



# FLORIDA DEPARTMENT OF Environmental Protection

South District  
PO Box 2549  
Fort Myers FL 33902-2549  
SouthDistrict@FloridaDEP.gov

**Ron DeSantis**  
Governor

**Jeanette Nuñez**  
Lt. Governor

**Shawn Hamilton**  
Secretary

July 19, 2024

Lee County - Ehab Guirguis  
c/o Ehab Guirguis  
Lee County  
1500 Monroe St  
Fort Myers, FL 33901  
[Eguirguis@leegov.com](mailto:Eguirguis@leegov.com)

File No.:0142992-004 EE, Lee County

Dear Lee County - Ehab Guirguis:

On July 10, 2024, we received your request for verification of exemption to perform the following activities:

Project #004 To repair/replace existing public boardwalks in the same location and configuration (previously permitted; see permit no. 142992-003) as existed prior to Hurricane Ian on September 28, 2022 at 161, 198 & 199 Bay Rd, Fort Myers Beach, FL 33931, Parcel ID No. 3 PID's...see below, in a(n) mangrove wetlands, Class II Waters, Unclassified for shellfish harvesting, Section 19,20, Township 46 South, Range 24 East, Lee County.

Your request has been reviewed to determine whether it qualifies for (1) a regulatory exemption, (2) proprietary authorization (related to state-owned submerged lands), and (3) federal approval that may be necessary for work in wetlands or waters of the United States.

Your project did not qualify for the **federal review portion** of this verification request. Specifically, the activity is not covered by the State Programmatic General Permit. **Additional authorization must be obtained prior to commencement of the proposed activity.** This letter does not relieve you from the responsibility of obtaining other federal, state, or local authorizations that may be required for the activity. Please refer to the specific section(s) dealing with that portion of the review below for advice on how to proceed.

If you change the project from what you submitted, the authorization(s) granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make any changes.

[www.floridadep.gov](http://www.floridadep.gov)

If you have any questions regarding this matter, please contact us by telephone at (239) 344-5600 or by e-mail at [SouthDistrict@floridadep.gov](mailto:SouthDistrict@floridadep.gov).

### **1. Regulatory Review – VERIFIED**

Based on the information submitted, the Department has determined that the activity as proposed is exempt, under Section 373.406(6) of the Florida Statutes, from the need to obtain a regulatory permit under Part IV of Chapter 373 of the Florida Statutes. This determination is made because the activity, in consideration of its type, size, nature, location, use and operation, is expected to have only minimal or insignificant individual or cumulative adverse impacts on the water resources.

This exemption verification is based on the information you provided the Department and the statutes and rules in effect when the information was submitted. This verification may not be valid if site conditions materially change, the project design is modified, or the statutes or rules governing the exempt activity are amended. In the event you need to re-verify the exempt status for the activity, a new request and verification fee will be required. Any substantial modifications to the project design should be submitted to the Department for review, as changes may result in a permit being required.

3. When performed in waters accessible to federally- or state-listed aquatic species, such as manatees, marine turtles, smalltooth sawfish, and Gulf sturgeon, all in-water work shall comply with the following.

- a. All vessels associated with the project shall operate at “Idle Speed/No Wake” at all times while in the work area and where the draft of the vessels provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.
- b. All deployed siltation or turbidity barriers shall be properly secured, monitored, and maintained to prevent entanglement or entrapment of listed species.
- c. All in-water activities, including vessel operation, must be shut down if a listed species comes within 50 feet of the work area. Activities shall not resume until the animal(s) has moved beyond a 50-foot radius of the in-water work, or until 30 minutes elapses since the last sighting within 50 feet. Animals must not be herded away or harassed into leaving. All on-site project personnel are responsible for observing water-related activities for the presence of listed species.
- d. Any listed species that is killed or injured by work associated with activities performed shall be reported immediately to the Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1(888)404-3922 and [ImperiledSpecies@myFWC.com](mailto:ImperiledSpecies@myFWC.com). Copies of incorporated materials identified above may be obtained from the Agency, as described in subsection 62-330.010(5), F.A.C.

## **2. Proprietary Review - GRANTED**

The Department acts as staff to the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees) and issues certain authorizations for the use of sovereign submerged lands. The Department has the authority to review activities on sovereign submerged lands under Chapters 253 and 258 of the Florida Statutes, and Chapters 18-18, 18-20, and 18-21, Florida Administrative Code, as applicable.

The activity appears to be located on sovereign submerged lands owned by the Board of Trustees. The activity is not exempt from the need to obtain the applicable proprietary authorization. As staff to the Board of Trustees, the Department has reviewed the activity described above, and has determined that the activity qualifies for a letter of consent under Rule 18-21.005(1)(c), Florida Administrative Code, and Section 253.77 of the Florida Statutes to construct and use the activity on the specified sovereign submerged lands and as long as the work performed is located within the boundaries as described herein and is consistent with the terms and conditions herein.

During this term of this Letter of consent you shall maintain satisfactory evidence of sufficient upland interest as required by paragraph 18-21.004(3)(b), Florida Administrative Code. If such interest is terminated or the Board of Trustees determines that such interest did not exist on the date of issuance of this Letter of Consent, this Letter of Consent may be terminated by the Board of Trustees at its sole option. If the Board of Trustees terminates this Letter of Consent, you agree not to assert a claim or defense against the Board of Trustees arising out of this Letter of Consent.

### **Special Consent Conditions**

1. The applicant agrees to indemnify, defend and hold harmless the Board of Trustees and the State of Florida from all claims, actions, lawsuits and demands in any form arising out of the authorization to use sovereignty submerged lands or the applicant's use and construction of structures on sovereignty submerged lands. This duty to indemnify and hold harmless will include any and all liabilities that are associated with the structure or activity including special assessments or taxes that are now or in the future assessed against the structure or activity during the period of the authorization.
2. Failure by the Board of Trustees to enforce any violation of a provision of the authorization or waiver by the Board of Trustees of any provision of the authorization will not invalidate the provision not enforced or waived, nor will the failure to enforce or a waiver prevent the Board of Trustees from enforcing the unenforced or waived provision in the event of a violation of that provision.
3. Applicant binds itself and its successors and assigns to abide by the provisions and conditions set forth in the authorization. If the applicant or its successors or assigns fails or refuses to comply with the provisions and conditions of the authorization, the authorization may be terminated by the Board of Trustees after written notice to the applicant or its successors or assigns. Upon receipt of such notice, the applicant or its successors or assigns will have thirty

(30) days in which to correct the violations. Failure to correct the violations within this period will result in the automatic revocation of this authorization.

