



Florida Department of Environmental Protection

Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard
Tallahassee, Florida 32399-3000

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Mimi A. Drew
Secretary

September 16, 2010

Gwendolyn Keyes Fleming, Esq.
Regional Administrator
U.S. EPA, Region 4
Atlanta Federal Center
61 Forsyth Street, SW
Atlanta, GA 30303-8960

Re: Certification for Amendments to Rule Nos. 62-302.400 and 62-302.530, F.A.C.;
Amendments to Florida's Surface Water Classification System

Dear Ms. Keyes Fleming:

Under state law, the Department's General Counsel has full authority to independently represent the agency on all matters concerning the state's surface water quality program. In accordance with 40 CFR 131.6(e), I hereby certify that the enclosed amendments to Rule Nos. 62-302.400 and 62-302.530, Florida Administrative Code, amending the State of Florida's surface water classification system and establishing a Class III-Limited sub-classification, were duly adopted pursuant to state law.

The enclosed rule amendments were approved for adoption by the Environmental Regulation Commission at a public hearing on May 20, 2010, filed for adoption with the Department of State under Section 120.54, F.A.C., on July 18, 2010, and went into effect on August 5, 2010. The time to challenge the proposed rule has expired, and the rule was duly adopted under state law upon filing the rule with the Department of State. The Department submits this change to water quality standards to EPA for review and approval in accordance with Section 303(c) of the Clean Water Act. Also enclosed on a disc for assistance in your review is a responsiveness summary with letters from interested parties consistent with 40 C.F.R. 25.8, and various documents supporting this rule change consistent with 40 C.F.R. 131.6 and 40 C.F.R. 131.11.

Gwendolyn Keyes Fleming, Esq.
September 16, 2010
Page 2

If you have any questions regarding this certification, please feel free to contact either Stacey Cowley, senior assistant general counsel, or me at (850) 245-2242.

Sincerely,



Thomas M. Beason
General Counsel

TB/sdc
Enclosures

cc: James Giattiana (EPA Region 4)(with documents on disc)
Lauren Petter (EPA Region 4)(with documents on disc)
Fritz Wagener (EPA Region 4)(with documents on disc)
Jerry Brooks (FDEP)(without enclosures)
Drew Bartlett (FDEP)(without enclosures)
Daryll Joyner (FDEP)(without enclosures)
Russ Frydenborg (FDEP)(without enclosures)
Ken Weaver (FDEP)(without enclosures)
Eric Shaw (FDEP)(with documents on disc)
Stacey Cowley (FDEP)(with documents on disc)