



Florida Uniform Waterway Marker
 FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
 Division of Law Enforcement, Boating and Waterways Section,
 620 South Meridian Street, Mail Station 1M
 Tallahassee, Florida 32399-1600 (850) 488-5600

Permit Owner Name:	Orange County Environmental Protection Division	Permit Number:	FUWM-23-012
Permit Owner Address:	3165 McCory Place Suit 200 ORLANDO, FLORIDA 32803 UNITED STATES	Effective Date:	6/20/23
		Expiration Date:	Perpetual

IS AUTHORIZED TO:

The Florida Fish and Wildlife Conservation Commission received your completed Uniform Waterway Marker application on June 19, 2023. This application included all supporting documentation as required by law. The permit application is for the installation of nine (9) regulatory swim zone buoys within Lake Butler in Orange County.

The stated reason for the permit application is to exclude vessels and protect the public that swim within the designated marked area on the northwestern side of Egret Island in Lake Butler. Orange County will be responsible for the upkeep and maintenance of the nine buoys..

Based on the information submitted and reviewed for compliance with Sections 327.40, 327.41, 327.46, F.S., and Chapter 68D-23, Florida Administrative Code (F.A.C.), the request for a uniform waterway marker permit has been found to be complete. The request for a uniform waterway marker permit has been approved subject to the permit conditions and provisions indicated below.

AUTHORIZED LOCATION(S): Egret Island No Vessel Swim Zone


Counties: ORANGE

Waterway: BUTLER CHAIN OF LAKES

Permittee Signature:  Date: 6/21/2023

Not valid unless signed. By signature, confirms that all information provided to issue the permit is accurate and complete, and indicates acceptance and understanding of the provisions and conditions listed below. **Any false statements or misrepresentations when applying for this permit may result in felony charges and will result in revocation of this permit.**

Authorized By: Destiny Murphy Authorized for: Eric Sutton, Executive Director

Authorizing Signature:  Date: 06/20/2023
 Waterway Management Unit

PERMIT CONDITIONS AND PROVISIONS:

- 1 Permit is approved contingent upon the consent of and, if necessary, the issuance of appropriate permits by the United States Army Corps of Engineers and the United States Coast Guard.
- 2 It is unlawful to place markers on private submerged lands or other property or structure not owned by the person or governmental entity placing them without first receiving the written consent of the owner of the

submerged lands, other property, or structure as to the placement of the markers. A copy of such written consent, if required, must be provided to the FWC's Boating and Waterways Section. (Pursuant to Section 327.40, F.S., the placement of any uniform waterway marker on state-owned submerged lands does not subject such lands to the lease requirements of Chapter 253, F.S.)