4. All costs incurred by the Board of Trustees in enforcing the terms and conditions of the authorization will be paid by the applicant. Any notice required by law will be made by certified mail at the address shown on page one of the authorization. The applicant will notify the Board of Trustees in writing of any change of address at least ten days before the change becomes effective.
5. This authorization does not allow any activity prohibited in a conservation easement or restrictive covenant that prohibits the activity.

### **General Conditions for Authorizations for Activities**

All authorizations granted by rule or in writing under Rule 18-21.005, F.A.C., except those for geophysical testing, shall be subject to the general conditions as set forth in paragraphs (a) through (i) below. The general conditions shall be part of all authorizations under this chapter, shall be binding upon the grantee, and shall be enforceable under Chapter 253 or 258, Part II, F.S.

- (a) Authorizations are valid only for the specified activity or use. Any unauthorized deviation from the specified activity or use and the conditions for undertaking that activity or use shall constitute a violation. Violation of the authorization shall result in suspension or revocation of the grantee's use of the sovereignty submerged land unless cured to the satisfaction of the Board.
- (b) Authorizations convey no title to sovereignty submerged land or water column, nor do they constitute recognition or acknowledgment of any other person's title to such land or water.
- (c) Authorizations may be modified, suspended or revoked in accordance with their terms or the remedies provided in Sections 253.04 and 258.46, F.S., or Chapter 18-14, F.A.C.
- (d) Structures or activities shall be constructed and used to avoid or minimize adverse impacts to sovereignty submerged lands and resources.
- (e) Construction, use, or operation of the structure or activity shall not adversely affect any species which is endangered, threatened or of special concern, as listed in Rules 68A-27.003, 68A-27.004, and 68A-27.005, F.A.C.
- (f) Structures or activities shall not unreasonably interfere with riparian rights. When a court of competent jurisdiction determines that riparian rights have been unlawfully affected, the structure or activity shall be modified in accordance with the court's decision.
- (g) Structures or activities shall not create a navigational hazard. Structures shall be maintained in a functional condition and shall be repaired or removed if they become dilapidated to such an extent that they are no longer functional. This shall not be construed to prohibit the repair or replacement subject to the provisions of Rule 18-21.005,

F.A.C., within one year, of a structure damaged in a discrete event such as a storm, flood, accident, or fire.

Structures or activities shall be constructed, operated, and maintained solely for water dependent purposes, or for non-water dependent activities.

### **3. Federal Review - SPGP NOT APPROVED**

Your proposed activity as outlined on your application and attached drawings does not qualify for Federal authorization pursuant to the State Programmatic General Permit and a SEPARATE permit or authorization shall be required from the Corps. You must apply separately to the Corps using their *APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT*, ENG FORM 4345, or alternative as allowed by their regulations. More information on Corps permitting may be found online in the Jacksonville District Regulatory Division Source Book at: <https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book/>.

Authority for review an agreement with the USACOE entitled “Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection, or Duly Authorized Designee, State Programmatic General Permit”, Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

### **Additional Information**

Please retain this letter. The activities may be inspected by authorized state personnel in the future to ensure compliance with appropriate statutes and administrative codes. If the activities are not in compliance, you may be subject to penalties under Chapter 373, F.S., and Chapter 18-14, F.A.C.

### **NOTICE OF RIGHTS**

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application.

#### Petition for Administrative Hearing

A person whose substantial interests are affected by the Department’s action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

(a) The name and address of each agency affected and each agency’s file or identification number, if known;

(b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;

(c) A statement of when and how the petitioner received notice of the agency decision;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;

(f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at [Agency\\_Clerk@dep.state.fl.us](mailto:Agency_Clerk@dep.state.fl.us). Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

#### Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you do not publish notice of this action, this waiver will not apply to persons who have not received written notice of this action.

### Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at [Agency\\_Clerk@dep.state.fl.us](mailto:Agency_Clerk@dep.state.fl.us), before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

### Mediation

Mediation is not available in this proceeding.

### FLAWAC Review

The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000) and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within 30 days from the date this action is filed with the Clerk of the Department.

Executed in Lee County, Florida

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



Michael Baker  
Environmental Administrator  
South District

**Enclosures:**

17 Project drawings  
373.406(6)

**CERTIFICATE OF SERVICE**

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments, including all copies, were sent to the addressee and to the following listed persons:

U.S. Army Corps of Engineers, Fort Myers Office, [fdep.other@usace.army.mil](mailto:fdep.other@usace.army.mil)

**FILING AND ACKNOWLEDGMENT**

FILED, on this date, pursuant to Section 120.52(7), F.S., with the designated Department clerk, receipt of which is hereby acknowledged.

  
\_\_\_\_\_  
Clerk

July 19, 2024  
\_\_\_\_\_  
Date



**EXEMPT**

File Number:  
0142992-004 EE

# CONSTRUCTION PLANS

FOR



## MATANZAS PASS PRESERVE VARIOUS BOARDWALK REPAIRS

FEMA DI : 1291129

FEMA PROJECT # : 719532

SECTION 19, 20, TOWNSHIP 46 S., RANGE 24 E.

LEE COUNTY, FLORIDA

### INDEX OF PLANS

SHEET NO.	DESCRIPTION
C01	COVER
C02	GENERAL NOTES & ABBREVIATIONS
C03	AERIAL KEY MAP
C04 - C06	FLUCFCS AND PSS MAP
C07	SOILS MAP
C08	EROSION CONTROL PLAN
C09 - C17	SITE PLAN



PROJECT LOCATION

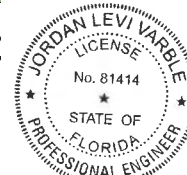
This item has been digitally signed and sealed by Jordan L. Varble, P.E., on the date adjacent to the seal.

Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies.

