

the journey to restore  
America's  
Everglades



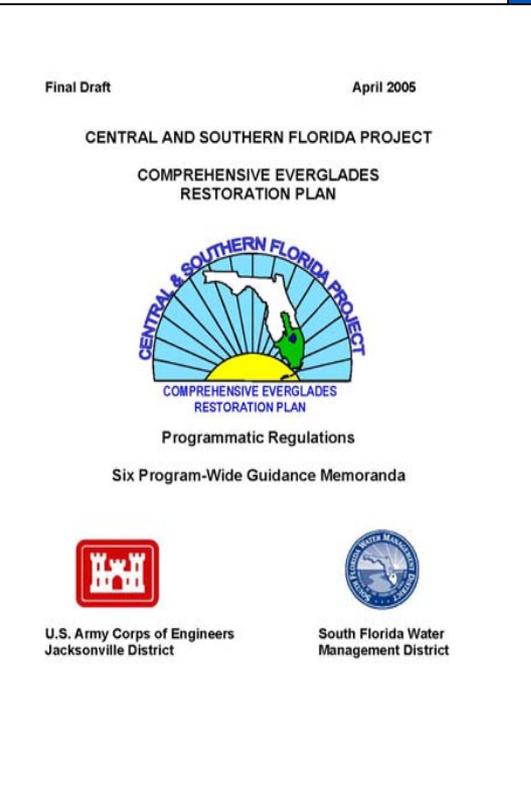
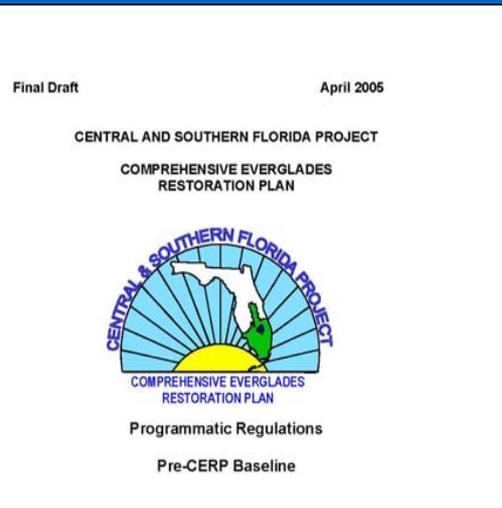
# Guidance Memoranda Pre-CERP Baseline

Task Force Meeting  
May 10, 2005



# Current Status

- Draft documents posted for public comment 23 November - 10 January
- Final draft of documents sent to Washington level on 13 April
  - Final draft documents incorporate changes made in response to public comments and consultation
- Notice of Availability for GMs placed in Federal Register to initiate formal public comment period
- Consultation to occur during public comment period
- Final draft documents available on web site



# General Comments

## Department of the Interior

- Need additional assurances for achieving and maintaining benefits to the natural system
- Concerns with methodology for identifying water in GM 4
- Any significant restructuring of benefits should be done through Plan reformulation, rather than on a project by project basis

## State of Florida

- Use of PIR recommendations model language in GM 4
- Concerns with methodology for identifying water in GM 4

# General Comments (continued)

## Seminole Tribe

- Does not provide necessary level of detail for project teams to formulate projects and resolve key policy issues
- Must continue to strike balance for all stakeholders

## Miccosukee Tribe

- Contrary to Congressional direction, GMs are confusing, duplicative, and contain unnecessary detail
- Consultation should have occurred during drafting of GMs

# General Comments (continued)

## Miami-Dade County

- Procedure for expediting land acquisition needed
- Other legal protections besides Savings Clause should be specified
- Integrate regional and project-level modeling used in plan formulation and design

## National Parks Conservation Association

- Should ensure that natural system gets all water needed to meet goals of Plan
- Concern that all baseline water and water made available be reserved
- Emphasize interim goals more as a means to justify project alternatives, rather than Next-Added Increment and cost-effectiveness

# General Comments (continued)

## Agricultural Coalition

- Goes beyond requirement for technical guidance and establishes policies that do not represent balanced purposes of CERP
- Infringes on state's authority to make water allocations and reservations under state law
- Complicated numerical strategies for identifying water not useful; should base water quantities on Project Operating Manuals
- Lack of resolution of issues such as model update hinders credibility; waste of resources to develop interim goals and targets at this time
- Restoration relies on NSM, not as restoration is defined in Programmatic Regulations

