

**Butler Chain of Lakes Advisory Board
Windermere Water and Navigation Control District (WWNCD)
Regular Meeting
Orange County - Windermere Library
August 19, 2013**

Board Members Present: Cheryl Miller (Chair), Ann Connolly (Vice Chairperson)
Jason Fulmer, Ijaz Ahmed

Board Members Absent: Robert Binkley

Staff & Guests: Sergio Duarte, Orange County Environmental Protection Division (EPD),

Residents: Lori Bradford, Molly Rose, Russ Blackwell and Dick Radkewich

I. Call to Order:

With a quorum present, Cheryl Miller called the meeting of the Butler Chain of Lakes Advisory Board (BCLAB) to order at 6:05 p.m.

II. Approval of the July 15, 2013 Meeting Minutes:

Upon a motion by Ijaz Ahmed, seconded by Jason Fulmer, with Robert Binkley being absent, and carried with all present members voting AYE by voice vote; the Advisory Board approved the July 15, 2013 meeting minutes as presented.

III. Butler Marine Patrol Report:

Monthly Marine Patrol Report

Mr. Duarte presented the following report for July 2013:

Total Patrol Hours	198
Uniform Boating Citations	4
Warnings Issued	58
Vessels inspected	163
Disabled Vessels Assisted	4

IV. EPD Report:

- 1) **Special “Permit Discussion Meeting” with EPD on August 7, 2013:** Chair Miller discussed the results of the meeting with EPD on the: (1) Rubin et al & Private Lake Channels, (2) the potential permit rights on three lots between Lake Cypress (Estes) and Butler, and (3) the unpermitted ski courses at Lake Down and south Lake Tibet.

Mr. Duarte stated that the Rubin et al channel was inspected by the Butler Patrol and that a Keene’s Pointe resident made a video-clip of the condition of the channel on August 6, 2013. Mr. Duarte stated that the channel width and markers are in compliance with the EPD permit conditions. Mr. Duarte added that the signs at the entrance of the Private Lake channel were also found above the water and in good condition.

Mr. Duarte stated that he and Tim Hull (EPD Permitting and Compliance) inspected, on August 6, 2013, the wetland between Lake Cypress and Lake Butler. Specifically, the entire southwest edge of the wetland which comprises all of Parcel Identification (PID 24-23-27-0000-00-037 was investigated.

Additionally, a portion of the wetland adjacent to Lake Cypress where it divides PID 24-23-27-0000-00-037 to the north from PID 24-23-27-9009-00-0160 to the south was also reviewed. The portion of the wetland between these two PIDs is where it was dry land. The rest of the wetland appeared to have varying water depths.

Lori Bradford stated that per conversation with the property owner (James Phillips) the dry area adjacent to Lake Cypress used to be a road that went from Lake Cypress to Lake Butler, and that some of the low areas between Lake Cypress and Lake Butler were excavated as a pond during the citrus groves times.

Dick Radkewich stated that several of his questions were not addressed at the EPD meeting on August 7, 2013, and that he is scheduled to have a meeting with Neal Thomas (EPD - Permitting and Compliance Manager) on August 28, 2013.

The Advisory Board discussed the potential permit rights on the 3 lots between Lake Cypress (Estes) and Lake Butler; and recommended to verify with the South Florida Water Management District (SFWMD) what areas of the existing Conservation Easement (between Lake Cypress (Estes) and Lake Butler) are consider navigable under state regulations.

Upon a motion by Jason Fulmer, seconded by Ijaz Ahmed, with Robert Binkley being absent, and carried with all present members voting AYE by voice vote; the Advisory Board recommended to verify with SFWMD what areas of the conservation easement between Lake Cypress (Estes) and Lake Butler are consider navigable under state regulations.

- 2) **Resolution: Final Draft Butler Chain of Lakes Newsletter & Refrigerator Magnet:** Mr. Duarte presented the final draft of the WWNCD /Butler Chain of Lakes Newsletter and Refrigerator Magnet, and stated that Pride Enterprises submitted the lowest quote to print 9,420 newsletters in the amount ~ \$8K including mailing expenditures.

Upon a motion by Ijaz Ahmed, seconded by Jason Fulmer, with Robert Binkley being absent, and carried with all present members voting AYE by voice vote; the Advisory Board approved expenditure up to \$8,000 to cover the printing of 9,420 WWNCD /Butler Chain of Lakes newsletter, refrigerator magnet and postage.

- 3) **Update: Lake Down Sub-basin 9 Study:** Mr. Duarte discussed the study that AMEC is conducting at Lake Down Sub-basin 9, and stated that several retention ponds listed in sub-basin 9 do not discharge into Lake Down; and that most of the pollutants appear to be coming from groundwater sources and/or the wetland off Apopka - Vineland Road.
- 4) **Update: Lake Down Alum Treatment Facility:** Mr. Duarte stated that Orange County Real Estate Management is already closing on the purchase of two drainage easements in the amount of \$15K for the future Lake Down Alum Treatment Facility. Mr. Duarte stated that Orange County Public Works is already working on the bid package.

V. New Business:

Molly Rose stated that she attended the Orange County Ordinance review meeting on August 22, 2013, and that Orange County is looking to update its natural resources ordinances. Mrs. Rose stated that currently there are separate ordinances regulating the construction of docks, seawalls and boat ramps, as well as authorizing activities like wetland filling, shoreline vegetation clearing and lake dredging. Mrs. Rose stated that Orange County is considering the development of a consolidated environmental ordinance to regulate any proposed impacts to wetlands and other surface waters, and added, that she is concerned that some changes could result in reducing the process or permit requirements.

The Advisory Board requested that EPD keep them informed on the Ordinance Review meetings.

VI. Old Business: none

VII. Non-Agenda Items/Public Comment: none

VIII. Meeting Schedule:

Upon a motion by Ijaz Ahmed, seconded by Jason Fulmer, with Robert Binkley being absent, and carried with all present members voting AYE by voice; the Advisory Board approved the next meeting for Monday, September 16, 2013 at Orange County Library in Windermere.

IX. Meeting Adjournment: The meeting adjourned at 8:08 p.m.

Cheryl Miller, Chairman

Date

Sergio Duarte, Minute Preparer

Date