

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

NOTICE OF WITHDRAWAL for South Powersports Unlimited, LLC, d/b/a Red Hill Powersports NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of Southeast Powersports Unlimited, LLC, d/b/a Red Hill Powersports, as a new point for motorcycle manufactured by Zero Motorcycles, Inc. (ZERO line-make) franchise dealership in Leon County by Zero Motorcycles, Inc., published in Vol. 38, No. 34, page(s) 3546-3547 of the Florida Administrative Weekly on August 24, 2012, has been withdrawn due to an incorrect address.

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales, Inc., intends to allow the establishment of Broward Motorsports of Palm Beach, LLC, d/b/a Broward Motorsports, as a dealership for the sale of low-speed vehicles manufactured by Polaris Industries, Inc. (line-make GEM) at 2300 Okeechobee Boulevard, West Palm Beach, (Palm Beach County), Florida 33409, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Broward Motorsports of Palm Beach, LLC, d/b/a Broward Motorsports are dealer operator(s): Marc Osheroff, 13600 Stirling Road, Southwest Ranches, Florida 33330 and Sam Nehme, 4760 Sunkist Way, Cooper City, Florida 33330; principal investor(s): Marc Osheroff, 13600 Stirling Road, Southwest Ranches, Florida 33330 and Sam Nehme, 4760 Sunkist Way, Cooper City, Florida 33330.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Michael W. Malone, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zero Motorcycles, Inc., intends to allow the establishment of Fast Ride, Inc., d/b/a Stuart Motorsport. com, as a dealership for the sale of motorcycles manufactured by Zero Motorcycles, Inc. (line-make ZERO) at 4461 Southeast Federal Highway, Stuart, (Martin County), Florida 34997, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Fast Ride, Inc., d/b/a Stuart Motorsports. com, are dealer operator(s): Robert Maione, 4461 Southeast Federal Highway, Stuart, Florida 34997, principal investor(s): Robert Maione, 4461 Southeast Federal Highway, Stuart, Florida 34997.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Karl D. Wharton, Zero Motorcycles, Inc., 170 Technology Circle, Scotts Valley, California 95066.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pacific Rim International West, Inc., intends to allow the establishment of Jab Motorsports Corp., d/b/a Motor Scooters n More as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co. Ltd. (line-make DAIX) at 188 North Federal Highway, Deerfield Beach, (Broward County), Florida 33441, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Jab Motorsports Corp., d/b/a Motor Scooters n More are dealer operator(s): Aurelio Silva, 188 North Federal Highway, Deerfield Beach, Florida 33441; principal investor(s): Aurelio Silva, 188 North Federal Highway, Deerfield Beach, Florida 33441.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Wendy Yu, Pacific Rim International West, Inc., 2181 East Francis Street, Ontario, California 91761.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Road Rat Motors, LLC, intends to allow the establishment of Jaguar Power Sports, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng

Motorcycle Co. Ltd. (line-make ZHNG) at 1265 Lane Avenue South, Unit 6, Jacksonville, (Duval County), Florida 32205, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Jaguar Power Sports, LLC, are dealer operator(s): Shaun Jackrel, 4955 Northwest 21st Street, Gainesville, Florida 32605; principal investor(s): Shaun Jackrel, 4955 Northwest 21st Street, Gainesville, Florida 32605.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Justin Jackrel, Road Rat Motors, LLC, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zero Motorcycles, Inc., intends to allow the establishment of Southeast Powersports Unlimited, LLC, d/b/a Red Hill Powersports as a dealership for the sale of motorcycles manufactured by Zero Motorcycles, Inc. (line-make ZERO) at 2706 North Monroe Street, Tallahassee, (Leon County), Florida 32310, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Southeast Powersports Unlimited, LLC, d/b/a Red Hill Powersports are dealer operator(s): Cody Langston, 3256 Capital Circle Southwest, Tallahassee, Florida 32310, principal investor(s): Danny Langston, 3256 Capital

