

South Indian River Water Control District

October 15, 2026
Board of Supervisors Meeting



Attention:

- Tonight's meeting is a **Board Meeting**.
- The items for discussion are numbered on the **Agenda**.
- Please use **your name** for the record when joining the meeting.
- **On Zoom, everyone will be muted, and video turned off during the meeting.**
- Landowners were requested to provide comments in writing and requests to speak prior to the meeting. The comments will be heard during the **Landowners' Comments**, and you will be allowed **2 minutes** on each item of the agenda you wish to speak about.
- If you did not notify the District prior to the meeting of your desire to speak, Zoom participants will be muted for the entire meeting.
- **Thank you for your patience!**

1. Call to Order



2. Pledge of Allegiance



3. Minutes

Approval of the Minutes of the September Board Meeting

Board Discussion

Motion from the Board

4. Landowners' Comments



Landowners' Comments

5. Public Information Report



Presented by
Donna J. DeNinno
Public Information Officer

6. Treasurer's Report



Presented by
Charles Haas
District Treasurer

7. Executive Director's Report



Presented by
William 'Chad' Kennedy, CDM
Executive Director

A. South Indian River Water Control District MS4 Permit Update

Phase 1 Renewal

Phase 2 Evaluation

National Pollutant Discharge Elimination System Permit Update

The National Pollutant Discharge Elimination System permit program addresses water pollution by regulating point sources that discharge pollutants to waters of the United States.

Created in 1972 by the Clean Water Act, the National Pollutant Discharge Elimination System permit program is authorized to state governments by the Environmental Protection Agency to perform many permitting, administrative, and enforcement aspects of the program.

Bottom Line Up Front

- The Florida Department of Environmental Protection has confirmed Phase 2 Eligibility
- The current question is whether the District is required to remain in the Phase 1 permit or should be in Phase 2

The District already performs many underlying activities:

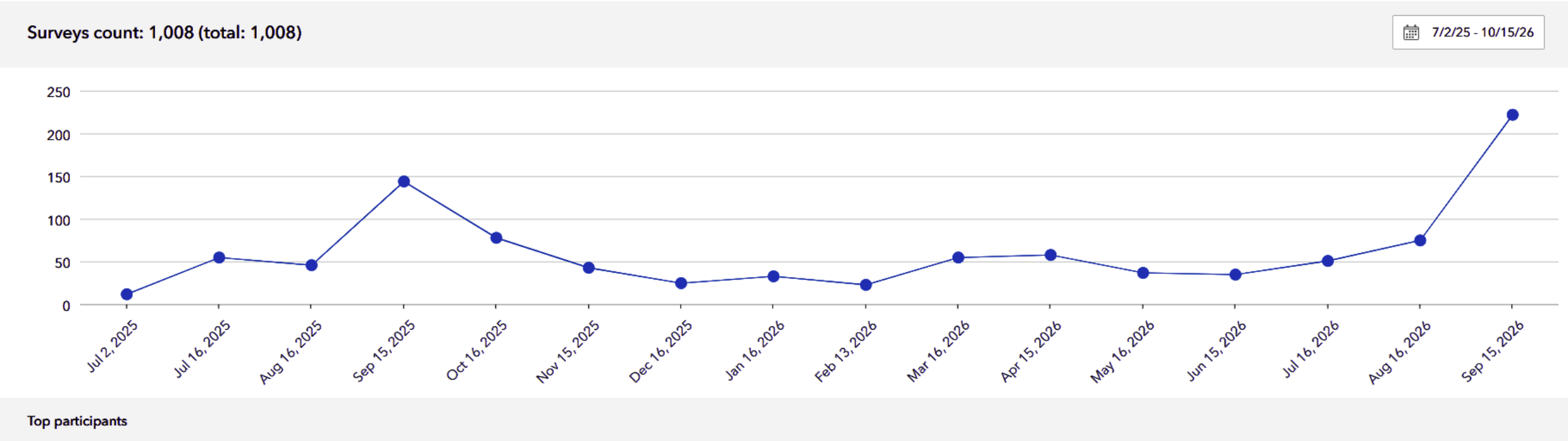
- Stormwater infrastructure inspection and maintenance
- Water-quality monitoring
- Illicit discharge investigations
- Public education/outreach
- Construction/stormwater inspections
- Environmental Best Management Practices
- Compliance recordkeeping

Objective: Keep the environmental work while reducing unnecessary administrative work.

The Board is not being asked to choose Phase 1 or Phase 2 today

Florida Department of Environmental Protection has confirmed that Phase 2 is an available option. Staff recommend completing the legal, engineering, operational, and financial analysis before determining which option is in the District's best interest.

