

DEP and SJRWMD Operating Agreement Breakdown

Program/Project	DEP (Department)	WMD (District)
Commercial, institutional, and transportation activities and projects (II.B)	Only if specified in section II.A of O.A. (see below)	Most
Solid Waste Management Facilities (II.A.1.a)	All permitted waste management facilities	General permit only and solid waste is merely an incidental component of the project
Hazardous Waste Facilities (II.A.1.b)	All permitted hazardous waste facilities	Storage of hazardous waste storage is merely an incidental component of the project.
Domestic or Industrial Wastewater (Non Septic Systems) (II.A.1.c)	Facilities that require a permit under Chapter 403, F.S.	Reuse sites permitted under Part III Chapter 62-610, F.A.C. <ul style="list-style-type: none"> • Application of reclaimed water to rehydrate wetlands or to provide artificial recharge • Facilities subject to Chapters 40C, F.A.C. • General or Generic permits for laundromat, pesticide waste degradation system, car wash, disposal of tomato wash water, uncontaminated dewatering, HVAC cooling tower discharge, or other industrial treatment which is incidental component of project
Potable water facilities (II.A.1.d)	Facilities permitted under 403, F.S.- includes drinking water treatment plants and distribution mains	Distribution lines that are fully contained within systems for which Department does not review
Mines (II.A.1.e)	All mines under 378, F.S. (including fuller's earth and borrow pits)	Borrow pits that are proposed as part of a larger plan of development or excavation for agricultural activities when the material excavated does not leave the site.
Power plants and electrical distribution and transmission lines (II.A.1.f)	All power plants and electrical distribution and transmission lines	Electrical Distribution lines fully contained within larger plan of development for which Department does not review
Communication cables and lines (II.A.1.g)	All communication cables and lines	Lines fully contained within larger plan of development for which Department does not review
Natural gas/petroleum exploration, production, and distribution activities and facilities (II.A.1.h)	All natural gas/petroleum exploration, production, and distribution activities and facilities	Activities/facilities fully contained within larger plan of development for which Department does not review
Docking facilities, boardwalks, shore protection, including adjacent docking, boating, dredging (II.A.1.i)	All docking facilities, including parking, dry storage, boat sale and supplies, maintenance, seafood loading/ processing, restaurants, marina offices	Whenever such docking facilities are part of a larger plan of other residential (multi-family/ 4 or more contiguous lots) or commercial development (larger plan of development)
Seaward of coastal construction control line (II.A.1.j)	All projects, both partially and whole seaward of CCCL	None
Permitting actions required by Central Florida Beltway (II.A.1.k)	All	None

Projects constructed, operated, or maintained by the District (II.A.1.l)	DEP permits WMD projects, unless otherwise noted in Operating Agreement	None- However, the District shall review and take action on projects constructed, operated or maintained by the Department (II.B.2)
Navigational dredging by government agencies (II.A.1.m)	Most	Associated with larger project that is otherwise the responsibility of the District
Seaports owned by defined port authority (II.A.1.n) [369.301(9), F.S.]	All	None
Single-family projects (II.A.1.o)	Up to three contiguous parcels of land under single ownership with no more than one residence on each parcel	Four or more contiguous parcels or multi-family residences on one parcel (subdivisions, condominiums, etc.) (larger plan of development)
In wetlands or other surface waters (II.A.1.p)	Boat ramps, stand-alone in-water structures and activities, fish attractors, artificial reefs, treasure salvage, archeological research, removal of organic detrital material	If part of a larger plan of development, for which the District reviews and takes final agency action under part of operating agreement
Temporary systems proposed for commercial film productions (II.A.1.q)	All	None
High speed rail facilities as defined (II.A.1.r)	All	None
Aquaculture activities not exempt pursuant 373.406(8) (II.A.1.s)	All	None
Agriculture, silviculture, floriculture, or horticulture exempt pursuant to 373.406(2), F.S.	None	All
Activities on sovereignty submerged lands leased by Division of Recreation and Parks (II.A.1.t)	Most	Those proposed by the Department
Projects constructed, operated or maintained by U.S. Army Corps of Engineers (II.A.1.u)	All	None
Special Cases (II.D)	By written agreement, can deviate from outlined responsibilities in instances of extensive regulatory history or proprietary interest, simplification of project if crossing District boundaries, incorrect agency begun processing permit/petition and transferring would be inefficient, or deviation would result in more efficient/effective processing	
Emergencies (V)	When Executive Order declaring emergency is issued by Governor, and both agencies have issued emergency orders to implement Executive Order, then either Agency can review and take agency action on activities regulated under Part IV of 373, F.S. that are authorized by emergency order during the duration or said order	

***Refer to effective Operational Agreement between St. Johns River Water Management District and Department of Environmental Protection for full, authorized language. This document should only be used as a reference tool and does not replace the Operational Agreement.**

****Current DEP Operating Agreements can be found at <https://floridadep.gov/ogc/ogc/content/operating-agreements>**