- 3 Permit provides for the placement of nine (9) uniform waterway regulatory markers at the coordinate positions identified on both the map and in the application.
- 4 Permit authorizes the placement of markers and does not authorize any invasion of private rights, grant any exclusive privileges, or obviate the necessity of complying with any other federal, state or local laws or regulations.
- 5 All markers associated with this permit must be installed within a reasonable period of time. Upon completion of the installation of markers, the Permittee will notify the FWC's Boating and Waterways Section in writing within 30 days. If the latitude and longitude of any marker installed is different from that listed in the application, a request for a permit amendment must be submitted. Such a request must include the final "as-built" latitude and longitude in degrees and decimal minutes (referenced to the WGS-84 datum) for the markers installed.
- 6 Permittee must comply with the marker specifications and placement requirements detailed in Rules 68D-23.106, 68D-23.108 and 68D-23.109, F.A.C. The permit number (**FUWM-23-012**) and, if applicable, reference to the regulatory instrument creating the restricted area must be displayed on each marker. These numbers and/or letters must be displayed in black block characters measuring at least one inch in height. Retroreflective materials must be used for all white background and international orange displays on markers.
- 7 Permittee must immediately report discrepancies of markers covered by this permit and make corrections to discrepancies within 30 days. Reports of discrepant markers and/or notice of corrective action completed will be made by calling FWC's Boating and Waterways Section at (850) 488-5600.
- 8 Permittee must comply with Rule 68D-23.110, F.A.C., which requires permit holders to properly maintain the markers and to conduct periodic inspections to determine their condition. An inspection of the markers is required every three (3) years from the date of permit issuance. Within five (5) business days following the completion of the inspection, notify the FWC's Boating and Waterways Section at Waterway.Management@MyFWC.com that the inspection has been performed and whether or not any markers were determined to be discrepant. All discrepancies documented during an inspection must be reported to the FWC's Boating and Waterways Section and corrected within 30 days. Please be advised that FWC may request a copy of the inspection documentation at any time.
- 9 The permittee, by accepting this permit and placement of the uniform waterway markers, does hereby, to the extent authorized by law, agree and promise to hold harmless the State of Florida, its employees, agents or successors, from fault with respect to any claim or claims arising from alleged negligence in the placement, maintenance, operation and removal of any and all marker(s) placed pursuant to the permit. The permittee further agrees to indemnify the State of Florida for any and all legal fees and costs incurred in defense of any suit brought against the state as a result of alleged negligence by the Permittee in the placement, maintenance, operation, or removal of the uniform waterway marker(s).
- 10 In the event the regulatory instrument (Ordinance #2022-20 as adopted on May 24, 2022 which imposes the requirement or boating restriction) covered by this permit is amended, repealed, rescinded, revoked, or otherwise becomes a nullity, the permittee must, within 30 days, notify the FWC's Boating and Waterways Section of the change. The permittee must in the case of an amendment to the instrument, file an amended permit application showing the markers to be removed, replaced, modified, or added in order to implement the amendment to the instrument, or in the case of the repeal, rescission, revocation, or other nullification of the instrument, remove from the waters of this state and the shores thereof all markers implementing that instrument.
- 11 Permittee shall comply with Rule 68D-23.106(4), F.A.C., in the event of discontinuance or removal of any marker covered by this permit.
- 12 Failure to comply with the requirements or conditions of this permit shall be cause for immediate revocation of the permit.
- 13 The issuance of the permit authorizing the placement of markers does not obligate the FWC or its officers to enforce the regulations or operating restrictions noticed by the markers.
- 14 The FWC retains the right to modify or rescind this permit should information become available indicating the permitted activity is likely to create a serious threat to public safety or that the recipient does not need the permit (in its current form). If you have any questions regarding this permit or its applicability, please contact FWC's Boating and Waterways Section at (850) 488-5600.

A person whose substantial interests are affected by FWC's action may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. A person seeking a hearing on FWC's action shall file a petition for hearing with the agency within 21 days of receipt of written notice of the decision. The petition must contain the information and otherwise comply with section 120.569, Florida Statutes, and the uniform rules of the Florida Division of Administration, chapter 28-106, Florida Administrative Code. If the FWC receives a petition, FWC will notify the Permittee. Upon such notification, the Permittee shall cease all work authorized by this permit until the petition is resolved. The enclosed Explanation of Rights statement provides additional information as to the rights of parties whose substantial interests are or may be affected by this action.

Markers Information

Local ID	Latitude	Longitude	Site	Location	Mount Code	Waterway
1	28 29.483	81 32.49	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	
2	28 29.498	81 32.482	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	
3	28 29.509	81 32.476	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	
4	28 29.519	81 32.47	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	
5	28 29.529	81 32.464	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	
6	28 29.537	81 32.458	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	
7	28 29.543	81 32.442	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	
8	28 29.546	81 32.427	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	
9	28 29.543	81 32.42	LAKE/POND	Water	BUOY	BUTLER CHAIN OF LAKES
	ID	Direction	Symbol	Shape	Message	
Sign	A	Buoy	CROSSED DIAMOND	CROSSED DIAMOND	Other - No Vessels Swim Area	