

Local Wetlands Protections

Andrew Zodrow

Senior Assistant Counsel

Environmental Protection Commission
of Hillsborough County



EPC is a local environmental regulatory agency

- Created by Special Act of Legislature - Chapter 84-446, Laws of Florida
- EPC Wetland Rule Ch 1-11 and EPC Basis of Review



Chapter 1-11 and Basis of Review

- Wetland and Other Surface Water impacts prohibited unless necessary for reasonable use of the property.
- Mitigation - Uniform Mitigation Assessment Method adopted in Ch. 1-11.
- MAIW authorizations - Section 1-11.10



EPC Delegated Programs

- EPC Mangrove Trimming and Preservation Rule Ch. 1-14
- Limited FDEP ERP delegation - Single Family, etc.
- Tampa Port Authority - Minor Work Permit Delegation - Marine Construction Activities
- ACOE SPGP Verification/Coordination Agreement





National Flood Insurance Program “Community Rating System”

- Established by National Flood Insurance Reform Act of 1994
- Encourages Flood Plain Management “Activities” that exceed national standards
- Flood insurance premium rates for policyholders can be reduced up to 45% for local jurisdictions that qualify under CRS



Four Floodplain Management “Activities” under CRS

- ▶ Public Information: Series 300
- ▶ Mapping and Regulation: Series 400
- ▶ Flood Damage: Series 500
- ▶ Flood Preparedness: Series 600



Mapping and Regulation: Series 400

Activity 420

“Open Space Preservation”

- Local Wetland Ordinances
- Deed Restrictions / Conservation Easements
- Natural Shoreline Protection
- Other?



EPC Mitigation requires Conservation Easements

- Section 1-11.08(6)(e) and (f) - require Conservation easements over mitigation areas.
 - (e) areas exceeding ½ acre
 - (f) upland preservation



CRS Point Scoring

- ▶ 500 points to move down from each CRS Rating 10 - 1
- ▶ Corresponding 5% discount of flood Insurance premiums for each rating level
- ▶ Maximum reduction up to 45% discount off insurance premiums
- ▶ Section 420 provides up to 1,450 points



Conclusion Questions?



Andrew Zodrow
EPC Senior Assistant Counsel
(813) 627-2600, ext. 1055
zodrowa@epchc.org

