

MEMORANDUM

TO: Governing Board Members

FROM: Carolyn S. Ansay, General Counsel

DATE: August 31, 2012

SUBJECT: Partial Rescission of Emergency Authorization
– Kissimmee River

Background:

On August 27, the Executive Director issued Emergency Final Order No. 2012-098-DAO, ordering the temporary closure for public use of the Kissimmee River between water control structures S-65 and S-65E, including all navigation and boat ramps, due to increased water levels and high discharges and flow velocities attributable to Tropical Storm Isaac. Since the issuance of that Order, the water levels in specified sections of the Kissimmee River have receded and flow velocities have decreased.

On August 30, the Executive Director issued Order No. 2012-100-DAO, partially rescinding Order No. 2012-098-DAO as follows: the Kissimmee River from Lake Kissimmee south to boat barrier north of water control structure S-65E, including Navigation Locks S-65, S-65A, S-65C and S-65D and pools “A” through “E” of the Kissimmee River, as well as all boat ramps within the Kissimmee River, have reopened; however, the reach between water control structure S-65E and the S-65E Tailwater Weir will remain closed pursuant to Order No. 2012-098-DAO, until further order by SFWMD.

How this helps meet the District’s Mission:

This is an integral part of the District’s ability to perform its regulatory and land management missions.

Funding Source: Budgeted ad valorem funds will be used for any staff time associated with implementing and enforcing the order.

This item impacts what area of the District, both resource area and geography:

The Order applies to the entire District jurisdictional area and the Water Resources Management and Land Resources resource areas.

What concerns could this Board item raise? If the Governing Board does not concur with the Executive Director’s emergency authorization, the Order will expire and those subject to the Order would not be able to take the necessary steps to alleviate the impacts of Tropical Storm Isaac.

Why should the Governing Board approve this item? Section 373.119, Florida Statutes, requires the Governing Board concurrence for emergency authorizations issued by the Executive Director.

If you have any questions, please do not hesitate to call me at extension 6976.
CSA/kr