

*NW FL***62-312.807 General Permit for the Construction of Artificial Reefs.**

(1) A general permit is hereby granted to any person to construct an artificial reef, provided:

(a) The material to be used shall be clean concrete or rock, or clean steel boat hulls; and

(b) The material shall be free of soils, oil and greases, debris, litter, putrescible substances or other pollutants; and

(c) The material shall be firmly anchored to the bottom and shall not be indiscriminately dumped; and

(d) The material shall be placed so that the top of the reef does not exceed 1/2 the distance from the bottom to the surface of the water unless a greater distance is required for safe navigation. At no time shall the distance between the top of the reef and the surface of the water be less than 6 feet.

(2) This general permit shall be subject to the general conditions of Section 62-4.540 and the following specific conditions:

(a) The permittee shall conduct a survey of the bottomland on which the reef is to be built and shall submit the survey to the department with notice pursuant to Section 62-4.530 demonstrating that the bottom does not have grassbeds, or hardbottom or other corals; and

(b) There shall be no reefs constructed in shallow bay or estuarine bottoms; and

(c) There shall be no "white goods", asphalt material, tires or other pollutant materials used in construction of the reef; and

(d) The site shall be marked with buoys to ensure that no material is deposited outside of the site; and

(e) The permittee shall notify the National Ocean Service, National Oceanographic and Atmospheric Association, U.S. Department of Commerce, Rockville, Maryland, of the precise location of the reef.

Specific Authority: 403.814(1), F.S.

Law Implemented: 253.123, 253.124, 403.061, 403.087, 403.088, 403.813, 403.814, 403.817, F.S.

History: New 4-26-84. Previously numbered as 17-4.68. Formerly 17-4.680, F.A.C., Formerly 17-12.807, F.A.C., Formerly 17-312.807