

7-23-08 DRAFT
Consumptive Use
40E-2

1 **40E-2.051 Exemptions.**

2 (1) and (2) no change.

3 ~~(3) Water used at a single family dwelling or duplex including but not limited to home~~
4 ~~lawn and ornamental irrigation, car washing, and other incidental uses provided that~~
5 ~~water is obtained from one withdrawal facility for each single family dwelling or duplex.~~
6 *Specific Authority 373.044, 373.113, 373.171, FS. Law Implemented 373.219 FS.*
7 *History – New 9-3-81, Formerly 16K-2.025, Amended 2-24-85, 4-20-94, _____.*
8

9 **40E-2.061 No-Notice General Permit by Rule.**

10 (1) The Board hereby grants a general water use permit by rule to each person
11 within the District to use, withdraw, or divert water at a single family dwelling or duplex
12 including but not limited to home lawn and ornamental irrigation, car washing, and other
13 incidental uses provided that water is obtained from one withdrawal facility for each
14 single family dwelling or duplex.

15 (2) The filing of an application for a permit under this rule is not required.

16 (3) Persons using or proposing to use water in a manner not authorized under this
17 section must obtain a permit pursuant to Chapters 40E-2 and 40E-20, F.A.C.

18 (4) Permits issued pursuant to this rule shall comply with Rules 40E-21, 40E-24,
19 F.A.C.

20 *Specific Authority 373.044, 373.113, 373.118, 373.171, FS. Law Implemented 373.219,*
21 *373.223, History -- New _____.*
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23 **40E-2.091 Publications Incorporated by Reference.**

24 The “Basis of Review for Water Use Permit Applications within the South Florida Water
25 Management District – _____ February 13, 2008”, is hereby published by
26 reference and incorporated into this chapter. A current version of this document is
27 available upon request.

28 *Specific Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.042,*
29 *373.0421, 373.109, 373.196, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233,*
30 *373.236, 373.239, 373.250 FS. History–New 9-3-81, Formerly 16K-2.035(1), Amended*
31 *2-24-85, 11-21-89, 1-4-93, 4-20-94, 11-26-95, 7-11-96, 4-9-97, 12-10-97, 9-10-01, 12-*
32 *19-01, 8-1-02, 6-9-03, 8-31-03, 4-23-07, 9-13-07, 2-13-08, _____.*
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34 **“Basis of Review for Water Use Permit Applications Within the South Florida**
35 **Water Management District”**
36 **Section 2.6.1(A)**
37

38 All public water supply utilities applying for an individual permit are required to develop
39 and implement a water conservation plan. The water conservation elements of each
40 plan need to be identified as part of the application. A timetable outlining the
41 implementation schedule of each of the required water conservation elements will be
42 required to be submitted or shown to already exist prior to issuance or renewal of a
43 public water supply water use permit. The conservation plan shall be prepared and
44 implemented for the service area incorporating, at a minimum, the following mandatory

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1 components. For those components which require ordinance adoption, such ordinance
2 should incorporate the entire boundary of the enacting jurisdiction. The Permittee shall
3 provide a copy of the ordinances for each of the mandatory elements for which
4 ordinances are adopted. The mandatory water conservation elements are as follows:
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6 A. The limitation of all lawn and ornamental irrigation to the hours and days
7 specified in Rule 40E-24.201, Chapter 40E-24 F.A.C. at a minimum, of 4:00 P.M. to
8 10:00 A.M. The permit Applicant or enacting local government may adopt an ordinance
9 which includes exemptions from the irrigation hour restrictions for the following
10 circumstances, irrigation systems and/or users:

- 11 1. ~~Irrigation using a micro-irrigation system;~~
- 12 2. ~~Reclaimed water end users;~~
- 13 3. ~~Preparation for or irrigation of new landscape;~~
- 14 4. ~~Watering in of chemicals, including insecticides, pesticides,~~
15 ~~fertilizers, fungicides, and herbicides when required by law,~~
16 ~~recommended by the manufacturer, or constituting best~~
17 ~~management practices;~~
- 18 5. ~~Maintenance and repair of irrigation systems;~~
- 19 6. ~~Irrigation using low volume hand watering, including watering by~~
20 ~~one hose attended by one person, fitted with a self-canceling or~~
21 ~~automatic shutoff nozzle or both or~~
- 22 7. ~~Users irrigating with 75% or more water recovered or derived from~~
23 ~~an aquifer storage and recovery system.~~

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25 B. through I. no change.
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