

## **MEMORANDUM**

**TO:** Governing Board Members

**FROM:** Sharon M. Trost, P.G., A.I.C.P., Director, Regulation Division

**DATE:** November 10, 2011

**SUBJECT:** Authorize publication of Notice of Rule Development to amend Chapters 40E-1 and 40E-4, F.A.C., and the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District to amend rule language and forms pertaining to the language “professional engineer or other individual authorized by law”

### **Background:**

The Environmental Resource Permit (ERP) application and compliance forms are currently designed for signing and sealing by a “professional engineer or other individual authorized by law”. In October 2011, the Governing Board committed to initiate rule development pertaining to this language in response to a public comment received in a separate rulemaking matter.

A Statement of Estimated Regulatory Costs is not required as this rulemaking is not expected to result in any direct or indirect cost increases for small businesses or increased regulatory costs in excess of \$200,000 within one year of implementation. Therefore, ratification by the Legislature is not necessary.

### **Recommendation**

Authorize publication of Notice of Rule Development to amend forms and related rule provisions pertaining to “professional engineer or other individual authorized by law”.

**Staff Contact: Tony Waterhouse, Assistant Division Director -  
Regulation; Phone (561) 682-6867**

**Susan Martin, Sr. Specialist Attorney, Office of Counsel  
Phone (561) 682-6251**