### LOCATION MAP

0 1000 2000 4000  
INTENDED DISPLAY SCALE:  
22"x34" PLAN 1"=2000'  
11"x17" PLAN 1"=4000'

JULY 2024



DESIGNED BY: JOHNSON ENGINEERING INC,  
dnQualifier=A0141  
OC0000017D9506E  
DF600003491,  
cn=Jordan Varble  
2024.07.10  
08:54:56 -04'00'



WELER ENGINEERING CORP.  
201 WEST MARION AVENUE SUITE  
1306 PUNTA GORDA, FLORIDA 33950  
PHONE: (941) 505-1700  
FAX: (941) 505-1702



JOHNSON ENGINEERING, INC.  
2122 JOHNSON STREET  
FORT MYERS, FLORIDA 33901  
PHONE: (239) 334-0046  
E.B. #642 & L.B. #642

REGISTERED PROFESSIONAL ENGINEER  
FLORIDA LICENSE NO. 81414

JORDAN LEVI VARBLE, PE

DATE



NOTICE TO ALL CONTRACTORS  
IT'S THE LAW IN FLORIDA  
2 BUSINESS DAYS BEFORE  
YOU DIG  
CALL SURVIVOR  
1-800-452-4770  
STATE COURTESY & CITES  
ARE "NOT" PART OF THE  
ONE CALL SYSTEM THEY  
MUST BE CALLED  
INDIVIDUALLY.

### OWNER

LEE COUNTY  
2115 SECOND ST  
FORT MYERS, FL 33901  
PHONE: (239) 533-2221  
FAX: (239) 485-2262

### SITE ADDRESS

199 BAY RD,  
FORT MYERS BEACH, FL 33931

### STRAP NUMBERS

19-46-24-W3-00024.0000  
19-46-24-W3-00201.0010  
20-46-24-W4-00003.0000

### SIZE OF PARCEL

53.87 ACRES

### ZONING

TOWN OF FORT MYERS BEACH

### BOARD OF COUNTY COMMISSIONERS

KEVIN RUANE	DISTRICT 1
CECIL PENDERGRASS	DISTRICT 2
RAY SANDELLI	DISTRICT 3
BRIAN HAMMAN	DISTRICT 4
FRANK MANN	DISTRICT 5

### COUNTY MANAGER

DAVE HARNER

### ASSISTANT COUNTY MANAGER

PETER WINTON  
CHRISTINE BRADY  
GLEN SALYER  
MARC MORA  
ROBERT CODIE

### FACILITIES CONSTRUCTION & MANAGEMENT

EHAB GUIRGUIS, P.E.





**EXEMPT**

File Number:  
0142992-004 EE



0 25 50 100  
 INTENDED DISPLAY SCALE:  
 22"x34" PLAN 1"=50'  
 11"x17" PLAN 1"=100'

1. PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP

LEGEND	
<span style="display:inline-block; width:15px; height:10px; background-color:blue; border:1px solid black;"></span>	AREA TO REMAIN (MINOR REPAIRS)
<span style="display:inline-block; width:15px; height:10px; background-color:red; border:1px solid black;"></span>	AREA TO BE REPLACED

**JOHNSON ENGINEERING**

JOHNSON ENGINEERING, INC.  
 2122 JOHNSON STREET  
 FORT WERTS, FLORIDA 33601  
 PHONE: (813) 336-0345  
 E.O. 11912 & L.B. 4942



WELER ENGINEERING CORP.  
 201 WEST MARION AVENUE, SUITE  
 1306 PLANTA GORDA, FLORIDA 33569  
 PHONE: (615) 506-1700  
 FAX: (615) 506-1702

STATE LICENSE NO. 14014  
 FL LICENSE NO. 001114



**MATANZAS PASS  
 PRESERVE VARIOUS  
 BOARDWALK REPAIRS  
 LEE COUNTY, FLORIDA**

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
 PROJECT NO. 20236180-000  
 FILE NO. 19\_20-46-24  
 SCALE: AS SHOWN

AERIAL KEY MAP

SHEET NUMBER  
**C03**



# EXEMPT

File Number:  
0142992-004 EE

## MATANZAS PASS



0 15 30 60

INTENDED DISPLAY SCALE:  
22"x34" PLAN 1"=30'  
11"x17" PLAN 1"=60'

1. PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP
2. FLUCFCS INFORMATION FROM FDEP ERP NO. 0142992-003 EI



NO.	DATE	DESCRIPTION	BY	CHKD

### JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
2122 JOHNSON STREET  
FORT WERTH, FLORIDA 33601  
PHONE: (817) 336-0345  
E.O. 11246 & 11416



WELER ENGINEERING CORP.  
201 WEST MARION AVENUE, SUITE  
1306 PLANTA GORDA, FLORIDA 33509  
PHONE: (641) 505-1700  
FAX: (641) 505-1702

Special Use Maps of  
FL Counties No. 0142992-004 EE



### MATANZAS PASS PRESERVE VARIOUS BOARDWALK REPAIRS LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20238180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

### FLUCFCS AND PSS MAP

SHEET NUMBER  
**C04**







# EXEMPT

File Number:  
0142992-004 EE



0 25 50 100  
INTENDED DISPLAY SCALE:  
22"X34" PLAN 1"=50'  
11"X17" PLAN 1"=100'

1. PARCEL LINES OBTAINED FROM  
LEE COUNTY PROPERTY  
APPRAISER GIS MAP

NRCS SOILS		
Soil ID	Description	Hydric Status
4	Canaveral Fine Sand - Urban Land Complex, 0 to 2 percent slopes	Non-Hydric
5	Captiva Fine Sand, frequently ponded, 0 to 1 percent slopes	Hydric
24	Kesson Fine Sand, tidal, 0 to 1 percent slopes	Hydric
100	Waters of the Gulf of Mexico	

**JOHNSON ENGINEERING**

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2122 JOHNSON STREET  
FORT WERS, FLORIDA 38901  
PHONE: (239) 336-0345  
E.O. 9812 & L.B. 4942



WELER ENGINEERING CORP.  
201 WEST MARION AVENUE, SUITE  
1306 PLANTA GORDIA, FLORIDA 33950  
PHONE: (841) 506-1700  
FAX: (841) 506-1702

Soil ID: 100  
Scale: 1"=100'



**MATANZAS PASS  
PRESERVE VARIOUS  
BOARDWALK REPAIRS  
LEE COUNTY, FLORIDA**

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20238180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

