

**SEMINOLE TRIBE OF FLORIDA
SEMINOLE WATER COMMISSION**

RULES

**TO CARRY OUT
THE TRIBAL WATER CODE**

ADOPTED BY THE COMMISSION ON
DECEMBER 14, 1994

RATIFIED BY THE TRIBAL COUNCIL ON
JANUARY 12, 1995
RESOLUTION C-95-95

SWC Rules
Table of Contents

**SEMINOLE WATER COMMISSION
RULES**

**TO CARRY OUT
THE TRIBAL WATER CODE**

TABLE OF CONTENTS

CHAPTER A. PROCEDURAL RULES

	<u>Page</u>
PART 1. GENERAL	
.....	1-1
Section 1.1 Authority of the Commission	1-1
Section 1.2 Water Rights Compact	1-2
Section 1.3 Definitions	
.....	1-2
Section 1.4 Composition of the Commission	1-4
Section 1.5 Role of the Commission	1-4
Section 1.6 Role of the Department	1-5
Section 1.7 Role of the General Counsel	1-6

Section 1.8	Procedures for Meetings of the Commission	1-7
Section 1.9	General Procedures for Making Decisions	1-7
PART 2.	WATER USE AND MANAGEMENT PERMITS	2-1
Section 2.1	Permit Requirements	2-1
Section 2.2	Tribal Work Plans	2-2
Section 2.3	Water Use Permits	2-2
Section 2.4	Surface Water Management Permits	2-2
Section 2.5	Application Procedures	2-2
Section 2.6	Application Fees	2-4
Section 2.7	Objections to Applications	2-4
Section 2.8	Permit Conditions	2-5
Section 2.9	Early Work Orders	2-6

PART 3.	GRIEVANCE AND APPEAL PROCEDURE	3-1
Section 3.1	Appeals from Decisions by the Director	3-1
Section 3.2	Time Limit for Appeals to the Commission	3-1
Section 3.3	Action by Commission	3-2
Section 3.4	Maintenance of Records	3-2
Section 3.5	Appeals from Decisions by the Commission	3-2
Section 3.6	Action by Tribal Council	3-3
Section 3.7	Complaints by Affected Third Persons	3-3
PART 4.	ENFORCEMENT	
	4-1
Section 4.1	Violations	
	4-1
Section 4.2	Citations and Penalties	4-1
Section 4.3	Order to Cease and Desist	4-1
Section 4.4	Revocation of Permits	4-2
Section 4.5	Department of Law Enforcement	4-2
Section 4.6	Right to a Hearing	4-3
PART 5.	HEARINGS	
	5-1
Section 5.1	Procedures for Hearings	5-1
Section 5.2	Representation	

..... 5-1

Section 5.3 Action by Commission5-2

Section 5.4 Civil Penalties

..... 5-2

Section 5.5 Other Sanctions

..... 5-2

Section 5.6 Exclusion from Reservations5-3

Section 5.7 Special Rules for Inquiry Hearings 5-3

CHAPTER B. WATER QUALITY

PART 11. GENERAL PROVISIONS

[RESERVED.]

PART 12. WATER QUALITY STANDARDS FOR SURFACE WATERS

[RESERVED.]

PART 13. CERTIFICATION OF COMPLIANCE WITH STANDARDS

[RESERVED.]

[PARTS 14 THROUGH 16 RESERVED]

[NOTE: THESE PART NUMBERS HAVE BEEN RESERVED BUT HAVE NOT BEEN ASSIGNED TO PARTICULAR SUBJECT MATTERS.]

PART 17. NONPOINT SOURCE POLLUTION CONTROL PROGRAM

[RESERVED. THIS PART NUMBER HAS BEEN RESERVED FOR THE COMMISSION'S RULES FOR ITS NONPOINT SOURCE CONTROL PROGRAM, AS AUTHORIZED BY PART 17 OF THE

TRIBAL WATER CODE.]

PART 18. GROUNDWATER PROTECTION PROGRAM

[RESERVED. THIS PART NUMBER HAS BEEN RESERVED FOR THE COMMISSION'S RULES FOR ITS GROUNDWATER PROTECTION PROGRAM, AS AUTHORIZED BY PART 18 OF THE TRIBAL WATER CODE.]

PART 19. TRANSPORTATION SAFETY PERMITS	19-1
Section 19.1 Purpose of Transportation Safety Permit	
Program	19-1
Section 19.2 Definitions	19-2
Section 19.3 Delegation of Authority	19-2
Section 19.4 Disposal Prohibited;	19-3
Transportation Permits Required	
Section 19.5 Applicability	19-3
Section 19.6 Standardized Forms	19-3
Section 19.7 Information to be Provided by Applicant	19-3
Section 19.8 Application Fee	19-4
Section 19.9 Time Limit for Action by Director	19-4
Section 19.10 Decisions by Commission	19-5
Section 19.11 Permit Limitations	19-5
Section 19.12 Temporary Permits Issued by Director	19-5
Section 19.13 Display of Permits	19-6
Section 19.14 Enforcement	19-6
Section 19.15 Civil Penalties	19-6
Section 19.16 Hearings and Appeals	19-7
Section 19.17 Public Notice	19-7