

## Section I

### Notice of Development of Proposed Rules and Negotiated Rulemaking

**FLORIDA HOUSING FINANCE CORPORATION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
67-59.001	Purpose and Intent
67-59.005	Definitions
67-59.010	Programs
67-59.020	Eligibility for UMAP or UMAP/MLRP
67-59.030	Eligibility for MLRP Only
67-59.040	Application
67-59.050	Form of Assistance
67-59.060	Quarterly Reviews
67-59.070	Quarterly Reviews

**PURPOSE AND EFFECT:** The purpose of this Rule is to establish the procedures by which the Corporation shall develop eligibility criteria, administer the Application process, determine loan amounts, and make mortgage loans for existing homeowners.

**SUBJECT AREA TO BE ADDRESSED:** Hardest Hit Fund Program.

**RULEMAKING AUTHORITY:** 420.507(33) FS.

**LAW IMPLEMENTED:** 420.507(33) FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.**

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** David R. Westcott, Director of Homeownership Programs, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329, (850)488-4197

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

## Section II

### Proposed Rules

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**State Boxing Commission**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
61K1-1.0026	Approval of Matches, Fight Cards, Issuance of Permits; Assignment of Event Officials

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rulemaking is to clarify the obligations of the

commission, the commission staff, and commission officials, and remove unnecessary and burdensome language.

**SUMMARY:** The proposed rules clarify the obligations of the commission, the commission staff, and commission officials, and remove unnecessary and burdensome language.

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**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Commission conducted an analysis of the proposed rule’s potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 548.003 FS.

**LAW IMPLEMENTED:** 548.004, 548.006, 548.011, 548.056 FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.**

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** John MacIver, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)488-0062

**THE FULL TEXT OF THE PROPOSED RULE IS:**

61K1-1.0026 Approval of Professional Matches, Fight Cards, Issuances of Permits; Assignment of Event Officials.

(1) Approval of Matches.

(a) All professional boxing, kickboxing, and mixed martial arts matches shall be approved by the executive director or his or her designee.

(b) Main event contracts shall be placed on file with the commission for approval at least ten (10) days prior to the event unless an exception is made by the executive director or his or her designee.

(c) Contracts for all participants contending on the fight card shall be filed prior to the scheduled weigh-in time for the event unless an exception is made by the executive director or his or her designee.

(d) The grounds for denial of a promoter’s request to hold a match include, but are not limited to:

1. The failure of the promoter or any person connected with the promotion and under the jurisdiction of the commission to comply with any statute or rule regulating boxing, kickboxing and mixed martial arts, in the State of Florida;

2. The match is a mismatch based on the record, experience, skill and condition of the participants;

3. The commission does not have adequate staff to enforce the statutes and rules regulating boxing, kickboxing, or mixed martial arts enacted and adopted to protect the health, safety and welfare of the participants and consumers and guarantee the collection of revenue due to the State from the match and all ancillary rights incident thereto;

4. Any factors suggesting that the match will not be held in accordance with Chapter 548, F.S., and/or the rules of the commission;

5. Any factors that constitute a danger to the public health, safety, or welfare of the public or participant.

(e) Change in Program, Postponement; Substitution

1. Changes to or postponement of a schedule of matches for which a permit has been issued shall be granted at the discretion of the executive director, upon reasonable, written notice to the commission. If a date or time change causes undue hardship to a licensee or registrant under contract for such changed or postponed match, the matchmaker or promoter may request reasonable substitution. Any requested changes to the main event must be filed at least 24 hours before the contest.

2. Notice of any change in announced or advertised programs for any main event shall be filed with the commission at least 24 hours before the contest. Notice of such change or substitution shall also be conspicuously posted at the box office, and announced from the ring before the opening contest.

3. Substitutions shall not be permitted in a main event contest except in cases of emergency, where the substitution is reasonable at the discretion of the executive director or his or her designee, who should take into account the impact of the substitution to the licensees, permittees, and ticket purchasers when determining reasonableness.

(2) The executive director or his or her designee will ensure that the following procedures are followed when assigning event officials for professional events:

(a) The executive director or his or her designee shall primarily use a rotation system in making assignments to

ensure that selections are fair and impartial while protecting the health, safety, and welfare of the participants involved.