Supervisor of Operations Report



8. Engineer's Report



Presented by
Karen D. Brandon, PE
District Engineer

8. Engineer's Report (2)

A. Turnpike Design Coordination Update

A meeting was held on September 24th to discuss District comments on the 45% Drainage submittal package. Key issues include:

- Impacts to existing storage and conveyance capacity in the West and East Turnpike Borrow Canals
- Increased impervious area, runoff and discharge causing impacts to the District
- The model does not include the I-95 area, Egret Landing or Jupiter Park of Commerce

8. Engineer's Report (3)

A. Turnpike Design Coordination Update

- AECOM requested pre-versus-post storage calculations
- Future meetings will be scheduled to resolve remaining issues prior to the Florida's Turnpike Enterprise proceeding to the 60% plans
- The Maintenance Agreement still needs to be addressed once the proposed design of the West Borrow Canal is further along
- The sound wall design adjacent to Palm Beach Country Estates is still being worked on

9. Attorney's Report



Presented by
William G. Capko and Seth Behn
District Attorneys



Review of District Charter

9. Attorney's Report (3)

Charter Sections Summary

Section 1. Creation; status; charter amendments; boundaries

- Authorization and boundary

Section 2. Minimum charter requirements

- Statutory authority
- Amended by Special Act only
- Five-member Board; one-acre = one-vote
- Compensation governed by this act and Chapter 298
- Election procedures; quorum for annual meeting
- Finance method / ad-valorem assessments

9. Attorney's Report (4)

Charter Sections Summary

Section 3. Board of Supervisors; elections

- Five-member board reiterated; at least three but no more than four live in district; one on either side of Canal 18
- Ballot election counted by Supervisor of Elections of Palm Beach County

Section 4. Water control and maintenance taxes

- Maintenance taxes as non-ad valorem assessments
- Property Appraiser to assess
- Tax Collector to collect and pay to the Treasurer of District
- Treasurer to hold for credit of District
- Right to foreclose delinquent taxes
- Property Appraiser and Tax Collector to be compensated

9. Attorney's Report (5)

Charter Sections Summary

Section 5. Maintenance of District accounts

- Budget and accounting requirements

Section 6. Notice of Annual Landowners' Meeting

- Alternative meeting notice in lieu of F.S. 298.11
- Proxy forms and ballots
- Ballots and proxies shall be held unopened until Landowners Meeting
- May pay for printing of ballots and proxies

9. Attorney's Report (6)

Charter Sections Summary

Section 7. Road maintenance and public dedication

- “Stable materials” constitutes road maintenance and not construction
- Acquisition of roads constructed by nongovernmental entity; map to be filed; objection period; electric facilities exempted

Section 8. Definition of parcel

- Parcels with more than one residence considered multiple parcels

Section 9. Annexation; outfall limitation

- Potential annexation of west half of Section 4 and east half of Section 5, Township 41, Range 41, upon occurrence of certain events
- *This area is undeveloped and does not appear to have been annexed*

9. Attorney's Report (7)

Charter Sections Summary

Section 10. Formulation and implementation of road plan and water control plans

- Authorized to formulate road plan and water control plans within the District, and potable water and wastewater East of Canal 18 and a portion of Section 1, T41, R41; assess; potable water and wastewater included; differing tax districts authorized for both construction and maintenance costs

Section 11. Formation of engineering plan

- Prohibition on formation of engineering plan and construction for road construction, or potable water and wastewater east of Canal 18, unless petition and referendum, or subsequent certified petition

Charter Sections Summary

Section 12. Authority to fund engineering studies, road improvements, recreational lands

- Authorization to conduct engineering studies and construct roads and swales, and for potable water and wastewater East of Canal 18
- Additional powers to acquire, fund, and maintain land for recreational purposes East of Canal 18
- *This is a general grant of power, subject to the limitations found in Section 11*

Charter Sections Summary

Section 13. One-time assessment for improvement project

- Authorization to levy a one-time special assessment upon benefited land to pay for initial legal and engineering costs for said project; notice and meeting requirement; to be part of annual budget

Section 14. Transfer of roads and potable water distribution or waste-water collection systems to another governmental entity

- Authority to transfer roads, or potable water systems east of Canal 18, to another governmental entity; upon approval of majority of parcels in the District, or majority of the landowners within the benefited area

9. Attorney's Report (10)

Charter Sections Summary

Section 15. Authority to issue bonds

- Authority to issue bonds for road and water system construction

Section 16. No effect on bondholders

- Limitation on affecting current bondholders

9. Attorney's Report (11)

**Discussion of other topics not
currently addressed in Charter**

10. Old Business

- A. Board Discussion: Legislative Changes to District's Charter (Executive Director)**
- B. Palm Beach Country Estates Paving Policy – 2/3 Majority Option (Executive Director)**

11. New Business

A. Easement Acquisition Strategy for Critical Water Control Infrastructures (Executive Director)



11. New Business (2)

B. Wet Winter Climate and Weather Forecasting (Beth McElroy)

12. Supervisor Comments



13. Adjourn



Aerial of the District

