

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

RESOLUTION NO. 2009- _____

A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AUTHORIZING THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION TO ESTABLISH VACANT UNDESIGNATED LANDS CONSISTING OF APPROXIMATELY 230 ACRES IN THE L-31 NORTH PROJECT, MIAMI-DADE COUNTY, AND APPROXIMATELY 1100 ACRES IN THE C-23 / C-24 RESERVOIR PROJECT, ST. LUCIE COUNTY, AS SMALL GAME HUNTING AREAS FOR THE 2009-10 HUNTING SEASON AND MANAGE SMALL GAME HUNTING ON SUCH LANDS, SUBJECT TO TERMS AND CONDITIONS; PROVIDING AN EFFECTIVE DATE. (STEVE COUGHLIN, EXT. 2603)

WHEREAS, pursuant Rule 40E-7.521(30), F.A.C., District lands greater than ten (10) acres that are not otherwise designated as a Management Area, a Stormwater Treatment Area, an Impoundment or Right of Way, as those terms are defined in Rule 40E-7.521, F.A.C., are defined as “vacant undesignated lands”; and

WHEREAS, approximately 230 acres located in the L-31 North Project in Miami-Dade County, identified on Exhibit “A-1” attached hereto and incorporated herein by reference (the “L-31N Site”), and approximately 1100 acres in the C-23 / C-24 Reservoir Project in St. Lucie County, identified on Exhibit “A-2” attached hereto and incorporated herein by reference (the “C-23 / C-24 Site”), qualify as “vacant undesignated lands” under Rule 40E-7.521(30), F.A.C.; and

WHEREAS, pursuant to Rule 40E-7.5382(2), F.A.C., hunting on vacant undesignated lands is prohibited unless otherwise authorized by the Governing Board and administered by the Florida Fish and Wildlife Conservation Commission (“FWC”); and

WHEREAS, the Governing Board of the South Florida Water Management District deems it necessary, appropriate, and in the public interest to authorize the FWC to (i) establish the L-31N Site and the C-23 / C-24 Site as Public Small Game Hunting Areas, in accordance with Rule 68A-13.007, F.A.C., and (ii) manage small game hunting in such areas; and

WHEREAS, in addition to all applicable laws, statutes and regulations concerning small game hunting areas administered by the FWC, hunting on the L-31N Site and the C-23 / C-24 Site will be subject to the following site specific restrictions: (1) it shall be legal to take small game, wild hogs, and all legal fish; (2) a daily-use permit shall not be required; (3) shooting hours for non-migratory legal game and wild hogs

shall be from one half hour before sunrise until one half hour after sunset; (4) shooting hours for migratory game birds shall be one half hour before sunrise until sunset; (5) no person shall possess any gun during any period in which the taking of wildlife by the use of a gun is prohibited except that a person in possession of a valid Concealed Weapon or Firearm License may carry concealed handguns under the provisions of Section 790.06, F.S., throughout the year, unless otherwise preempted pursuant to state or federal law; (6) fires shall be prohibited; (7) vehicles shall be prohibited; and (8) camping shall be prohibited; and

WHEREAS, the L-31N Site and the C-23 / C-24 Site will also be open for hiking and bicycling during daylight hours; and

WHEREAS, the FWC will not provide an on-site hunt manager, but will routinely patrol the areas for enforcement purposes.

NOW THEREFORE, 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 Florida Fish and Wildlife Conservation Commission to establish that portions of the L-31 North project area in Miami-Dade County identified on Exhibit "A-1" and those portions of the C-23 / C-24 Reservoir project area in St. Lucie County identified on Exhibit "A-2" as Public Small Game Hunting Areas for the 2009-10 hunting season, in accordance with Rule 68A-13.007, F.A.C., and to manage small game hunts thereon, subject to the terms and conditions referenced hereinabove and all applicable laws, statutes, regulations and other requirements.

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

PASSED and **ADOPTED** this _____ day of _____, 2009.

ATTEST:

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

By: _____
District Clerk/Secretary

By: _____
Chairman

Approved as to form:

By: _____
Office of Counsel