



DISTRICT USE ONLY

Received: \_\_\_\_/\_\_\_\_/\_\_\_\_

Number: \_\_\_\_\_

2379 Broad Street, Brooksville Florida 34604-6899  
 (352) 796-7211 or 1-800-423-1476

**PETITION FOR VARIANCE  
 from Water Shortage Restrictions**

**LOCATION INFORMATION**

Project Name: \_\_\_\_\_

Site Address: \_\_\_\_\_

\_\_\_\_\_, Zip+4 \_\_\_\_\_ - \_\_\_\_\_

Located in: Unincorporated \_\_\_\_\_ County, or \_\_\_\_\_ (city name)

Number of acres being watered (approximate) : \_\_\_\_\_

Issue date of previous variance for this project, if any: \_\_\_\_/\_\_\_\_/\_\_\_\_ Variance Number \_\_\_\_\_

Source of water for the activity in question:

\_\_\_\_ Water Utility: \_\_\_\_\_ (name of utility)

\_\_\_\_ Well: \_\_\_\_\_ (name of owner)

\_\_\_\_ Other: \_\_\_\_\_ (identify source)

Water Use Permit(s) associated with this project: \_\_\_\_\_ . \_\_\_\_\_, \_\_\_\_\_ . \_\_\_\_\_ (If applicable)

**PETITIONER INFORMATION**

Petitioner's Name: \_\_\_\_\_ Telephone: (\_\_\_\_) - \_\_\_\_\_ - \_\_\_\_\_

Contact Name (if different): \_\_\_\_\_ Telephone: (\_\_\_\_) - \_\_\_\_\_ - \_\_\_\_\_

Contact E-Mail: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

\_\_\_\_\_, ZIP+4 \_\_\_\_\_ - \_\_\_\_\_

The District does not discriminate based on disability. Anyone requiring reasonable accommodation as provided for in the Americans with Disabilities Act should contact the Records & Data Department at (352) 796-7211 or 1-800-423-1476 (Florida); TDD only 1-800-231-6103 (Florida) at (352) 544-5148.

----- please detach before sending -----

**RELIEF REQUESTED**

Type of water use involved: \_\_\_\_\_ Single-family residential lawn/landscape irrigation  
\_\_\_\_\_ Multi-family residential lawn/landscape irrigation  
\_\_\_\_\_ Commercial or institutional lawn/landscape irrigation  
\_\_\_\_\_ Golf course or athletic field irrigation  
\_\_\_\_\_ Other: \_\_\_\_\_

Requesting relief from (District staff will determine the specific Order/Rule section(s) for you):

\_\_\_\_\_ Day-of-week and /or time-of-day watering restrictions  
\_\_\_\_\_ Other: \_\_\_\_\_

Relief needed starting on \_\_\_\_/\_\_\_\_/\_\_\_\_ (date) through \_\_\_\_/\_\_\_\_/\_\_\_\_ (date)

Reason relief is needed (check all that apply):

- \_\_\_\_\_ Irrigation system serves mixed addresses (both even and odd numbers)
- \_\_\_\_\_ More time needed to cover all irrigation zones
- \_\_\_\_\_ Low pressure on assigned day causes system inefficiency
- \_\_\_\_\_ Property shares a pump with another property that has the same assigned days, times
- \_\_\_\_\_ Religious convictions (please describe): \_\_\_\_\_
- \_\_\_\_\_ Other (please describe): \_\_\_\_\_

**PROPOSED ALTERNATIVE** - Please note that the District will typically not accept an alternative which is less strict than the intent of District current restrictions (such as the number of days any given section of the property can be watered). Also, the District cannot grant a variance from stricter watering hours that have been established by your city or county.

..... Change allowable irrigation day(s) to (circle): Mo Tu We Th Fr Sa Su;

..... Change allowable irrigation hours to: \_\_\_\_\_ - \_\_\_\_\_ a.m. and/or \_\_\_\_\_ - \_\_\_\_\_ p.m.;

..... Separate the property into two or more sections (groups of zones) and allow each section to be irrigated according to an alternative watering schedule. **IF YOU CHOOSE THIS OPTION, YOU MUST ENCLOSE A SKETCH OR DRAWING THAT INCLUDES ROADS, BUILDINGS, OR OTHER LANDMARKS THAT ARE USED TO DETERMINE THE BOUNDARIES FOR EACH SECTION OF THE PROPERTY. IN ADDITION, YOU MUST ALSO INCLUDE THIS INFORMATION FOR EACH SECTION: PROPOSED IRRIGATION DAY(S), IRRIGATION START AND STOP TIMES, AND AMOUNT OF WATER IN INCHES TO BE APPLIED DURING EACH IRRIGATION EVENT.**

\_\_\_\_\_ Other: \_\_\_\_\_

I hereby certify or affirm, to the best of my knowledge, that the information provided above or attached as a supplement is true and correct in every material matter.

