



September 25, 2008

Mr. Tony McNeal
Florida Department of Environmental Protection
Bureau of Beaches and Coastal Systems
3900 Commonwealth Blvd., MS#300
Tallahassee, FL 32399

Florida Fish
and Wildlife
Conservation
Commission

RE: Marine Turtle Protection Conditions, File #TBA, Emergency Sand Placement, Bathtub Beach, Martin County

Dear Mr. McNeal:

Staff in the Florida Fish and Wildlife Conservation Commission (FWC) has completed review of a request from Martin County to place approximately 1000 cubic yards of beach compatible sand at Bathtub Beach Park, in the vicinity of R-035. Martin County is experiencing significant erosion here due to a low pressure storm off the Carolina's combined with a low in the Bahamas. These storms are generating high waves that are impacting Bathtub Beach and adjacent properties. At this time there are no marine turtle nests remaining at Bathtub Beach, although there are unmarked nests in adjacent areas. We do not object to emergency sand placement during 2008 in the specified areas on Bathtub Beach Park only, provided the following marine turtle protection conditions are included in the final permit for this project in accordance with Florida Statute 379.

1. In the event a sea turtle nest is excavated during construction activities, all work shall cease in that area immediately and the permitted person responsible for egg relocation for the project should be notified so the eggs can be moved to a suitable relocation site.
2. Upon locating a dead, injured, or sick endangered or threatened sea turtle specimen, initial notification must be made to the FWC at 1-888-404-FWCC. Care should be taken in handling sick or injured specimens to ensure effective treatment and care and in handling dead specimens to preserve biological materials in the best possible state for later analysis of cause of death. In conjunction with the care of sick or injured endangered or threatened species or preservation of biological materials from a dead animal, the finder has the responsibility to ensure that evidence intrinsic to the specimen is not unnecessarily disturbed.

Thank you for the opportunity to review this project. Please contact me at 850-922-4330 or via e-mail at robbin.trindell@myfwc.com if you have questions or require additional information.

Sincerely,

Robbin N. Trindell, Ph.D.
Biological Administrator

rnt

U:\Data\Beaches\Martin\2008\bathtub emergency sand.doc

cc: Mr. Jeff Howe, FWS-Vero
Ms. Kathy Fitzpatrick, Martin County
Mr. Mark Taynton, DEP
Mr. Erik Martin, MTP
Tequesta

Commissioners

Rodney Barreto
Chair
Miami

Brian S. Yablonski
Vice-Chair
Tallahassee

Kathy Barco
Jacksonville

Ronald M. Bergeron
Fort Lauderdale

Richard A. Corbett
Tampa

Dwight Stephenson
Delray Beach

Kenneth W. Wright
Winter Park

Executive Staff

Kenneth D. Haddad
Executive Director

Nick Wiley
Assistant Executive
Director

Karen Ventimiglia
Deputy Chief of Staff

Imperiled Species
Management Section

Kipp Frohlich
Section Leader

(850) 922-4330
(850) 922-4338
FAX

*Managing fish and wildlife
resources for their long-
term well-being and the
benefit of people.*

620 South Meridian Street
Tallahassee, Florida
32399-1600
Voice: (850) 488-4676

Hearing/speech impaired:
(800) 955-8771 (T)
(800) 955-8770 (V)

MyFWC.com