



SOUTH FLORIDA WATER MANAGEMENT DISTRICT

** Delivered Via Email*

July 8, 2021

Scott Justice *
Walt Disney Parks and Resorts US, Inc
PO Box 10000
Lake Buena Vista, FL 32830

**Subject: MK Park 2 Roadside Site Modifications
Request for Additional Information
Application No. 210621-6568
Orange County**

Dear Mr. Justice,

District staff reviewed the above-referenced application. As discussed with Christopher Germana on July 8, 2021, the District is requesting the following information, in accordance with Section 5.5.3.1 of the Environmental Resource Permit Applicant's Handbook Volume I (Vol. I), adopted by reference in Section 62.330.010(4)(a), Florida Administrative Code (F.A.C.), to complete the application and provide reasonable assurances for permit issuance:

1. The project area is not included within the Reedy Creek Improvement District (RCID) Master Dewatering Permit. A Water Use Permit(s) will be required for irrigation and/or dewatering. Please submit an application for a Water Use Permit, with the associated fee. Because of the inseparable nature of water use and surface water management, and in accordance with Subsection 2.3(b), Environmental Resource Permit Applicant's Handbook Volume II, District staff will review these applications concurrently and final agency action will be taken once both applications are deemed complete. Please contact Brian Collins, Scientist IV - Hydrogeology at (407) 858-6100 ext 3809 or by email at bcollins@sfwmd.gov.
2. The application form, the drainage report and the project summary on the Permit Information Form list the project area as 43.25 acres. However, the Land Use Table on the Permit Information Form indicates that the total project area is 42.33 acres. Clarification is required. Please revise those documents accordingly for consistency, including the acreage, and percentages of the total project, of the following: [Form 62- 330.060(1)1.1.g.]
 - a. Impervious surfaces, excluding buildings, wetlands and other surface waters;
 - b. Buildings;
 - c. Pervious surfaces (green areas not including wetlands);
 - d. Lakes, canals, retention areas, other open water areas; and e. Wetlands (Please refer to Section C to ensure consistency in wetland acreages).

Advisory Comments: The following comments are advisory in nature and do not require a

response to the District.

A1. As of Dec. 22, 2020, the Florida Department of Environmental Protection (DEP) has assumed authority to administer the dredge and fill permitting program under Section 404 of the Federal Clean Water Act within certain “assumed waters” in the state. Your project may fall within assumed waters.

If your project involves wetland or other surface water impacts, and if you do not already have a permit from the U.S. Army Corps of Engineers (USACE) under Section 404 of the Clean Water Act, you may need a State 404 permit.

If your project requires a State 404 permit, please complete Section I of the ERP application “Supplemental Information for State 404 Program Permits” and upload it along with other application documents to the District’s ePermitting portal.

There is no need to submit a State 404 permit application if you already have an application pending with the USACE because the USACE will transfer any pending applications within assumed waters to DEP.

If you already have a 404 permit from the USACE for the same work proposed in this ERP application, then no further action is required, unless revisions are proposed to the project such that a modification to the 404 permit is required.

More information about the State 404 permitting program may be found on DEP's website: <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/state-404-program>.

Please contact your local DEP office for any questions regarding the need for a State 404 permit.

A2. Included with this letter/permit is a brochure from the Florida Department of Environmental Protection (FDEP) on Florida’s National Pollutant Discharge Elimination System (NPDES) program for construction activities.

As the brochure indicates, the U.S. Environmental Protection Agency authorized the FDEP in October 2000 to implement the NPDES stormwater permitting program in Florida. The District is assisting FDEP by distributing this information to entities which may be subject to regulation under the NPDES program. No response to the District is required.

A “Generic Permit for Stormwater Discharge from Large and Small Construction Activities” (CGP) is required for a construction activity which ultimately disturbs an acre or more and contributes stormwater discharges to surface waters of the State or into a municipal separate storm sewer system.

The permit required under FDEP’s NPDES stormwater permitting program is separate from the Environmental Resource Permit required by the District. Receiving a permit from the District does not exempt you from meeting the NPDES program requirements.

If you have any questions on the NPDES Stormwater program, call 866-336-6312 or email FDEP at NPDES-stormwater@dep.state.fl.us. For additional information on the NPDES Stormwater Program including all regulations and forms cited in the brochure visit:

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www.dep.state.fl.us/water/stormwater/npdes/.

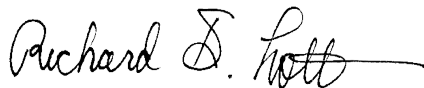
Prior to responding to this letter, please contact the assigned staff members to discuss solutions to the above questions and/or set a meeting to resolve the remaining issues: Olivia Karbiener, Environmental Analyst 3 at (407) 858-6100 x3834 or via email at okarbien@sfwmd.gov; Carmen Cadenas, P.E., Engineer Lead at 407-858-6100 x3805 or via email at ccadenas@sfwmd.gov; and Rich Walker, Property Analyst at (561) 682-6741 or via email at rdwalker@sfwmd.gov.

Please submit the complete response electronically on the District's ePermitting website (www.sfwmd.gov/epermitting) using the 'Additional Submittals' link. Information on the District's ePermitting program is enclosed. Alternatively, please provide (1) original hard copy of the requested information, clearly labeled with the application number, to the Orlando Service Center at 1707 Orlando Central Parkway, Suite 200, Orlando, Florida 32809.

If a complete response is not provided within 90 days of this letter, this application will be processed for denial, in accordance with Section 5.5.3.5 of Vol. I. If additional time is necessary, please submit a written request for an extension via the ePermitting website before the 90-day period ends, including a description of the circumstances requiring the extension of time.

For projects where more than 90 days will be needed to develop a complete application, it is recommended that the applicant withdraw the current application and resubmit a complete application at a later date. The processing fee, if paid, can be applied to a new application that is submitted within 365 days, pursuant to Rule 62-330.071(3), F.A.C. If the application is denied by the agency, fees will not be returned or credited.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Lott", with a long horizontal flourish extending to the right.

Richard Lott
Section Leader, Engineer

c: Christopher Germana, Germana Engineering and Associates, LLC *
Kathryn Kolbo, Reedy Creek Improvement District *
Katherine Luetzow, Reedy Creek Improvement District *