

**SEMINOLE COUNTY GOVERNMENT  
AGENDA MEMORANDUM**

**SUBJECT:** Permissive Use Agreement Between the St. Johns River Water Management District (SJRWMD) and Seminole County for Access to Ginger Ale Springs for Water Sampling

**DEPARTMENT:** Public Works      **DIVISION:** Roads-Stormwater

**AUTHORIZED BY:** *W. Gary Johnson*      **CONTACT:** Michael K. Arnold      **EXT.** 5622  
W. Gary Johnson, P.E., Director      Division Manager

Agenda Date 6/28/05    Regular     Consent     Work Session     Briefing   
Public Hearing – 1:30     Public Hearing – 7:00

**MOTION/RECOMMENDATION:**

Approve and authorize the Chairman to execute a Permissive Use Agreement between the St. Johns River Water Management District (SJRWMD) and Seminole County for Ginger Ale Springs, under the Lake/Wetland Environmental Monitoring Program.

District 3 - Commissioner Van Der Weide      (Mike Arnold)

**BACKGROUND:**

The St. Johns River Water Management District (SJRWMD) and the U.S. Geological Survey (USGS) have undertaken a cooperative research effort to improve the State's monitoring of water resources. The purpose of this non-regulatory research effort is to (1) define the surface and ground water quality statewide; and, (2) determine if water quality is changing. One of the water bodies chosen for sampling is Ginger Ale Springs which is located on County property (see attached map). The District is requesting permission to access the springs for sampling, the results of which will be shared with the County.

Water samples will be collected by SJRWMD and USGS staff and analyzed for a variety of chemical parameters at no cost to the County.

Attachments: Correspondence Requesting Access Dated 4/25/05  
Permissive Use Agreement  
Location Map of Ginger Ale Springs

Reviewed by: *[Signature]*  
Co Atty: N/A  
DFS: N/A  
Other: \_\_\_\_\_  
DCM: *[Signature]*  
CM: *[Signature]*  
File No. CPWS02



# St. Johns River Water Management District

Kirby B. Green III, Executive Director • David W. Fisk, Assistant Executive Director

April 25, 2005 2049 Reid Street • P.O. Box 1429 • Palatka, FL 32178-1429 • (386) 329-4500

Mr. Ed Torres, Principal Engineer  
Seminole County  
177 Bush Loop  
Sanford, Florida 32773

Re: Property Access for Data Collection

Dear Mr. Torres:

The St. Johns River Water Management District (District) is responsible for monitoring the quantity and quality of water flowing from springs throughout its eighteen county area. As a part of this program, the District needs to obtain discharge data from Ginger Ale Springs, which according to our records is on property recently purchased by Seminole County on Markham Woods Road in Longwood.

The District would like permission for District personnel and/or U. S. Geological Survey personnel to enter your property for the purpose of measuring the spring flow and collecting samples for water quality analysis. Measurements would need to be made quarterly. If needed, all visits to the site can be scheduled and you would be notified in advance when SJRWMD or USGS personnel need access to the property. All data will be public record and copies will be provided to you.

Please find enclosed a Permissive Use Agreement for signature. The Permissive Use Agreement provides a written document allowing District personnel or contractors permission to access the site and releases Seminole County from liability. The District maintains its own insurance and is responsible for any employees or contractors that visit the site. If you approve, please sign and return the original to me for processing. I will return a fully executed copy for your records.

Thank you for your consideration. If you have any questions or need additional information, please call me at 1-800-451-7106, extension 4802, or Bill Osburn at extension 4150.

Sincerely,

Leota D. Wilkinson,  
Land Acquisition Agent  
Division of Land Acquisition

Enclosure

cc: Larry D. Fayard Don Boniol  
Bob Shultz Doug Munch  
Bill Osburn Raymond Bunton

**GOVERNING BOARD**

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**PERMISSIVE USE AGREEMENT**

I, Seminole County B C C , owner/representative of property in Seminole County do hereby give permission for the **ST. JOHNS RIVER WATER MANAGEMENT DISTRICT**, their agents and contractors to document, measure, and sample Giner Ale Springs on Markham Woods Road in Longwood, on said property in Section 02 , Township 21 , Range 29 , (see attached Exhibit A), commencing April 25, 2005 . This agreement may be terminated by 30 days written notice from the owner. The District shall maintain a program of insurance covering its liabilities as prescribed by Section 768.28, F.S., and shall be responsible for the negligent acts or omissions of its officers, employees, servants, and agents in the event that such acts or omissions result in injury to persons or damage to property.

**OWNER/REPRESENTATIVE** Seminole County B C C  
(Individual, Corporation, Partnership, Other Legal Entity)

Mailing Address: 177 Bush Loop, Sanford, Florida 32773

Telephone: 407-665-5736

**\*SIGNATURE:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

\* Signature certifies authorization to sign this agreement on behalf of the owner whether it be an individual, corporation, partnership or other legal entity.