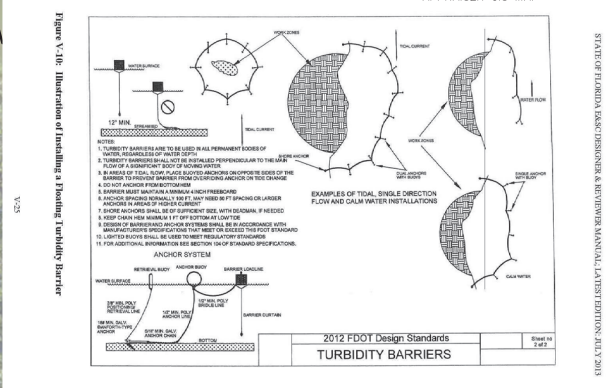
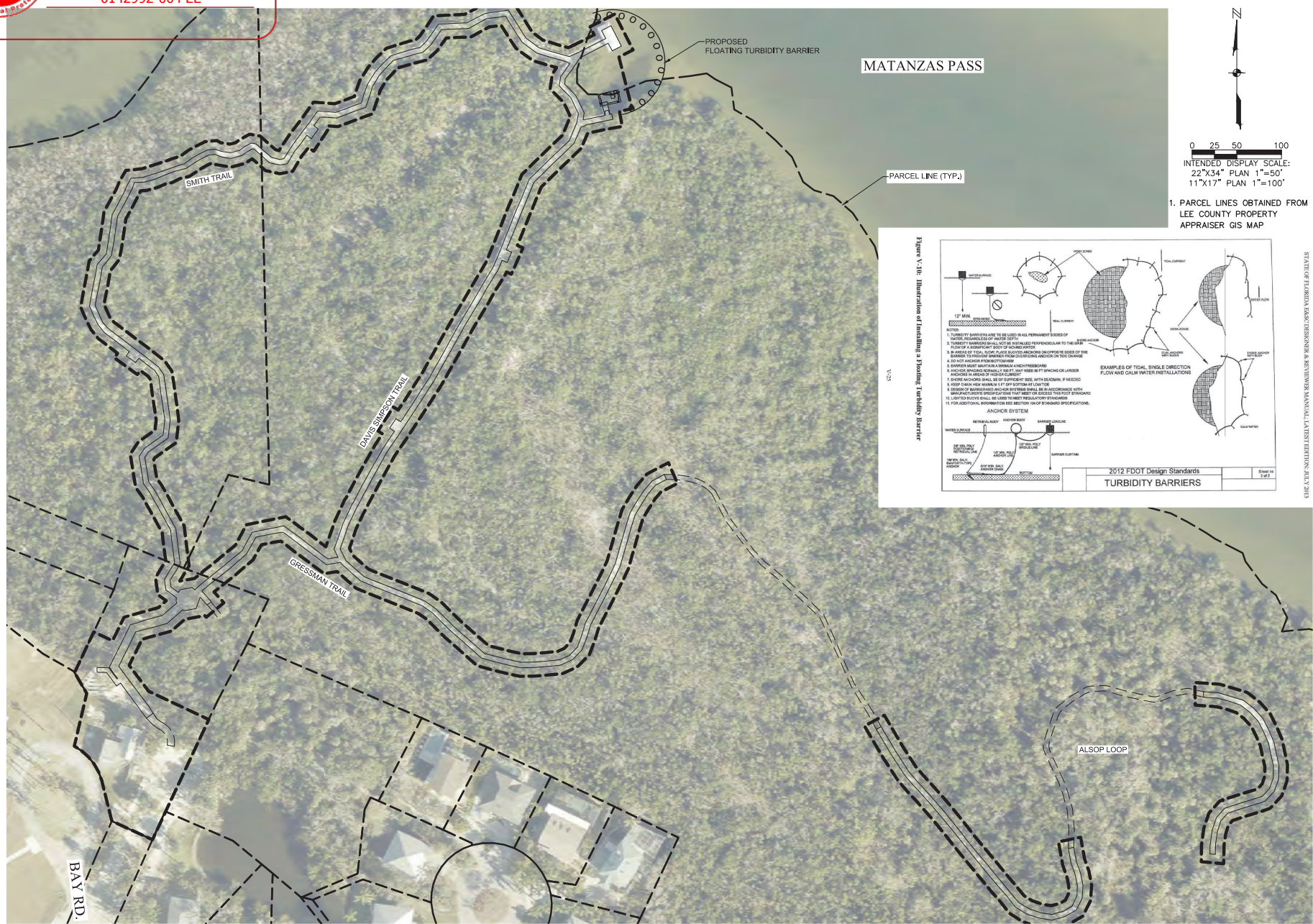
SOILS MAP

SHEET NUMBER  
**C07**



# EXEMPT

File Number:  
0142992-004 EE



### JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
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FORT WERTS, FLORIDA 33601  
PHONE: (239) 336-0345  
E.O. 11232 & 118-6842



WELER ENGINEERING CORP.  
201 WEST MARION AVENUE, SUITE  
1306 PLANTA GORDA, FLORIDA 33509  
PHONE: (641) 505-1700  
FAX: (641) 505-1702

STATE OF FLORIDA  
Special Use License # 11114  
Professional Seal # 11114



MATANZAS PASS  
PRESERVE VARIOUS  
BOARDWALK REPAIRS  
LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20236180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

