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A bill to be entitled
 An act relating to public marinas and boat ramps; amending
 s. 403.814, F.S.; directing the Department of
 Environmental Protection to authorize local governments to
 construct and maintain public marinas and boat ramps;
 providing for the use of submerged lands; providing for
 regulatory criteria; exempting certain facilities from
 development-of-regional-impact review; providing a
 definition; prohibiting the sale of public marinas and
 boat ramps; providing for preemptive fees; specifying the
 use of such fees; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (12) is added to section 403.814,
 Florida Statutes, to read:

403.814 General permits; delegation.--

(12) The department shall adopt by rule a general permit
 providing regulatory and proprietary authorization to local
 governments for the construction and maintenance of public
 marina facilities and public boat ramps. Such facilities shall
 preempt no more than 50,000 square feet of sovereign submerged
 lands and shall be reviewed pursuant to the regulatory criteria
 set forth in s. 373.414. All public marina facilities
 constructed pursuant to this subsection must obtain Clean Marina
 Program status within a reasonable time after completion and
 must maintain such status for the life of the facility. Any
 public facility in compliance with the provisions of this

29 subsection shall not be required to undergo review as a
30 development of regional impact as long as the facility is
31 consistent with the comprehensive plan of the applicable local
32 government. For the purposes of this section, the term "public
33 facility" shall mean open to the public on a first-come, first-
34 served basis with a rental term not to exceed 1 year. No public
35 marina facility or boat ramp constructed pursuant to this
36 subsection shall be sold to a private entity. The state hereby
37 consents to the use of all state lands lying under water that
38 are necessary for the accomplishment of the purposes of this
39 subsection. Fees charged to local governments for preemption of
40 such state lands shall be as set forth in chapter 253 and shall
41 be used to promote boating access in the state.

42 Section 2. This act shall take effect July 1, 2005.