Signature: \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

--- please detach before sending ---

# IMPORTANT INSTRUCTIONS & INFORMATION

## **REQUIRED INFORMATION**

Use of the attached "Petition for Variance" application is not required; however, its straight-forward questions are designed to help you provide sufficient details so that the District evaluator can quickly process your request.

If you elect to not use this application, Chapter 40D-1.1002 (4) specifies that your request must contain the following pieces of information:

- (A) The Petitioner's name, address, and telephone number;
- (B) The specific section of the rule or order from which the petitioner is requesting relief;
- (C) A detailed statement of the facts which the petitioner believes demonstrate that the request qualifies for a variance under Rule 40D-1.1002 (2), which may include reports by qualified technical experts;
- (D) A description of the relief desired;
- (E) The period of time for which the variance is sought, including the reasons and facts in support thereof;
- (F) The damage or harm resulting or which may result to petition from compliance with the rule or order;
- (G) The restrictions which petitioner can meet and the date when the petitioner can comply with such restrictions
- (H) A short-term water use reduction plan, describing any and all alternative reductions implemented in view of the restrictions for which variance is sought, if applicable;
- (I) The steps the petitioner is taking to meet the order or specific restrictions from which the variance is sought and when compliance will be achieved; and
- (J) Any other information the petitioner believes is material.

## **LIMITING CONDITIONS**

The district may place limiting conditions on any variances it grants to you (such as requirement to install a rain gauge or sensor, or a maximum number of inches of water that can be applied during each supplemental irrigation cycle).

## **ANY QUESTIONS?**

For personal assistance, call the District's Demand Management Coordinator at (813) 985-7481 or 1-800-836-0797, extension 2047.

----- **CONTINUED ON REVERSE** -----

*Petition for Variance - 09/01/01 revision*

# IMPORTANT INSTRUCTIONS & INFORMATION, CONTINUED

## CRITERIA FOR GRANTING PETITIONS

The criteria under which the District may grant a variance to you are as follows:

- (a) Alternative restrictions which achieve the same level of demand reduction are available, binding, and enforceable;
- b) The variance is essential to protect public health or safety;
- c) Compliance with the rule will require measures which, because of their extent or cost impose undue hardship, cannot be accomplished within the anticipated duration of the shortage, or will not ensure equitable distribution.

## CURRENT RESTRICTIONS

Chapter 40D-21, Florida Administrative Code (F.A.C.) is the Southwest Florida Water Management District's Water Shortage Rule. Each phase of a specific water shortage event, and any modifications to the corresponding set of restrictions contained in Chapter 40D-21, F.A.C., are declared through the use of District Order.

To request a copy of Chapter 40D-21, F.A.C., a summary of the District's current restrictions, or the applicable Board Order(s) please call (813) 985-7481 or 1-800-836-0797, extension 2047. Chapter 40D-21, F.A.C. and a summary of the District's current restrictions can also be accessed on the Internet at <http://www.swfwmd.state.fl.us>.

## WHERE TO SEND YOUR PETITION

You can either mail your petition or send a facsimile (fax) to the following location:

Demand Management Coordinator / Southwest Florida Water Management District  
7601 U.S. Hwy. 301 North, Tampa , Florida 33637-6759