# General Changes to GMs

- Improved overall format and readability of GMs
- Developed new shortened title for GMs to be more descriptive of subject matter
- Clarified cross references and definitions used throughout GMs
- Incorporated final Army guidance developed in response to CEQ “14 Points” Paper

# Changes to GM #1: Project Implementation Reports

- Clarified level of detail required for PIRs – should be commensurate with level of complexity of project
- Added discussion about coordination with RECOVER
- Clarified analyses needed to verify assumption of fee-simple acquisition and consideration of other types of estates
- Added table of baseline conditions and summary of analyses needed for PIRs
- Clarified and better described activities to prepare PIR
- Added attachment on determining hydrologic connections and spatial extent of project effects

# Changes to GM #2: Formulation and Evaluation

- Clarified that “Yellow Book” is starting point for all plan formulation and evaluation
  - Reaffirmation or formulation of additional alternatives
- Clarified alternative evaluation and selection procedure
- Clarified next-added increment procedure
- Clarified four step process for plan formulation and evaluation

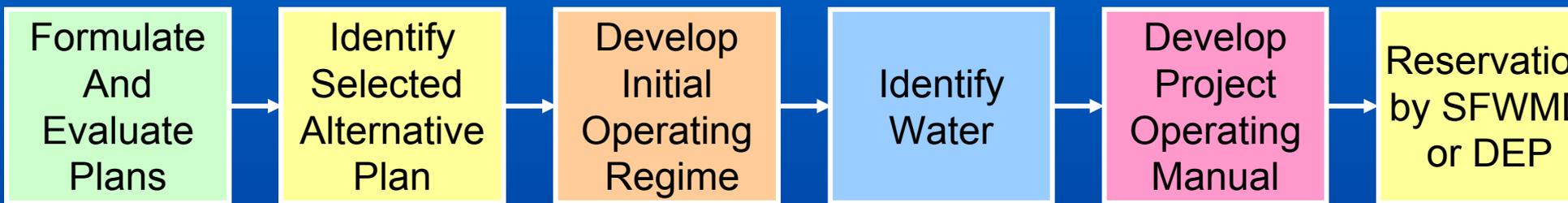
# Changes to GM #3: Savings Clause Analyses

- Reorganized GM to separate elimination and transfer procedures and levels of service for flood protection procedures
- Clarified assurances for other water-related needs
- Clarified legal entitlements information
- Eliminations and transfers now tied to volume changes
- Revised water basins map

# Changes to GM #4: Identifying Water

- Added legal and policy framework information
- Clarified methodology for identifying water
  - Based on system-wide accounting
  - Initial Operating Regime basis for identifying water
- Revised assurance language to be used in PIRs
  - Language as agreed among Army, DOI, and State

# Process for Identifying Water



# Changes to GM #5: Operating Manuals

- Mostly minor editorial changes
- Included linkage with Initial Operating Regime
  - Project Operating Manual will be developed using the Initial Operating Regime

# Changes to GM #6: Assessment Activities

- Clarified adaptive management strategy
- Clarified conditions for initiating adaptive management
- Changed “Technical Dispute Resolution” to “Resolving Technical Disagreements”

# Pre-CERP Baseline

- Provides an aid in determining if existing legal sources of water will be eliminated or transferred as a result of project implementation
- Regional model run completed and posted at:  
[http://modeling.cerpzone.org/cerp\\_recover/pmviewer/pmviewer.jsp](http://modeling.cerpzone.org/cerp_recover/pmviewer/pmviewer.jsp)
- Pre-CERP Baseline document describes assumptions of model run
  - Conditions and operations in effect on date of enactment of WRDA 2000
- Revised November 2004 draft document to incorporate minor changes and clarifications based on comments from Seminole Tribe and LWDD

# Next Steps

- Complete 30-day public comment period on GMs
- Prepare final documents
- Obtain concurrence of Secretary of the Interior and Governor
- Secretary of the Army approves documents



**Questions?**