

The Florida Bar Environmental and Land Use Law Section presents

# Resource Permitting: The Nuts and Bolts

COURSE CLASSIFICATION: INTERMEDIATE LEVEL



**One Location:**  
**August 19, 2004**  
**Amelia Island Plantation**  
**Highway A1A South**  
**(904)261-6161**

**Course No. 0132R**

This course offers an excellent overview for those seeking to learn about Environmental Resource Permitting (ERP). The course is a must for the new practitioner, environmental consultant, or the more seasoned environmental attorney who does not ordinarily get involved with environmental permitting.

8:00 a.m. – 8:20 a.m.

## **Late Registration**

8:20 a.m. – 9:10 a.m.

## **Dealing with the Agency: What You Should, and Should Not Do**

Discussion addresses practical tips when applying for a permit, including pre-application conferences, application preparation, requests for additional information and what constitutes “reasonable assurances.” Also discusses ethical do’s and don’ts when dealing with agency employees.

*Frank L. Nearhoof, Florida Department of Environmental Protection*

9:10 a.m. – 10:00 a.m.

## **Chapter 120 and the Permitting Process: What Happens When Things Go Wrong**

General overview of legal requirements for challenges to permits and permit denials, including discussion of issues relating to standing, scope of review, exhaustion of administrative remedies, discovery, administrative hearings, recommended orders and exceptions, and appeals.

*William L. Hyde, Landers & Parsons*

10:00 a.m. – 10:10 a.m.

## **Break**

10:10 a.m. – 11:00 a.m.

## **Environmental Resource Permits**

Addresses FDEP and WMD regulation of construction and other activities that affect surface waters, stormwater and wetlands. Topics include such activities as protection of wetlands and mitigation of wetland impacts, flood protection, water quality treatment, and other activities affecting waters of the state. Discussion includes an overview of Florida’s new Uniform Mitigation Assessment Method (“UMAM”) rule and the Water Management Districts’ Basis of Review regulations.

*Susan Martin, South Florida Water Management District*  
*Lee Swain, Dial Cordy and Associates, Inc.*

11:00 a.m. – 11:50 a.m.

## **NPDES Permits**

General discussion of point source and non-point regulation and permitting under the Clean Water Act, including wastewater, industrial, stormwater, and MSR permits, and related topics including water quality criteria and standards, anti-degradation and OFW rules, moderating provisions, TBELs, WQBELS, and TMDLS.

*Chip Carwell, Golder Associates, Inc.*

*Terry Cole, Oertel, Fernandez, Cole & Bryant, P.A.*

## **ENVIRONMENTAL & LAND USE LAW SECTION**

George F. Gramling, III, Tampa — Chair  
Robert D. Fingar, Tallahassee — Chair-elect  
Paul H. Chipok, Orlando — CLE Chair

## **FACULTY & STEERING COMMITTEE**

Kirk L. Burns, West Palm Beach — Program Co-Chair  
Peter K. Partlow, Orlando — Program Co-Chair  
Chip Carwell, Jacksonville  
Terry Cole, Tallahassee  
William L. Hyde, Tallahassee  
Susan Martin, West Palm Beach  
Frank L. Nearhoof, Tallahassee  
Lee Swain, Jacksonville Beach

## **CLE CREDITS**

### **CLER PROGRAM**

(Max. Credit: 4.0 hours)  
General: 4.0 hours  
Ethics: 0.5 hour

### **CERTIFICATION PROGRAM**

(Max. Credit: 3.0 hours)  
City, County & Local Gov’t Law: 3.0 hours

Seminar credit may be applied to satisfy both CLER and Board Certification requirements in the amounts specified above, not to exceed the maximum credit. Refer to Chapter 6, Rules Regulating The Florida Bar, for more information about the CLER and Certification Requirements.

Prior to your CLER reporting date (located on the mailing label of your Florida Bar *News*) you will be sent a Reporting Affidavit or a Notice of Compliance. The Reporting Affidavit must be returned by your CLER reporting date. The Notice of Compliance confirms your completion of the requirement according to Bar records and therefore does not need to be returned. You are encouraged to maintain records of your CLE hours.