Fax: (813) 983-3051

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### ***Please Note:***

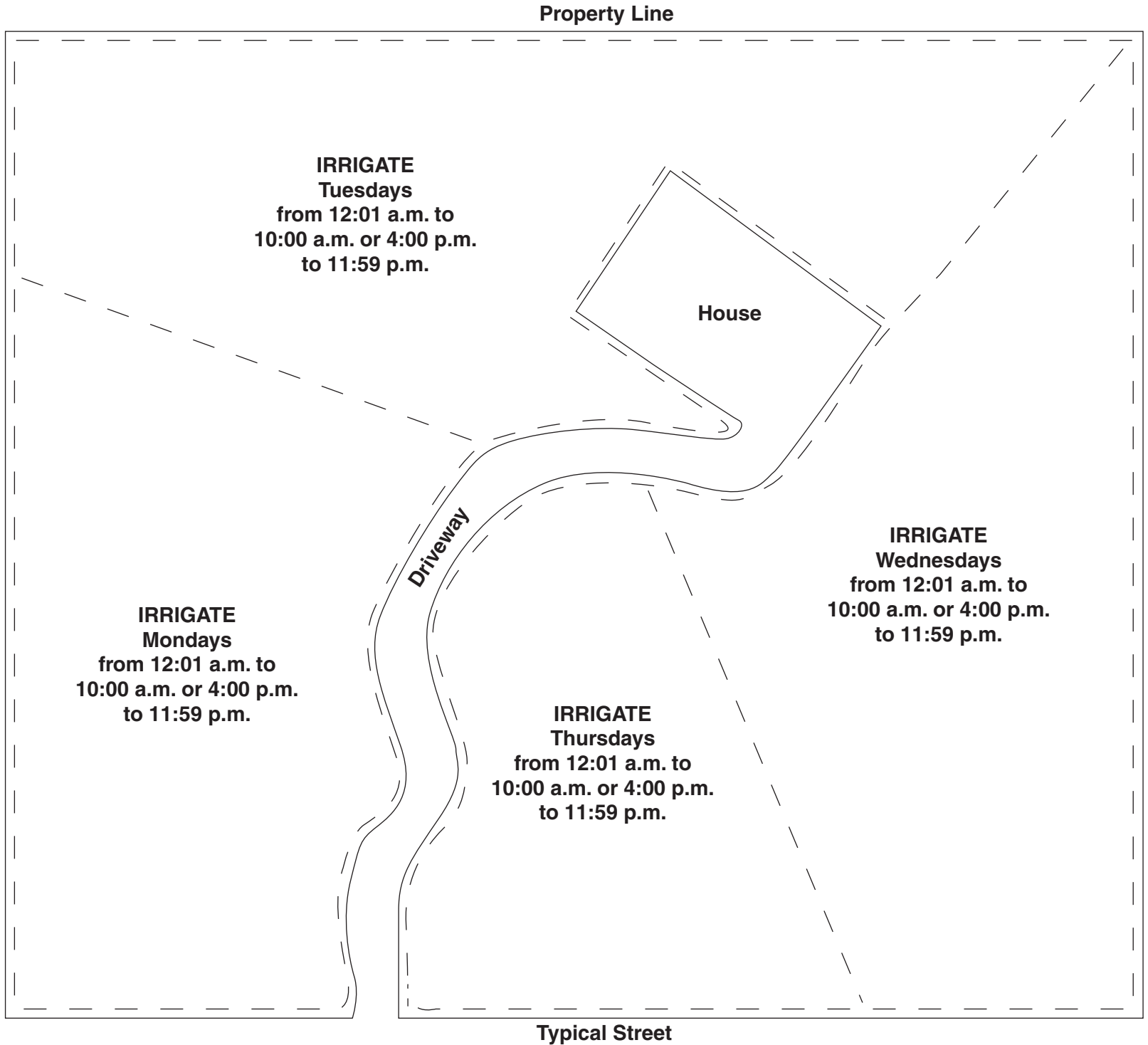
**If you are seeking relief from water restrictions imposed by your city or county, your petition should be sent directly to the appropriate local government agency.**

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# SAMPLE MAP

If you need to separate your property into two or more sections to be irrigated according to an alternative irrigation schedule, you will need to submit a sketch or drawing that:

- Includes roads, buildings, or other landmarks.
- Includes property boundaries.
- Indicates the proposed irrigation day(s) and start and stop times.
- 8 1/2" x 11" paper is preferred.



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- Lots 1-12 Irrigate Mondays from 12:01 a.m. to 10:00 a.m.
- Lots 13-21 Irrigate Tuesdays from 4:00 p.m. to 11:59 p.m.
- Lots 22-34 Irrigate Wednesdays from 4:00 p.m. to 11:59 p.m.
- Lots 35-44 Irrigate Thursdays from 12:01 a.m. to 10:00 a.m.