Circle Southwest, Tallahassee, Florida 32310 and Paul Langston, 3256 Capital Circle Southwest, Tallahassee, Florida 32310.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Christy Hammon, Zero Motorcycles, Inc., 170 Technology Circle, Scotts Valley, California 95066.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Caterpillar, Inc., intends to allow the establishment of Thompson Tractor Co. Inc., as a dealership for the sale of Cat Vocational Trucks CT660 manufactured by Caterpillar, Inc. (line-make CAT) at 4109 Cato Road, Panama City, (Bay County), Florida 32404, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Thompson Tractor Co. Inc., are dealer operator(s): Thompson Tractor Co. Inc., 4109 Cato Road, Panama City, Florida 32404, principal investor(s): Lisa Thompson, 3323 East Briarcliff Road, Birmingham, Alabama 35223, Howard Smith, 3323 East Briarcliff Road, Birmingham, Alabama 35223, Patricia Thompson, 1315 Greystone Crest, Birmingham, Alabama 35242, Hall Thompson, 1315 Greystone Crest, Birmingham, Alabama 35242, Mike Thompson, 1725 Somerset Circle, Birmingham, Alabama 35213, Genie Thompson, 1725 Somerset Circle, Birmingham, Alabama 35213.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Marcos A. Sallowicz, Caterpillar, Inc, 100 Northeast Adams, Peoria, Illinois 61629.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Nissan North America, Inc. Infiniti Division, intends to allow the establishment of TT of Sanford, Inc., d/b/a Sanford Infiniti as a dealership for the sale of vehicles manufactured by Nissan (line-make INFI) at 995 Rinehart Road, Sanford, (Seminole County), Florida 32771, on or after October 7, 2012.

The name and address of the dealer operator(s) and principal investor(s) of TT of Sanford, Inc., d/b/a Sanford Infiniti are dealer operator(s): Terry R. Taylor, 780 South Ocean Boulevard, Palm Beach, Florida 33480; principal investor(s): Peter L. Wilson, 306 Windeliffe Court, Oviedo, Florida 32765, Natalie Taylor, 505 South Flagler Drive, Suite 700, West Palm Beach, Florida 33401 and Trent Taylor, 505 South Flagler Drive, Suite 700, West Palm Beach, Florida 33401.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Randy Glenn, Nissan North America, Inc. Infiniti Division, One Nissan Way, Franklin, Tennessee 37067.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

ADMINISTRATION COMMISSION

DIVISION OF EMERGENCY MANAGEMENT

In re:
EMERGENCY AUTHORIZATION FOR DEM NO. 12-0004
SUSPENSION OF PROCUREMENT
STATUTES, RULES AND ORDERS,
MADE NECESSARY BY TROPICAL
STORM ISAAC.

EMERGENCY ORDER

I hereby find that the Division of Emergency Management's timely performance of disaster response functions related to Tropical Storm Isaac are hindered by the application of procurement procedures imposed by statute, rule, or order.

Therefore, pursuant to the authority granted by Section 4 of Executive Order No 12-199, I hereby suspend, to the extent necessary to ensure said emergency response functions, the effect of any statute, rule, or order, to the extent needed to procure and all necessary supplies, commodities, services, temporary premises, and other resources, to include, without limiting the generality of the foregoing, any and all statutes, rules, and orders which affect budgeting, leasing, printing, purchasing, travel, the conditions of employment and the compensation of employees.

The effective dates of this Order shall correspond to the effective dates of Executive Order 12-199.

Executed this 25th day of August, 2012, in Tallahassee, Leon County, Florida.

FLORIDA DIVISION OF
EMERGENCY MANAGEMENT

Bryan W. Koon, Director
2555 Shumard Oak Blvd.
Tallahassee, Florida 32399

Filed on this date, pursuant to § 120.52, Florida Statutes, with the designated Division Clerk, receipt of which is hereby acknowledged.

Mindy Dowling
Division Clerk

Date: 08/25/2012

A copy of the Emergency Order may be obtained by contacting the Agency Clerk, The Florida Division of Emergency Management, Capital Circle Office Complex, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100

AGENCY FOR HEALTH CARE ADMINISTRATION

**CERTIFICATE OF NEED
GRACE PERIOD LETTERS OF INTENT**

The Agency for Health Care Administration received and accepted the following grace period letters of intent for the September 5, 2012, application filing date for Hospital Beds and Facilities batching cycle:

County: Clay District: 4
Date Filed: 8/14/2012 LOI #: H1208016
Facility/Project: Brooks Rehabilitation Hospital
Applicant: Genesis Rehabilitation Hospital, Inc.
Project Description: Establish a comprehensive medical rehabilitation hospital of up to 60 beds

County: Highlands District: 6
Date Filed: 8/15/2012 LOI #: H1208017

Facility/Project: Highlands Regional Medical Center
 Applicant: Sebring Hospital Management Associates, LLC
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Polk District: 6
 Date Filed: 8/15/2012 LOI #: H1208018

Facility/Project: Heart of Florida Regional Medical Center
 Applicant: Haines City HMA, LLC
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Polk District: 6
 Date Filed: 8/22/2012 LOI #: H1208019

