

1                                   **SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

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3                                   **RESOLUTION NO. 2010 \_\_\_\_\_**

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5                   **A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH**  
6                   **FLORIDA WATER MANAGEMENT DISTRICT TO AUTHORIZE ENTERING**  
7                   **INTO AN INTERAGENCY AGREEMENT WITH THE SOUTHWEST**  
8                   **FLORIDA WATER MANAGEMENT DISTRICT TO DESIGNATE TO THE**  
9                   **SOUTH FLORIDA WATER MANAGEMENT DISTRICT ALL REGULATORY**  
10                  **RESPONSIBILITIES FOR ENVIRONMENTAL RESOURCE PERMITTING**  
11                  **UNDER PART IV OF CHAPTER 373, FLORIDA STATUTES, AND WATER**  
12                  **QUALITY, FOR THOSE ACTIVITIES THAT ARE ASSOCIATED WITH THE**  
13                  **MURPHY RANCH NORTHERN EVERGLADES ENVIRONMENTAL**  
14                  **RESTORATION PROJECT LOCATED IN HIGHLANDS COUNTY;**  
15                  **PROVIDING AN EFFECTIVE DATE**

16  
17                  **WHEREAS**, Glenn O. Murphy Partnership Limited requires an environmental  
18 resource permit determination for the proposed Murphy Ranch BMP Project (“Project”), as  
19 outlined in Part IV of Chapter 373, Florida Statutes (“Fla. Stat.”), in order to construct and  
20 operate environmental restoration and water quality improvement works on its agricultural  
21 property located in all or parts of Section 27, Township 33 South, Range 27 East,  
22 Highlands County; and

23                  **WHEREAS**, the South Florida Water Management District is the only water  
24 management district indicated as a “Coordinating Agency” for the NEEPP, as defined by  
25 Section 373.4595(2)(c), Fla. Stat.;

26                  **WHEREAS**, the Project lies completely within the limits of Arbuckle Creek Basin  
27 within the boundary of the Lake Okeechobee Watershed, one of three watersheds within  
28 the Northern Everglades & Estuaries Protection Program (NEEPP), as defined by Section  
29 373.4595(2)(j) & (l), Fla. Stat.; now therefore

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**BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA  
WATER MANAGEMENT DISTRICT:**

**Section 1.** The Governing Board of the South Florida Water Management District hereby authorizes the execution of the Interagency Agreement with the Southwest Florida Water Management District, which is attached hereto and incorporated herein.

**Section 2.** This resolution shall take effect immediately upon adoption.

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2010.

SOUTH FLORIDA WATER MANAGEMENT  
DISTRICT, BY ITS GOVERNING BOARD

By: \_\_\_\_\_  
Chair

ATTEST:

\_\_\_\_\_  
District Clerk

Approved as to form:

BY: \_\_\_\_\_  
Office of Counsel

**INTERAGENCY AGREEMENT BETWEEN  
THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AND  
THE SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT FOR  
DESIGNATION OF REGULATORY RESPONSIBILITY FOR MURPHY RANCH IN  
HIGHLANDS COUNTY, FLORIDA**

THIS INTERAGENCY AGREEMENT is made and entered into by and between the SOUTH FLORIDA WATER MANAGEMENT DISTRICT (hereinafter "SFWMD") and the SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT (hereinafter "SWFWMD").

WITNESSETH:

WHEREAS, Glenn O. Murphy Partnership Limited is preparing design plans for environmental restoration activities in conjunction with the Florida Department of Agriculture and Consumer Services (FDACS) on the above mentioned ranch located in all or parts of Section 27, Township 33 South, Range 27 East, Highlands County, Florida and as shown on the maps attached hereto as Exhibits "1" and "2" (the PROJECT);

WHEREAS, the Glenn O. Murphy Partnership Limited property and the requested improvements subject to regulatory review are wholly located within the jurisdictional boundary of the SWFWMD; and

WHEREAS, the project is within Northern Everglades and Estuaries Protection Program (NEEPP) boundaries;

WHEREAS, the owner proposes to implement Best Management Practices (BMPs) on the ranch in accordance with the NEEP;

WHEREAS, the entire property discharges to Arbuckle Creek within the Lake Okeechobee Watershed, which is within the jurisdictional boundaries of SFWMD; and

WHEREAS, if one agency is responsible for the permitting, it will greatly reduce the application review time and ensure consistency throughout the Lake Okeechobee Basin; and

WHEREAS, Section 373.046(6), Florida Statutes ("Fla. Stat."), authorizes a water management district to designate, through an interagency agreement, regulatory responsibility to another water management district over a project which crosses the jurisdictional boundaries of both districts; and

WHEREAS, the SFWMD and the SWFWMD desire to designate the SFWMD as the water management district with the regulatory responsibility for the construction and operation a surface water management system for environmental restoration and water quality improvements for the Project; and

WHEREAS, any Consumptive Use Permitting under Part II of Chapter 373, Fla. Stat., for the Murphy Ranch project that falls within the jurisdictional boundaries of the SWFWMD, will be conducted by SWFWMD; and