EROSION CONTROL PLAN

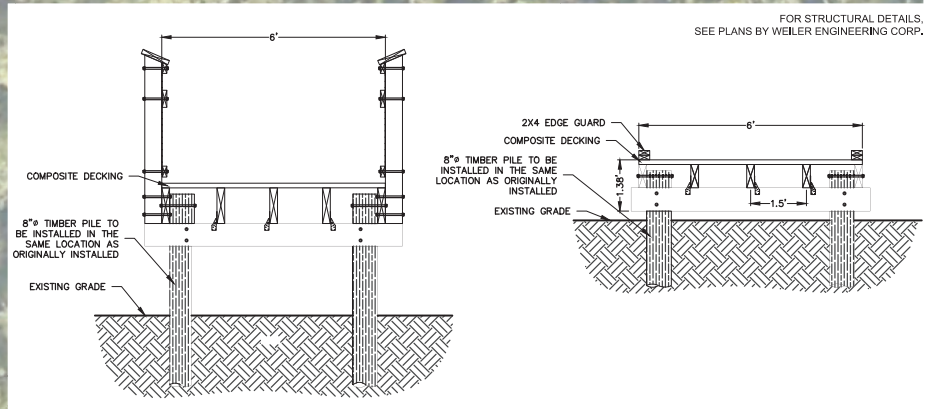
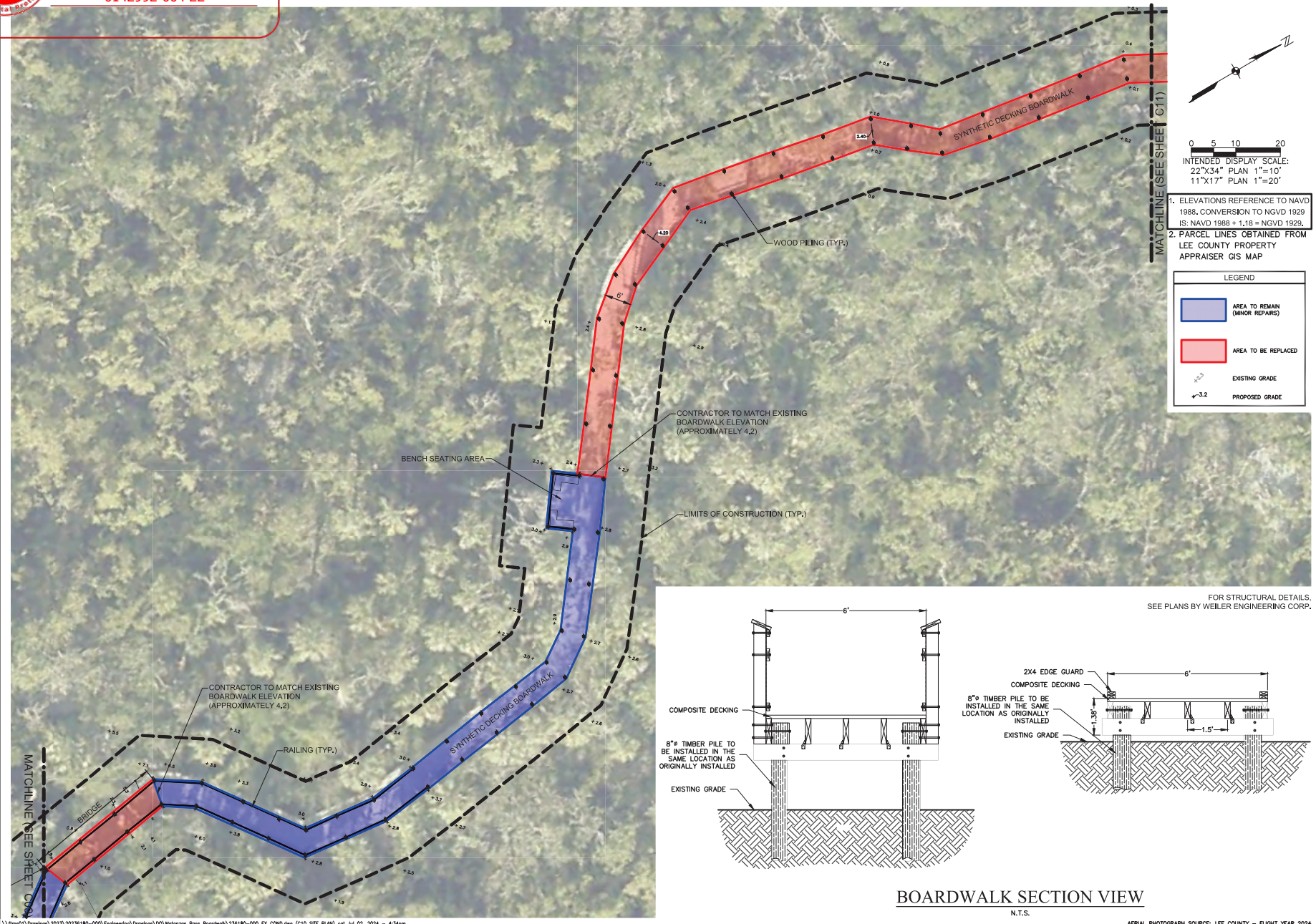
SHEET NUMBER  
**C08**





# EXEMPT

File Number:  
0142992-004 EE



**BOARDWALK SECTION VIEW**  
N.T.S.

**JOHNSON ENGINEERING**

JOHNSON ENGINEERING, INC.  
2122 JOHNSON STREET  
FORT WESS, FLORIDA 33901  
PHONE: (239) 336-0345  
E.O. 11915 & L.B. 4962



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1306 PLANTA GORDA, FLORIDA 33969  
PHONE: (841) 506-1700  
FAX: (841) 506-1702

1. ELEVATIONS REFERENCE TO NAVD 1988, CONVERSION TO NGVD 1929 IS: NAVD 1988 + 1.18 = NGVD 1929.  
2. PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP



**MATANZAS PASS PRESERVE VARIOUS BOARDWALK REPAIRS LEE COUNTY, FLORIDA**

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20238180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

