 existing permit extension. Extensions granted pursuant to this
20 section; section 14 of chapter 2009-96, Laws of Florida, as
21 reauthorized by section 47 of chapter 2010-147, Laws of Florida;
22 section 46 of chapter 2010-147, Laws of Florida; or section 74
23 or section 79 of chapter 2011-139, Laws of Florida, shall not
24 exceed 4 years in total. Further, specific development order
25 extensions granted pursuant to s. 380.06(19)(c)2., Florida
26 Statutes, cannot be further extended by this section.

27 (2) The commencement and completion dates for any required
28 mitigation associated with a phased construction project are
29 extended so that mitigation takes place in the same timeframe
30 relative to the phase as originally permitted.

31 (3) The holder of a valid permit or other authorization
32 that is eligible for the 2-year extension must notify the
33 authorizing agency in writing by December 31, 2012, identifying
34 the specific authorization for which the holder intends to use
35 the extension and the anticipated timeframe for acting on the
36 authorization.

37 (4) The extension provided for in subsection (1) does not
38 apply to:

39 (a) A permit or other authorization under any programmatic
40 or regional general permit issued by the Army Corps of
41 Engineers.

42 (b) A permit or other authorization held by an owner or
43 operator determined to be in significant noncompliance with the
44 conditions of the permit or authorization as established through

113143

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Amendment No.

45 the issuance of a warning letter or notice of violation, the
46 initiation of formal enforcement, or other equivalent action by
47 the authorizing agency.

48 (c) A permit or other authorization, if granted an
49 extension that would delay or prevent compliance with a court
50 order.

51 (5) Permits extended under this section shall continue to
52 be governed by the rules in effect at the time the permit was
53 issued, except if it is demonstrated that the rules in effect at
54 the time the permit was issued would create an immediate threat
55 to public safety or health. This provision applies to any
56 modification of the plans, terms, and conditions of the permit
57 which lessens the environmental impact, except that any such
58 modification does not extend the time limit beyond 2 additional
59 years.

60 (6) This section does not impair the authority of a county
61 or municipality to require the owner of a property that has
62 notified the county or municipality of the owner's intent to
63 receive the extension of time granted pursuant to this section
64 to maintain and secure the property in a safe and sanitary
65 condition in compliance with applicable laws and ordinances.

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69 **T I T L E A M E N D M E N T**

70 Remove line 128 and insert:

71 effect; providing a 2-year permit extension; providing an
72 effective date.