(b) Factors which may necessitate deviation from the rotation system include, but are not limited to:

1. The physical location of the event officials to the city in which the event is held;

2. Perception of possible bias;

3. Availability to accept assignments;

4. Whether the assignee meets the minimum requirements and qualifications necessary to complete his/her duties;

5. Skill, experience, past performance, and prior complaints filed with the Department against any event official;

6. Any factors suggesting that the event will not be held in accordance with Section 548, F.S., and/or the rules of the commission;

7. Any factors that constitute a danger to the health, safety, or welfare of the public or any participant.

(c) Exceptions may be necessary for high profile events:

1. The executive director or his or her designee will take into consideration the skill, experience, past performance, and length of service of the event official;

2. At all times the executive director or his or her designee will ensure that the event official meets the minimum requirements and qualifications as provided for by Section 548, F.S., and the rules adopted by the commission.

(d) If, during the course of a match, an event official receives an injury or is unable to continue acting in his capacity as event official, the commission representative shall:

1. Select another qualified person to act as event official for the remainder of the match and program of matches; or

2. If no qualified person is available, cancel the remainder of the match and program of matches.

(3) If the event official fails to perform job duties or responsibilities in accordance with Chapter 548, F.S., and the rules adopted by the commission, the executive director, ~~or~~ his or her designee, or any other interested party may file a complaint with the department . If the failure to meet performance standards endangered the health, safety, and welfare of the public or any participant, the executive director or his or her designee shall file a complaint with the department against the licensee.

Rulemaking Authority 548.003 FS. Law Implemented 548.004, 548.006, 548.011, 548.056 FS History–New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Florida State Boxing Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY  
 HEAD: October 1, 2013  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
 PUBLISHED IN FAR: January 18, 2013

**Section III**  
**Notice of Changes, Corrections and**  
**Withdrawals**

NONE

**Section IV**  
**Emergency Rules**

NONE

**Section V**  
**Petitions and Dispositions Regarding Rule**  
**Variance or Waiver**

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1075 Medical Director

NOTICE IS HEREBY GIVEN that on August 28, 2013, the Agency for Health Care Administration, received a petition for Wavier of paragraph 59A-4.1075(2)(c), Florida Administrative Code, from the Petitioner, ACV Health Services, LLC d/b/a Good Samaritan Center. The petition requests a one year wavier of paragraph 59A-4.1075(2)(c), Florida Administrative Code, that requires physicians serving as medical directors to maintain his/or her principal office within 60 miles of the facility.

A copy of the Petition for Variance or Waiver may be obtained by contacting: John Bradley, Senior Attorney, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308, john.bradley@ahca.myflorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on October 15, 2013, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Union 700 Warehouse,

filed September 23, 2013, and advertised on September 26, 2013 in Vol. 39, No. 188, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators with firefighters' emergency operations because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-320).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

NOTICE IS HEREBY GIVEN that on October 4, 2013, the Department of Environmental Protection received a petition for variance from Charley Toppino & Sons, Inc. The petition requested a variance from subparagraph 62-4.050(4)(m)11., F.A.C., which requires a permit application fee of \$750 per each Class V injection well. The petition requested a reduction in the fee for approximately 36 temporary dewatering Class V, Group 6, underground injection control wells that are to be constructed in Monroe County on Lower Sugarloaf Key, Ramrod Key, Little Torch Key, and North and South Big Pine Key for the Cudjoe Key Regional Wastewater collection system project. The petition has been assigned OGC File No. 13-1239.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Department of Environmental Protection, Division of Water Resource Management, Mail Station 3530, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, Attn: Joe Habersfeld, telephone: (850)245-8655, joe.habersfeld@dep.state.fl.us during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays. Written comments must be received by the Department of Environmental Protection no later than 14 days from the date of publication of this notice.

**Section VI**  
**Notice of Meetings, Workshops and Public**  
**Hearings**

**DEPARTMENT OF STATE**

Division of Library and Information Services

The State Historical Records Advisory Board announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2013, 9:00 a.m. – 11:00 a.m. (EST)

PLACE: Room 306B, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399. This meeting will be conducted via conference call.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Review the status of the Board's Statewide Partnership Grant; review the Board's Strategic Plan for 2012-2015; receive an update on the State Library and Archives' programs.