## **Florida Board of Professional Engineers Continuing Education**

4.0 Professional Development Hours in Areas of Practice.

**This workshop is in conjunction with the section’s 2004 Annual Update (0133R - separate registration fee required). Annual Update registration information is available by calling (850)561-5831 or at [www.eluls.org](http://www.eluls.org).**

## How to register:



**MAIL**

the completed form w/check.



**FAX:**

Completed form to 850/561-5825



**PHONE:**

850/561-5623  
M-F 8:00 - 5:30



**ON-LINE:**

www.ELULS.org

**REFUND POLICY:** Requests for refund or credit toward the purchase of the course book/tapes of this program **must be in writing and postmarked** no later than two business days following the course presentation. Registration fees are non-transferable, unless transferred to a colleague registering at the same price paid. A \$15 service fee applies to refund requests.

**HOTEL RESERVATIONS:** A block of rooms has been reserved at the Amelia Island Plantation Hotel, at the rate of \$170 single occupancy and double occupancy. To make reservations, call the Amelia Island Plantation direct at (888) 261-6165. Reservations must be made by 7/18/2004 to assure the group rate and availability. After that date, the group rate will be granted on a "space available" basis.

### Register me for the "Resource Permitting: The Nuts and Bolts" Seminar

#### ONE LOCATION: (060) AMELIA ISLAND PLANTATION (AUGUST 19, 2004)

TO REGISTER OR ORDER COURSE BOOK/TAPES, BY MAIL, SEND THIS FORM TO: The Florida Bar, Jackie Werndli, 651 E. Jefferson Street, Tallahassee, FL 32399-2300 with a check in the appropriate amount payable to The Florida Bar or credit card information filled in below. If you have questions, call 850/561-5623. ON SITE REGISTRATION, ADD \$15.00. **On-site registration is by check only.**

Name \_\_\_\_\_ Florida Bar # \_\_\_\_\_

Address \_\_\_\_\_

City/State/Zip \_\_\_\_\_ Phone # \_\_\_\_\_

**JMW: Course No. 0132R  
(EL007)**

#### REGISTRATION FEE (CHECK ONE):

- Member of the Environmental & Land Use Law Section: \$40
- Attorney non-section member: \$65 (Includes section membership)
- Non-attorney, non-affiliate: \$90 (Includes section affiliate membership)

#### METHOD OF PAYMENT (CHECK ONE):

- Check enclosed made payable to The Florida Bar
- Credit Card (Advance registration only. Fax to 850/561-5816.)  MASTERCARD  VISA

Name on Card: \_\_\_\_\_ Card No. \_\_\_\_\_

Signature: \_\_\_\_\_ Exp. Date: \_\_\_\_/\_\_\_\_/\_\_\_\_ (MO./YR.)



- Please check here if you have a disability that may require special attention or services. To ensure availability of appropriate accommodations, attach a general description of your needs. We will contact you for further coordination.

## COURSE BOOK – AUDIOTAPES

Private taping of this program is not permitted. **Delivery time is 4 to 6 weeks after 8/19/2004. TO ORDER AUDIOTAPES OR COURSE BOOKS**, fill out the order form above, including a street address for delivery. **Please add sales tax to the price of tapes or books. Tax exempt entities must pay the non-section member price.**

\_\_\_\_\_ COURSE BOOK ONLY: Cost \$30 plus tax (EL001) TOTAL \$ \_\_\_\_\_

\_\_\_\_\_ AUDIOTAPES (includes course book)  
Cost: \$95 plus tax (section member), \$105 plus tax (non-section member) TOTAL \$ \_\_\_\_\_

**Certification/CLER credit is not awarded for the purchase of the course book only.**

Please include sales tax unless ordering party is tax-exempt or a nonresident of Florida. If this order is to be purchased by a tax-exempt organization, the course book/tapes must be mailed to that organization and not to a person. Include tax-exempt number beside organization's name on the order form.

Recyclable

h:\projects\coursbro\2page\2004\0132-en-04.pmd

**The Florida Bar  
651 E. Jefferson Street  
Tallahassee, FL 32399-2300**

PRSR-STD  
U.S. POSTAGE  
PAID  
TALLAHASSEE, FL  
Permit No. 43