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3 **SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

4 **RESOLUTION NO. 2012- \_\_\_\_\_**

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6 **A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER**  
7 **MANAGEMENT DISTRICT TO DESIGNATE APPROXIMATELY 16,716 ACRES IN HENDRY**  
8 **COUNTY, COMMONLY REFERRED TO AS STORMWATER TREATMENT AREA 5/6, AND**  
9 **APPROXIMATELY 16,941 ACRES IN PALM BEACH COUNTY, COMMONLY REFERRED TO**  
10 **AS STORMWATER TREATMENT AREA 2, AS A “STORMWATER TREATMENT AREA”, AS**  
11 **DEFINED IN PUBLIC USE RULE 40E-7.521(29), FLORIDA ADMINISTRATIVE CODE, FOR**  
12 **THE PURPOSE OF MANAGING PUBLIC RECREATION; PROVIDING AN EFFECTIVE**  
13 **DATE.**  
14

15 **WHEREAS**, pursuant to Section 140-73 of the South Florida Water Management District  
16 Policies Code, “District lands shall be open to public recreational access and use activities as is  
17 practicable and in a manner consistent with legislative directives, intended uses, legal  
18 considerations, and resources”; and

19 **WHEREAS**, the District owns certain lands in Hendry County commonly referred to as  
20 Stormwater Treatment Area 5/6 comprising 16,716 acres, more or less, and certain lands in  
21 Palm Beach County commonly referred to as Stormwater Treatment Area 2 comprising 16,941  
22 acres, more or less, as identified in Exhibit “A” and attached hereto and incorporated herein by  
23 reference (collectively, the “Properties”); and

24 **WHEREAS**, the Governing Board of the South Florida Water Management District  
25 deems it necessary, appropriate, and in the public interest to establish the Properties as a  
26 “Stormwater Treatment Area” as defined in Public Use Rule 40E-7.521(29), F.A.C.; and

27 **WHEREAS**, the designation as a “Stormwater Treatment Area” under Public Use Rule  
28 40E-7.521(29), F.A.C., will combine properties designated as “Undesignated Vacant Lands” and  
29 “Works Of The District” into one designation for the sole purpose of administering Rule 40E-7,  
30 F.A.C; and

31 **WHEREAS**, this designation will allow persons to enter and exit the Stormwater  
32 Treatment Area only at designated access points and will provide for the management and  
33 enhancement of recreation as set forth in Rule 40E-7, F.A.C. while providing necessary  
34 resource protection measures for the operation of the stormwater treatment areas; and

35 **NOW THEREFORE, BE IT RESOLVED** by the Governing Board of the South Florida  
36 Water Management District:

37 **Section 1.** The Governing Board of the South Florida Water Management District hereby  
38 designates the lands depicted on Exhibit "A" as a "Stormwater Treatment Area" as defined in  
39 Rule 40E-7, F.A.C., for the purposes of managing public access and recreational use on these  
40 lands.

41 **Section 2.** This Resolution shall take effect immediately upon adoption.

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44 **PASSED** and **ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

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**SOUTH FLORIDA WATER MANAGEMENT  
DISTRICT, BY ITS GOVERNING BOARD**

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

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56 **ATTEST:**  
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59 By: \_\_\_\_\_  
60 District Clerk/Secretary

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**Approved as to form:**

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68 By: \_\_\_\_\_  
69 Office of Counsel

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71 Print Name: \_\_\_\_\_

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