Facility/Project: Lakeland Regional Medical Center
 Applicant: Lakeland Regional Medical Center, Inc.
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 32 beds

County: Brevard District: 7
 Date Filed: 8/17/2012 LOI #: H1208020

Facility/Project: Wuesthoff Medical Center-Rockledge
 Applicant: Rockledge HMA, LLC
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

County: Brevard District: 7
 Date Filed: 8/17/2012 LOI #: H1208021

Facility/Project: Wuesthoff Medical Center-Melbourne
 Applicant: Melbourne HMA, LLC
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 20 beds

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after October 10, 2012, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on September 21, 2012.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No. 0282417-005-EV, OGC No. 11-0936) to CEMEX Construction Materials Florida, LLC, 1501 Belvedere Road, West Palm Beach, Florida 33045, under Section 403.201(1)(a), Florida Statutes, (F.S.), from the provisions of subsection 62-302.530(30), Florida Administrative Code, (F.A.C.), which provides minimum standards for dissolved oxygen levels in surface waters. This variance will authorize the dissolved

oxygen levels in the deeper portions of a manmade lake to fall below the minimum levels set by Rule 62-302.530, F.A.C. The manmade lake is proposed to be constructed at a new limestone mine in Miami-Dade County. The proposed construction will require an environmental resource permit which has been assigned a different file number, File No. 0282417-004, and is not the subject of this intent to issue a variance.

The project is located in Section 32, Township 57 South, Range 39 East, at the northeast corner of Southwest 376 Street and Southwest 167 Avenue, Florida City, Florida 33034.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Bureau of Mining and Minerals Regulation, 2051 East Paul Dirac Drive, Tallahassee, Florida 32310-3760.

Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with Section 403.201, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked

the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S. A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) the name and address of each agency affected and each agency's file or identification number, if known; (b) the name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) a statement of when and how the petitioner received notice of the agency decision; (d) a statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) a concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; (f) a statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) a statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S, which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with

the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

Notice of Receipt of Applications for Permit Coverage under the State's Generic Permit for MS4's

The Department announces receipt of the application listed below for permit coverage under the Generic Permit for Stormwater Discharge from Phase II Municipal Separate Storm Sewer Systems from the City of Ocala and from Osceola County. The application is being processed and is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection in Tallahassee, Florida. Any comments related to noticed application, or objections to use the Generic Permit by any of the noticed applicants must be received by the Department within 14 days from the date of this notice.

Comments may be mailed to the following address: Ms. Heather Ritchie, NPDES Stormwater Section, Department of Environmental Protection, 2600 Blair Stone Road, (M.S. 2500), Tallahassee, FL 32399-2400.

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: <http://appprod.dep.state.fl.us/clearinghouse/>. For information, call: (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Melissa Ann Buckmann, R.N., License #RN 2897952. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Kristi Shawn Faulkner, R.N., License #RN 3279192.

This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Joann Lugo, R.N., License # RN 9197044. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jennifer Anne Shim, R.N., License #RN 9278283. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jamie L. Swart, R.N., License #RN 980972. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On August 24, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Paul Vincent Rivers, RPH, License #PS 37033. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of the Availability of

The 2012 Trauma Center Letter Of Intent

NAME OF AGENCY: Department of Health (DOH)

PACKAGE TITLE: Florida Trauma Center Letter of Intent

PURPOSE AND EFFECT: The Department of Health is mandated by Section 395.4025(2)(a), Florida Statutes, to notify Florida licensed acute care hospitals of their right to submit a Letter of Intent, DH Form 1840, to apply to become a trauma center.

ELIGIBILITY: Florida licensed acute care hospitals are eligible to apply.

AUTHORITY: Section 395.4025(2)(a), Florida Statutes.

Rule 64J-2.012, Florida Administrative Code.

TO OBTAIN A PACKAGE: You may request a Letter of Intent package by telephone, fax, mail, or visit the Office of Trauma's website at:

<http://doh.state.fl.us/demo/Trauma/index.html> "Letter of Intent 2012".

Telephone: (850)245-4444, ext. 2756 or Suncom: 205-4440.

Fax: (850)488-2512.

Mail request to, Florida Department of Health, Division of Emergency Operations, Office of Trauma, 4052 Bald Cypress Way, and Bin #C-18 Tallahassee, FL 32399-1738.

DEADLINE: Letters of Intent must be postmarked between September 1, 2012 and midnight, October 1, 2012.