NOW, THEREFORE, SWFWMD and SFWMD, under the authority of Section 373.046(6), Fla. Stat., hereby agree as follows:

1. SWFWMD hereby designates to SFWMD regulatory responsibilities under Part IV of Chapter 373, Fla. Stat., for those activities by Glenn O. Murphy Partnership Limited, its agents and assigns, which are associated with the construction and operation of a surface water management system and water quality for the PROJECT.
2. The modifications of any permits issued for the PROJECT pursuant to Part IV of Chapter 373, Fla. Stat., shall also be processed by the SFWMD,
3. This Agreement will commence upon execution by all parties and will remain in effect until all parties mutually agree in writing to terminate this Agreement.

IN WITNESS WHEREOF, each party, or its lawful representative, has executed this Agreement on the date set forth next to its signature below.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

Attest: \_\_\_\_\_

By: \_\_\_\_\_

Eric Buermann  
Chairman

Approved as to Legal Form and  
Content  
\_\_\_\_\_  
Attorney

Date: \_\_\_\_\_

SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

Attest: \_\_\_\_\_

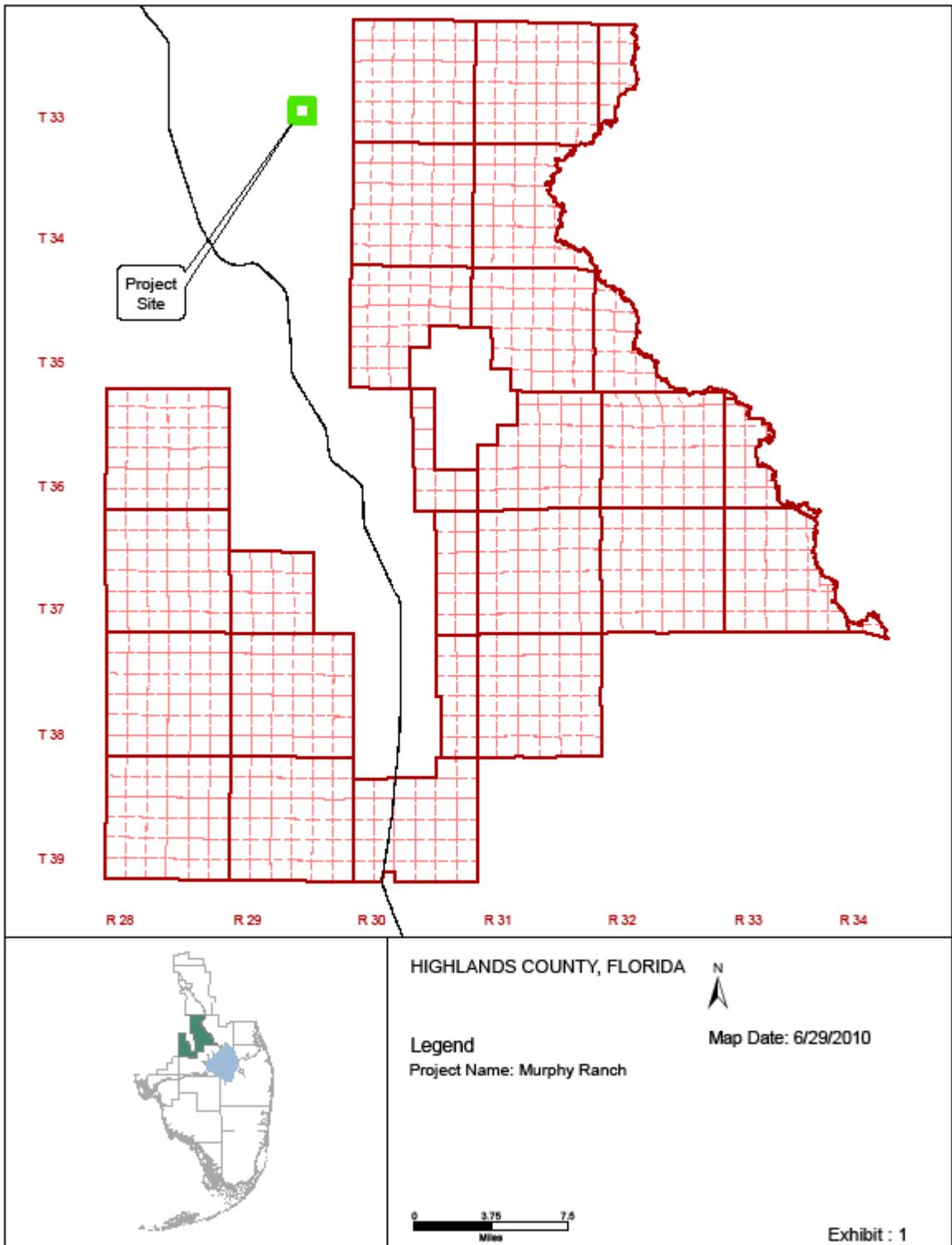
By: \_\_\_\_\_

Secretary

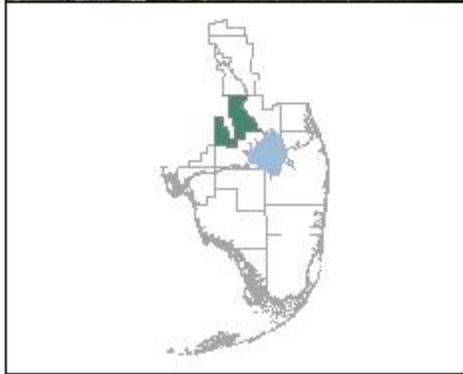
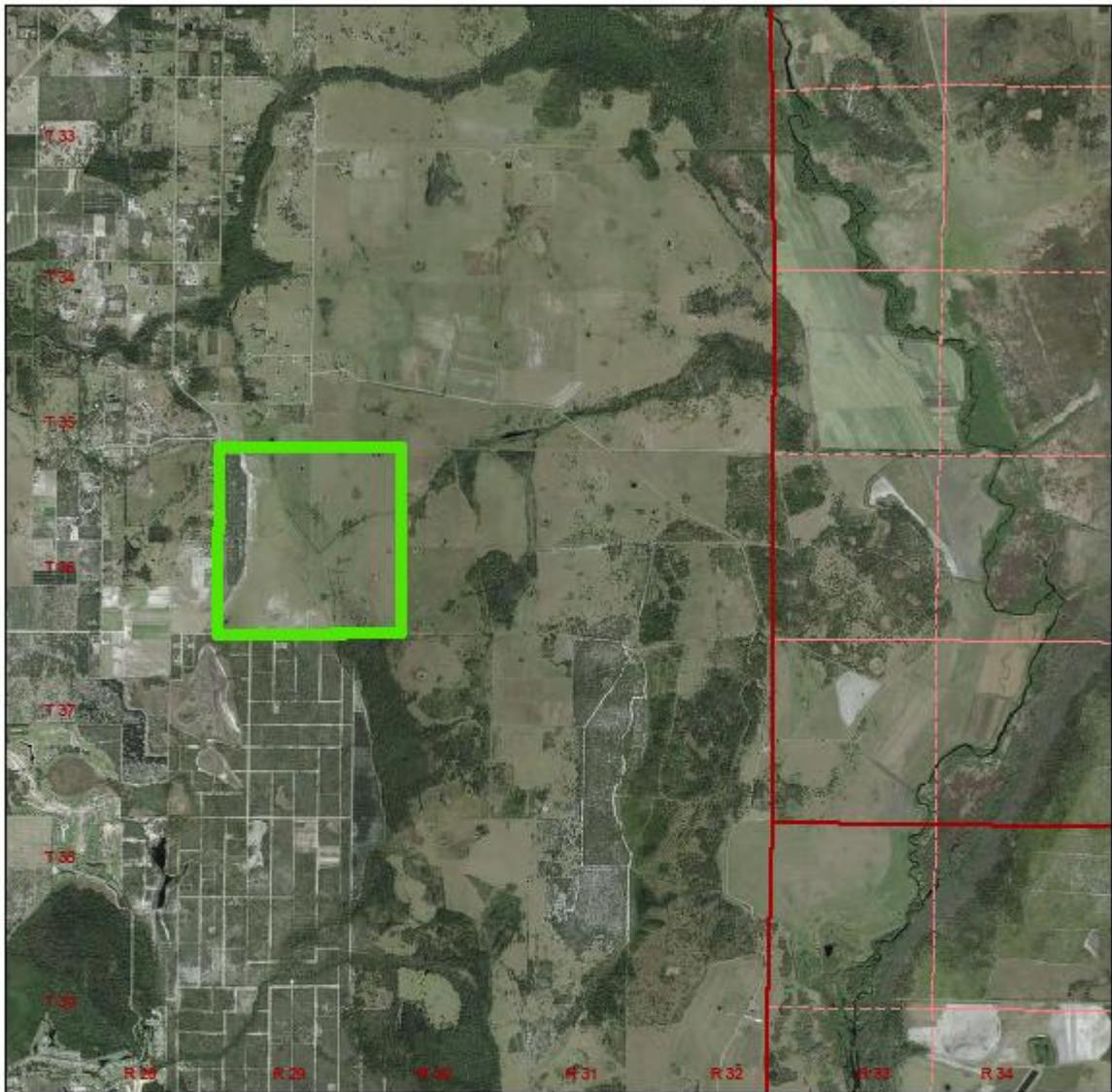
Ronald E. Oakley  
Chairman

Approved as to Legal Form and  
Content  
\_\_\_\_\_  
Attorney

Date: \_\_\_\_\_



**Exhibit 1**



HIGHLANDS COUNTY, FLORIDA



Legend  
Project Name: Murphy Ranch

Map Date: 6/29/2010



Exhibit : 1

**Exhibit 2**