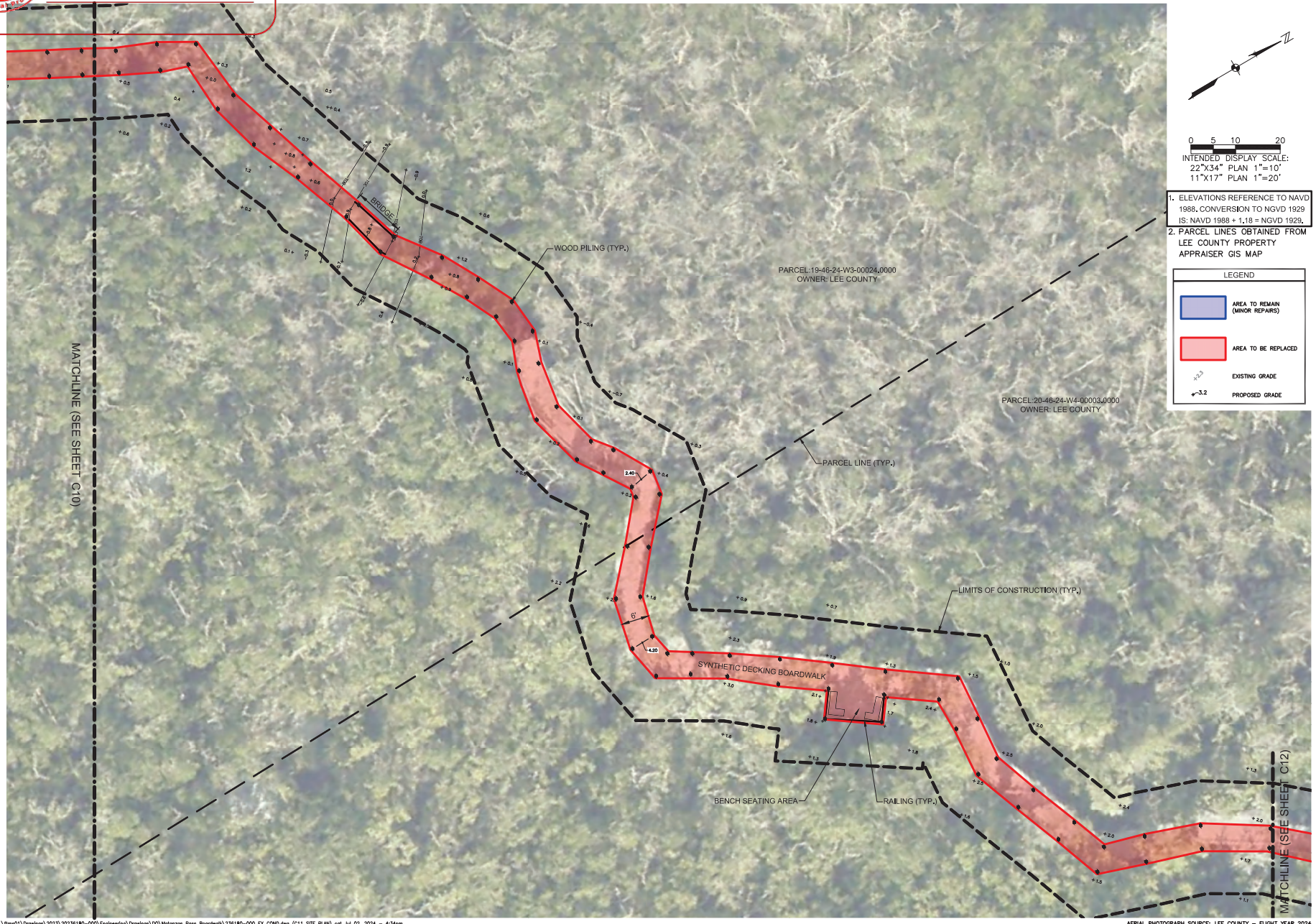
SITE PLAN

SHEET NUMBER  
**C10**



# EXEMPT

File Number:  
0142992-004 EE



0 5 10 20  
INTENDED DISPLAY SCALE:  
22"X34" PLAN 1"=10'  
11"X17" PLAN 1"=20'

1. ELEVATIONS REFERENCE TO NAVD 1988, CONVERSION TO NGVD 1929 IS: NAVD 1988 + 1.18 = NGVD 1929.
2. PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP

LEGEND	
	AREA TO REMAIN (MINOR REPAIRS)
	AREA TO BE REPLACED
	EXISTING GRADE
	PROPOSED GRADE

### JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
2122 JOHNSON STREET  
FORT WESS, FLORIDA 33901  
PHONE: (239) 336-0345  
E.O. 11912 & L.B. 4642



WELER ENGINEERING CORP.  
201 WEST MARION AVENUE, SUITE  
1306 PLANTA GORDA, FLORIDA 33509  
PHONE: (641) 505-1700  
FAX: (641) 505-1702

SPECIAL LEE COUNTY FILE #  
FILE NUMBER: 0010114



MATANZAS PASS  
PRESERVE VARIOUS  
BOARDWALK REPAIRS  
LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20236180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

SITE PLAN

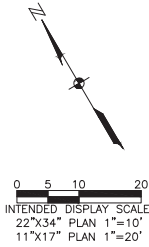
SHEET NUMBER

C11



# EXEMPT

File Number:  
0142992-004 EE



- ELEVATIONS REFERENCE TO NAVD 1988, CONVERSION TO NGVD 1929 IS: NAVD 1988 + 1.18 = NGVD 1929.
- PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP

### JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
2122 JOHNSON STREET  
FORT WYERS, FLORIDA 33901  
PHONE: (239) 336-0345  
E.O. 11912 & L.B. 8622



WELER ENGINEERING CORP.  
201 WEST MARION AVENUE, SUITE  
1306 PLANTA GORDA, FLORIDA 33950  
PHONE: (841) 506-1700  
FAX: (841) 506-1702

SPECIAL LEE COUNTY PROJECT #  
FL License No. 001114



MATANZAS PASS  
PRESERVE VARIOUS  
BOARDWALK REPAIRS  
LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20238180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

SITE PLAN

SHEET NUMBER

## C12



# EXEMPT

File Number:  
0142992-004 EE



0 5 10 20  
 INTENDED DISPLAY SCALE:  
 22"x34" PLAN 1"=10'  
 11"x17" PLAN 1"=20'

1. ELEVATIONS REFERENCE TO NAVD 1988, CONVERSION TO NGVD 1929 IS: NAVD 1988 + 1.18 = NGVD 1929.
2. PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP

## JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
 2122 JOHNSON STREET  
 FORT MYERS, FLORIDA 33901  
 PHONE: (239) 336-0345  
 E.B. #002 & L.B. #042



WELER ENGINEERING CORP.  
 201 WEST MARION AVENUE, SUITE  
 1306 PLANTA GORDA, FLORIDA 33969  
 PHONE: (841) 506-1700  
 FAX: (841) 505-1702

SCALE: SEE SHEET #1  
 FL PROJECT NO. 20238180-004



MATANZAS PASS  
 PRESERVE VARIOUS  
 BOARDWALK REPAIRS  
 LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
 PROJECT NO. 20238180-000  
 FILE NO. 19\_20-46-24  
 SCALE: AS SHOWN