CONTACTS: Bernadette Behmke, (850)245-4444, ext. 2756, or Susan McDevitt, (850)245-4444, ext. 2760, Suncom: 205-4440.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Final Order No.: DEO-12-037

In re: POLK COUNTY LAND DEVELOPMENT REGULATIONS ADOPTED BY POLK COUNTY ORDINANCE NO.: 12-003

FINAL ORDER

The Department of Economic Opportunity (the "Department") hereby issues its Final Order, pursuant to Sections 380.05(6) and (11), Florida Statutes, (2011), approving Polk County Ordinance No.: 12-003 (the "Ordinance").

FINDINGS OF FACT

1. The Green Swamp Area is designated by Section 380.0551, Florida Statutes (2011), and Chapter 28-26, Florida Administrative Code, as an area of critical state concern. Polk County is a local government within the Green Swamp Area.
2. The Ordinance was adopted by Polk County on January 24, 2012. The Department received the Ordinance for review on February 13, 2012.
3. Ordinance No.: 12-003 amends Chapters 3 and 4 of the Land Development Code, to allow more than four attached multifamily units for areas that are within both the Residential Low land use designation and the Transit Supportive Development Area.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Green Swamp Area of Critical State Concern. Sections 380.05(6) and (11), Florida Statutes (2011).
5. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. Section 380.031(8), Florida Statutes (2011). The regulations adopted by the Ordinance are land development regulations.
6. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. Section 380.05(6), Florida Statutes (2012). The

Principles for Guiding Development in the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003, Florida Administrative Code ("Principles").

7. The Ordinance is consistent with the Principles for Guiding Development as a whole and is not inconsistent with any Principle.
8. The Ordinance is consistent with the Polk County Comprehensive Plan and furthers Objective 2.104-A, and Policy 2.104-A5.

WHEREFORE, IT IS ORDERED that Ordinance No.: 12-003 is found to be consistent with the Principles for Guiding Development of the Green Swamp Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

/s/

J. Thomas Beck, AICP

Director, Division of Community Planning
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A

WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 107 EAST MADISON STREET, MSC #110, TALLAHASSEE, FLORIDA 32399-4128.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 22nd day of August, 2012.

/s/ _____
Miriam Snipes, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By U.S. Mail:
Michael F. Craig, Esq.
Polk County Attorney
Drawer AT01
P. O. Box 9005
Bartow, FL 33831

Thomas Deardorff, Director
Growth Management Department
P. O. Box 9005, Drawer GM03
Bartow, FL 33831

Richard M. Weiss, Clerk
Board of County Commissioners
P. O. 988
Bartow, FL 33831

By Hand Delivery or Interagency Mail:

Rebecca Jetton, Community Planning Administrator, DEO,
Tallahassee, FL

David L. Jordan, Assistant General Counsel, DEO,
Tallahassee, FL

SOUTH BROWARD HOSPITAL DISTRICT

NOTICE PURSUANT TO SECTION 155.40(5)(e)1.,
FLORIDA STATUTES

On June 20, 2012, the South Broward Hospital District Board of Commissioners held a public hearing to determine, in accordance with Florida Statute §155.40, whether the South Broward Hospital District should continue to own and operate its hospitals or whether any of the individual hospitals, or the system, should be operated by a for-profit or a not-for-profit entity. Based upon the totality of the information considered by the Board, including the valuation report by Ponder and Company, the comparisons of the operating costs and measurable quality outcomes between the hospitals operated by the South Broward Hospital District and other similarly situated not-for-profit and for-profit hospitals with similar service mixes, comments from the community, comments by the Board members, documents and letters received, and strategic planning activities conducted by the Board, the South Broward Hospital District Board of Commissioners made the following findings:

There is not a meaningful difference in the cost of operations between the District's hospitals, individually and collectively, and other similarly situated not-for-profit or for-profit hospitals with similar service mixes, using publicly available data provided by Agency for Health Care Administration and the quality metrics identified by the Centers for Medical and Medicaid Services Core Measures;

It is more beneficial to taxpayers and the District's affected community for the District's hospitals, individually and collectively, to be operated by a governmental entity, rather than be operated by a not-for-profit or for-profit entity with similar or better cost efficiencies and measurable outcomes as identified by the Centers for Medical and Medicaid Services Core Measures; and

There is not a net benefit to the community to operate the District's hospitals, either individually or collectively, as not-for-profit or for-profit entities, and use the proceeds of their sale or lease for the purposes described in Florida Statute 155.40(16).

For the above reasons, the South Broward Hospital District Board of Commissioners determines that it is in the best interest of the District's affected community for the District to continue to own and operate the District's hospitals, individually and collectively, as a public not-for-profit entity, rather than consider a sale or lease to a third party.
