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December 5, 2022

Greg Alba, Staff Engineer  
Environmental Resource Permit Bureau  
Southwest Florida Water Management District  
7601 U.S. Highway 301 North  
Tampa, Florida 33637-6759

**Re: 3RT Sand Mine  
Request For Additional Information  
Application/Petition No.: 857006  
County: Levy  
Sec/Twp/Rge: S35/T12S/R17E, S2/T13S/R17E, S36/T12S/R17E  
Bronson, Levy County, Florida**

Mr. Alba,

The following is in response to the District's Request For Additional Information dated October 13, 2022 with regards to the 3RT Sand Mine Environmental Resource Permit Application

Request:

**APPLICATION AND APPLICATION CERTIFICATION:**

*Item 1: In accordance WITH Rule 40D-1.603(2), F.A.C., no later than 30 days after the initial submittal of an Individual Environmental Resource Permit (ERP) application, the applicant shall publish – at the applicant's expense – a notice of the District's receipt of the application in a newspaper having general circulation as defined in Chapter 50, F.S., in the county of counties in which the activity is proposed. Please provide documentation that such noticing has been accomplished. Note that the published notices of receipt for an ERP must be in accordance with the language provided in Rule 40D-1.603(10), F.A.C., and receipt of an affidavit establishing proof of this publication will be considered a completeness item of this ERP Application. Per Rule 40D-1.603(12), F.A.C., this must be received before the application will be considered complete and the 60-day timeframe for taking agency action on the application will commence.*

**Response:**

**Please find enclosed the "Affidavit of Publication" for the noticing which was published in the Levy Citizen on October 27, 2022.**

**PLANS:**

*Item 2: Please verify the vertical datum and identify the location of any associated benchmarks on the construction plans. Note that if the elevations shown are in NGVD 1929, it will also be required to include the site specific conversion factor to NAVD 1988 on the construction plans. [Section E, Part 2.1(b), ERP Application]*

**Response:**

**Please refer to the Survey dated November 23, 2022 and prepared by Rogers Engineering & Associates, Inc. and included within the revised Engineering Plans referencing the NAVD 1988 benchmark in Levy County and the two (2) field benchmarks placed on the two (2) existing 10-inch wells located on the property.**

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The following comment(s), although not required by District Rule, is(are) provided for your consideration and information:

*Item 3: It appears that the material extracted as a result of the mining/borrow operation will be exported off-site. Chapter 378, F.S., requires the reclamation of lands disturbed by the operation of a borrow pit where the extracted materials will be used offsite for commercial, industrial or construction use. You are advised to contact DEP's Mining and Mitigation Program concerning the reclamation requirements. Mine operators are to provide to DEP either a conceptual Reclamation Plan or a Notice of intent to Mine or Mining Other Resources unless exempt by Section 378.804, F.S. [Subsection 1.3.5, ERP Applicant's Handbook (A.H.) Volume I.*

**Response:**

**Noted.**

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We trust the information provided is sufficient to complete the proposed environmental resource permit request, however, if you have any questions or require any additional information, please feel free to contact our office.

Sincerely,

*Douglas VanDeursen*

Douglas A. VanDeursen, P.E.

cc: Ryan Thomas, Owner (via. email: [rbthomas75@gmail.com](mailto:rbthomas75@gmail.com))

Attached:

- 1) Affidavit of Publication
- 2) Revised Engineering Plans

AFFP

1027 LC PERMIT APP 857006 Noti

# Affidavit of Publication

STATE OF FLORIDA }  
COUNTY OF CITRUS } SS

1027 LC PERMIT APP 857006

Notice is hereby given that the Southwest Florida Water Management District has received Environmental Resource Permit Application Number 857006 from Ryan Thomas, 11151 N.E. 35th St., Bronson, FL 32621. Application received: 9/20/2022. Proposed activity: Commercial. Project name: 3RT Sand Mine. Project size: 400+/- acres. Location: Sections 35 & 36, Township 12 South, Range 17 East and Section 2, Township 3 South, Range 17 East, in Levy County. Outstanding Florida Water: No. Aquatic preserve: No. The application is available for public inspection Monday through Friday at 7601 U.S. Highway 301 North, Tampa, Florida 33637 or through the "Application & Permit Search Tools" function on the District's website at [www.watmatters.org/permits/](http://www.watmatters.org/permits/). Interested persons may inspect a copy of the application and submit written comments concerning the application. Comments must include the permit application number and be received within 14 days from the date of this notice. If you wish to be notified of intended agency action or an opportunity to request an administrative hearing regarding the application, you must send a written request referencing the permit application number to the Southwest Florida Water Management District, Regulation Bureau, 7601 U.S. Highway 301 North, Tampa, Florida 33637 or submit your request through the District's website at [www.watmatters.org](http://www.watmatters.org). The District does not discriminate based on disability. Anyone requiring accommodation under the ADA should contact the Regulation Bureau at (813)985-7481 or (800)836-0797, TDD only 1(800)231-6103

Before the undersigned authority personally appeared Deborah McPherson, who on oath says that she is an Accounting Clerk of the Levy Citizen, a weekly newspaper published at 17 NE 3rd Street, Chiefland, FL in Levy County, Florida; that the attached copy of advertisement, being a legal notice in the matter of 1027 LC PERMIT APP 857006, was published in said newspaper by print in the issues of October 27, 2022 or by publication on the newspaper's website, if authorized, on October 27, 2022.

Affiant further says that the newspaper complies with all legal requirements for publication in chapter 50, Florida Statutes.

Published on October 27, 2022

Deborah McPherson

Affiant

Sworn to and subscribed before me this 27th day of October 2022, by Deborah McPherson who is personally known to me.

Maria A. Parks

Maria A. Parks, Notary Public 4/20/2025



MARIA A. PARKS  
Commission # HH 090773  
Expires April 20, 2025  
Bonded Third Budget Notary Services

Publisher's Fee: \$ 35.60

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Douglas Van Deursen  
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