**ST. JOHNS RIVER WATER MANAGEMENT DISTRICT**

**By:** \_\_\_\_\_ **DATE:** \_\_\_\_\_  
**KIRBY B. GREEN III**  
**EXECUTIVE DIRECTOR**

**APPROVED BY THE OFFICE OF GENERAL COUNSEL**

**By:** \_\_\_\_\_ **DATE:** \_\_\_\_\_  
**STANLEY J. NIEGO**  
**SENIOR ASSISTANT GENERAL COUNSEL**

**Return to: Leota D. Wilkinson, Land Acquisition Agent**  
**St. Johns River Water Management District**  
**Post Office Box 1429**  
**Palatka, Florida 32177**

Accepted By:

ATTEST:

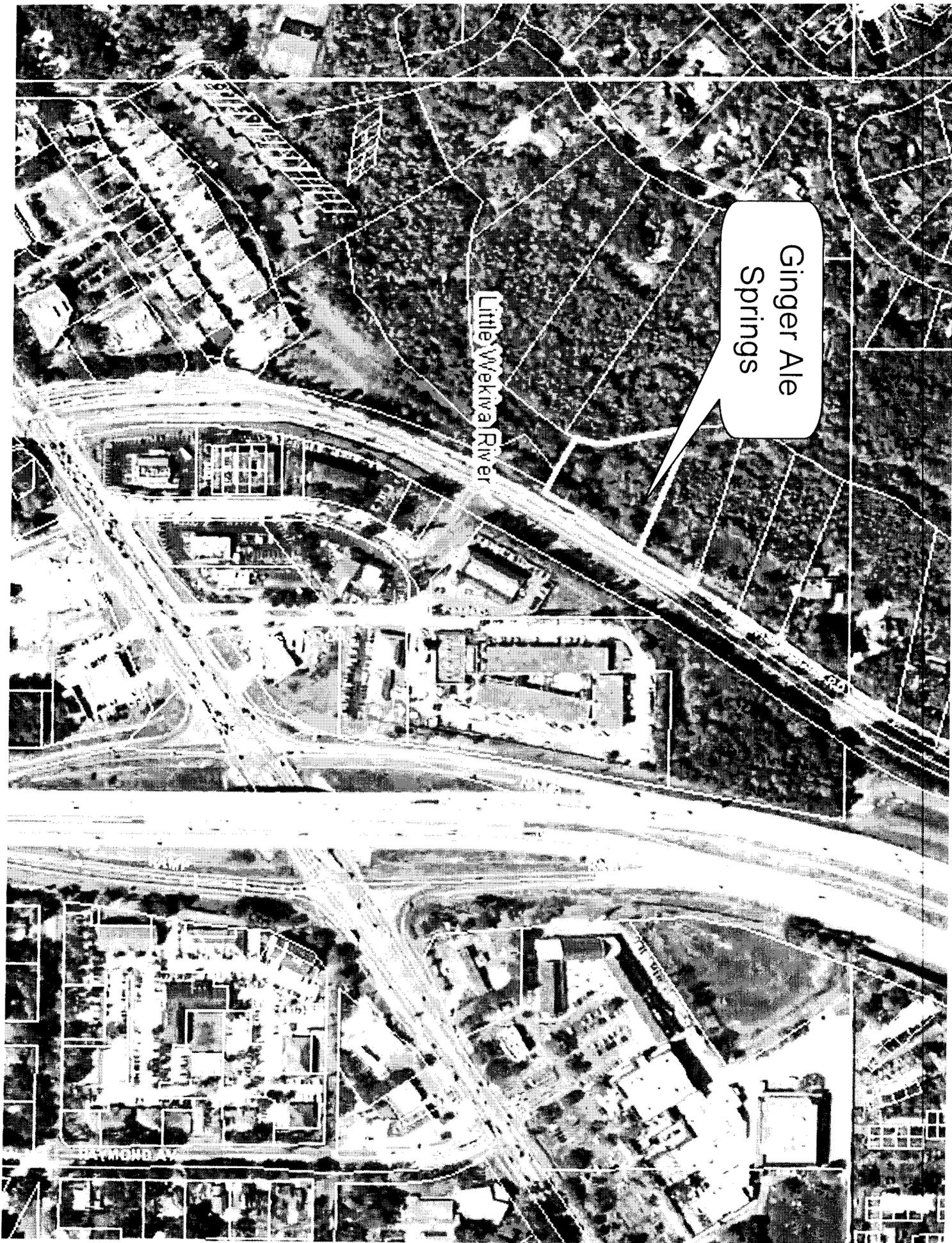
BOARD OF COUNTY COMMISSIONERS  
SEMINOLE COUNTY, FLORIDA

\_\_\_\_\_  
MARYANNE MORSE  
Clerk to the Board of County  
Commissioners of Seminole County, Florida

By: \_\_\_\_\_  
Carlton Henley, Chairman  
Board of County Commissioners

Date: \_\_\_\_\_

As authorized for execution by the  
Board of County Commissioners at their  
\_\_\_\_\_, 2005 regular meeting.



Ginger Ale  
Springs

Little Wekiva River

RAYMOND AV