LEGEND	
	AREA TO REMAIN (MINOR REPAIRS)
	AREA TO BE REPLACED
	EXISTING GRADE
	PROPOSED GRADE

SITE PLAN

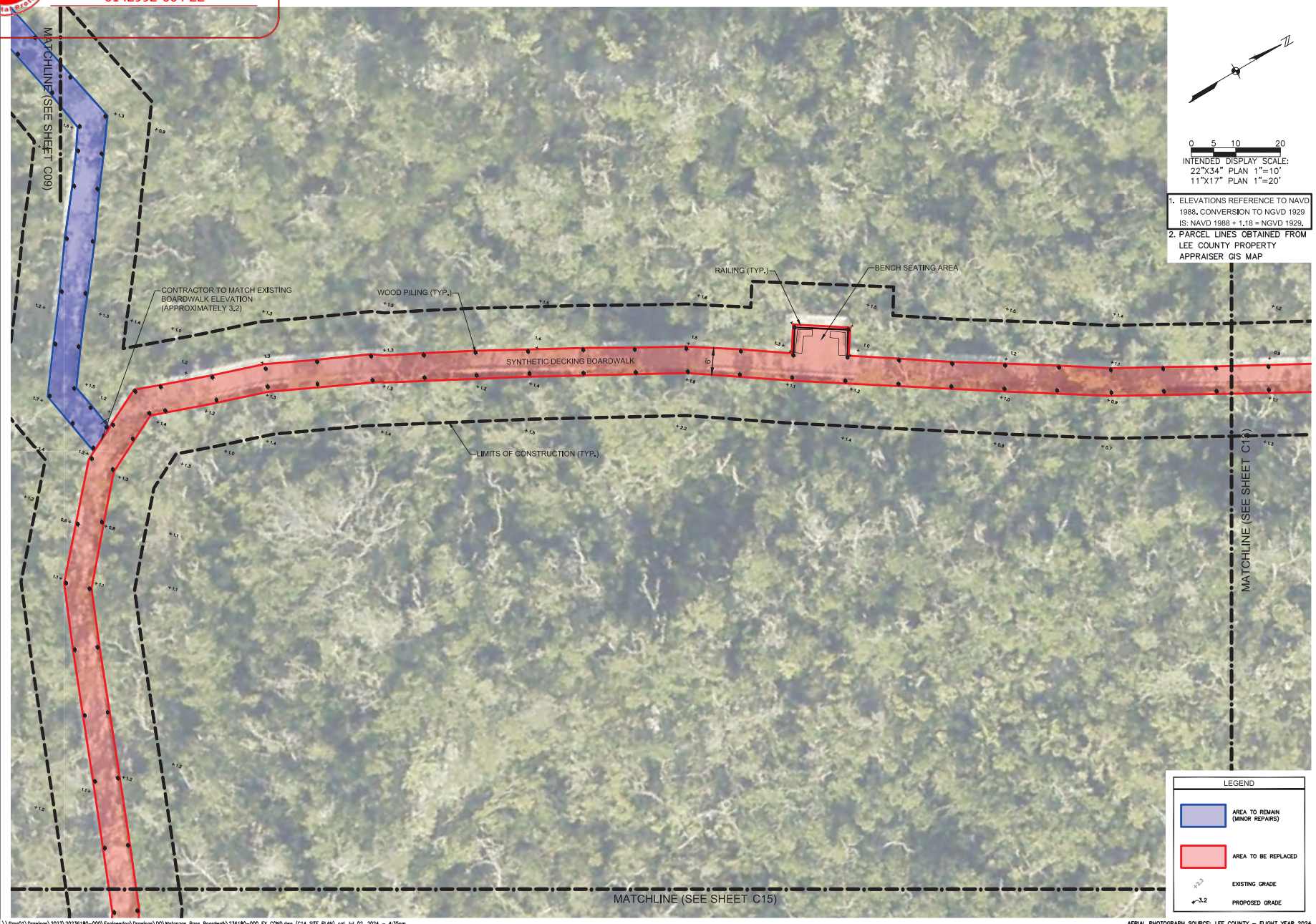
SHEET NUMBER

C13



# EXEMPT

File Number:  
0142992-004 EE



0 5 10 20  
 INTENDED DISPLAY SCALE:  
 22"X34" PLAN 1"=10'  
 11"X17" PLAN 1"=20'

1. ELEVATIONS REFERENCE TO NAVD 1988, CONVERSION TO NGVD 1929 IS: NAVD 1988 + 1.18 = NGVD 1929.
2. PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP

## JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
 2122 JOHNSON STREET  
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 E.O. 11912 & L.B. 4962



WELER ENGINEERING CORP.  
 201 WEST MARION AVENUE, SUITE  
 1306 PLANTA GORDA, FLORIDA 33909  
 PHONE: (841) 505-1700  
 FAX: (841) 505-1702

SHEET C15 MATCHLINE (SEE SHEET C14)



MATANZAS PASS  
 PRESERVE VARIOUS  
 BOARDWALK REPAIRS  
 LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
 PROJECT NO. 20236180-000  
 FILE NO. 19\_20-46-24  
 SCALE: AS SHOWN

LEGEND	
	AREA TO REMAIN (MINOR REPAIRS)
	AREA TO BE REPLACED
	EXISTING GRADE
	PROPOSED GRADE

SITE PLAN

SHEET NUMBER

C14



# EXEMPT

File Number:  
0142992-004 EE

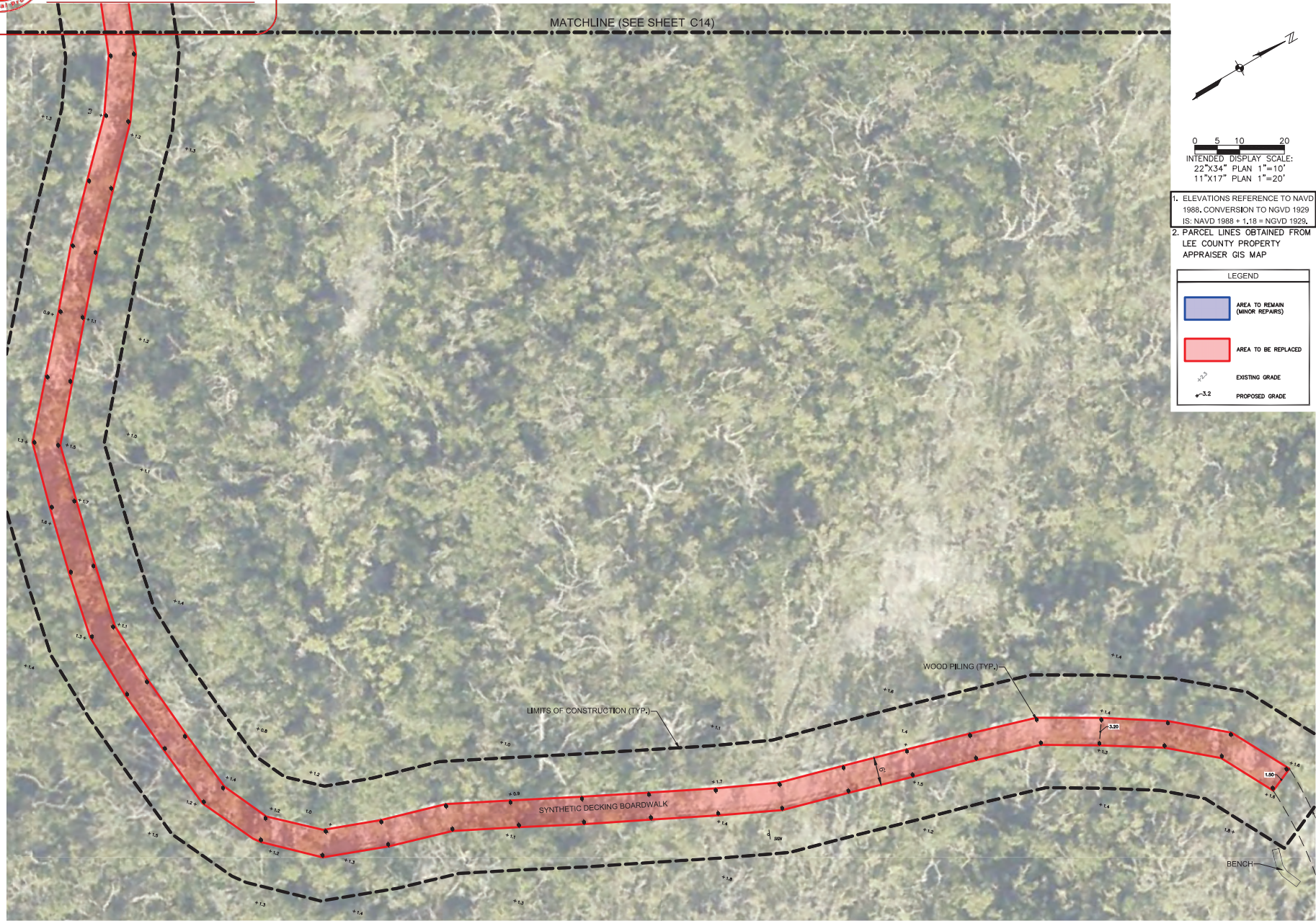
MATCHLINE (SEE SHEET C14)



0 5 10 20  
INTENDED DISPLAY SCALE:  
22"X34" PLAN 1"=10'  
11"X17" PLAN 1"=20'

1. ELEVATIONS REFERENCE TO NAVD 1988, CONVERSION TO NGVD 1929 IS: NAVD 1988 + 1.18 = NGVD 1929.
2. PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP

LEGEND	
	AREA TO REMAIN (MINOR REPAIRS)
	AREA TO BE REPLACED
	EXISTING GRADE
	PROPOSED GRADE



### JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
2122 JOHNSON STREET  
FORT WESS, FLORIDA 38901  
PHONE: (293) 336-0345  
E.O. 11915 & L.B. 4642

WELER ENGINEERING CORP.  
201 WEST MARION AVENUE SUITE  
1306 PLANTA GORDA, FLORIDA 33509  
PHONE: (641) 505-1702  
FAX: (641) 505-1702

WELER ENGINEERING CORP.  
201 WEST MARION AVENUE SUITE  
1306 PLANTA GORDA, FLORIDA 33509  
PHONE: (641) 505-1702  
FAX: (641) 505-1702

Special License No. 10114  
Professional Engineer  
FL License No. 10114



MATANZAS PASS  
PRESERVE VARIOUS  
BOARDWALK REPAIRS  
LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20238180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

SITE PLAN

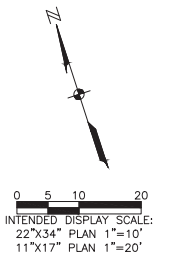
SHEET NUMBER

C15



# EXEMPT

File Number:  
0142992-004 EE



- ELEVATIONS REFERENCE TO NAVD 1988, CONVERSION TO NGVD 1929 IS: NAVD 1988 + 1.18 = NGVD 1929.
- PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP

### JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
2122 JOHNSON STREET  
FORT MYERS, FLORIDA 33901  
PHONE: (239) 336-0345  
E.O. 11915 & L.B. 8622



WELER ENGINEERING CORP.  
201 WEST MARION AVENUE, SUITE  
1306 PLANTA GORDA, FLORIDA 33950  
PHONE: (813) 506-1700  
FAX: (813) 506-1702

Special Use Notice of Intent  
FL License No. 000141



MATANZAS PASS  
PRESERVE VARIOUS  
BOARDWALK REPAIRS  
LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20238180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

SITE PLAN

SHEET NUMBER  
**C16**



# EXEMPT

File Number:  
0142992-004 EE



0 5 10 20  
INTENDED DISPLAY SCALE:  
22"X34" PLAN 1"=10'  
11"X17" PLAN 1"=20'

1. ELEVATIONS REFERENCE TO NAVD 1988, CONVERSION TO NGVD 1929 IS: NAVD 1988 + 1.18 = NGVD 1929.
2. PARCEL LINES OBTAINED FROM LEE COUNTY PROPERTY APPRAISER GIS MAP

LEGEND	
	AREA TO REMAIN (MINOR REPAIRS)
	AREA TO BE REPLACED
	EXISTING GRADE
	PROPOSED GRADE

### JOHNSON ENGINEERING

JOHNSON ENGINEERING, INC.  
2122 JOHNSON STREET  
FORT MYERS, FLORIDA 33901  
PHONE: (239) 336-0345  
F.O.B. #902 & L.B. #942



WELER ENGINEERING CORP.  
201 WEST MARION AVENUE, SUITE  
1306 PLANTA GORDA, FLORIDA 33909  
PHONE: (841) 505-1700  
FAX: (841) 505-1702

SCALE: 1/8" = 1'-0"  
DATE: 07/24/24



MATANZAS PASS  
PRESERVE VARIOUS  
BOARDWALK REPAIRS  
LEE COUNTY, FLORIDA

NO.	DATE	DESCRIPTION

DATE: JULY 2024  
PROJECT NO. 20238180-000  
FILE NO. 19\_20-46-24  
SCALE: AS SHOWN

SITE PLAN

SHEET NUMBER

C17

**Title XXVIII**  
NATURAL RESOURCES;  
CONSERVATION, RECLAMATION,  
AND USE

**Chapter 373**  
WATER RESOURCES

**373.406 Exemptions. – The following exemptions shall apply:**

(6) Any district or the department may exempt from regulation under this part those activities that the district or department determines will have only minimal or insignificant individual or cumulative adverse impacts on the water resources of the district. The district and the department are authorized to determine, on a case-by-case basis, whether a specific activity comes within this exemption. Requests to qualify for this exemption shall be submitted in writing to the district or department, and such activities shall not be commenced without a written determination from the district or department confirming that the activity qualifies for the exemption.