A copy of the agenda may be obtained by contacting: Gerard Clark, Coordinator, Florida State Historical Records Advisory Board, (850)245-6639 or a copy of the agenda is available at: <http://info.florida.gov/archives/shrab/meetings>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: (850)245-6600 or TDD (850)922-4085. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Florida Forest Service

**RULE NO.: RULE TITLE:**

5I-7.007 Ranking, Review and Approval of Priority Acquisition List

The Florida Department of Agriculture and Consumer Services, Florida Forest Service announces a public meeting to which all persons are invited.

**DATE AND TIME:** November 15, 2013, 9:00 a.m.

**PLACE:** Florida Department of Agriculture and Consumer Services, Eyster Conference Room, 3125 Conner Boulevard, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Department of Agriculture and Consumer Services, Florida Forest Service, Rural and Family Lands Program Selection Committee, announces a public meeting to which all persons are invited to attend. The purpose of the meeting is to have the Rural Lands Program Selection Committee receive public comment, and by majority vote, adopt a list of projects, in priority order, that qualify for acquisition under the Rural and Family Protection Program.

A copy of the agenda may be obtained by contacting: John Browne, Florida Department of Agriculture and Consumer Services, Florida Forest Service, Land Programs Administrator, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)681-5818 or online at <http://www.freshfromflorida.com/Public-Notices/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 15 days before the workshop/meeting by contacting: John Browne, Florida Department of Agriculture and Consumer Services, Florida Forest Service, Land Programs Administrator, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)681-5818. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: John Browne, Florida Department of Agriculture and Consumer Services, Florida Forest Service, Land Programs Administrator, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)681-5818.

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**DEPARTMENT OF EDUCATION**

University of South Florida

The University of South Florida announces a public meeting to which all persons are invited.

**DATE AND TIME:** October 29, 2013, 9:30 a.m.

**PLACE:** USF Patel Center, President's Boardroom

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The local Public Art Selection Committee for USF project BR 512, Patel Center for Global Solutions, will meet to review the site and images of the work of nominated artists.

A copy of the agenda may be obtained by contacting: Sarah Howard, Administrator of Public Art, (813)974-2203, [showard@usf.edu](mailto:showard@usf.edu).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Sarah Howard, Administrator of Public Art, (813)974-2203, [showard@usf.edu](mailto:showard@usf.edu). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sarah Howard, Administrator of Public Art, (813)974-2203, [showard@usf.edu](mailto:showard@usf.edu).

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**STATE BOARD OF ADMINISTRATION**

The State Board of Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, November 18, 2013, 9:00 a.m. – 12:00 Noon (EST)

PLACE: Hermitage Room, First Floor, The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Audit Committee.

A copy of the agenda may be obtained by contacting: Daniel Weber, (850)413-1249, email: Daniel.Weber@sbafla.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: James Linn, (850)413-1166, email: james.linn@sbafla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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**DEPARTMENT OF CITRUS**

The Florida Department of Citrus announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2013, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 E. Main Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will convene for the purpose of standing committee meetings and the regularly scheduled meeting of the Florida Citrus Commission. The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, program evaluation measurements, licensing, issues pertaining to Chapter 601, F.S., rulemaking; and any other matter addressed during regular meetings of the Commission.

A copy of the agenda may be obtained by contacting: Heather Facey, Florida Department of Citrus, P O Box 9010, Bartow, Florida 33831 or hfacey@citrus.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Dianne Screws at dscrews@citrus.myflorida.com or (863)537-3984. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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**EXECUTIVE OFFICE OF THE GOVERNOR**

The Correctional Medical Authority announces a public meeting to which all persons are invited.

DATE AND TIME: October 30, 2013, 1:00 p.m. – 3:00 p.m.

PLACE: The Capitol, Suite 2107 or conference call: 1(888)670-3525, conference code 7388172939#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Meeting.

A copy of the agenda may be obtained by contacting: Executive Director, Correctional Medical Authority, 400 South Monroe St, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: (850)717-9306. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: (850)717-9306.

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**WATER MANAGEMENT DISTRICTS**

St. Johns River Water Management District

The Central Florida Water Initiative (CFWI), Steering Committee consists of a Governing Board member from the St. Johns River Water Management District, South Florida Water Management District, and Southwest Florida Water Management District each, and a representative from each of the following: The Florida Department of Environmental Protection, Florida Department of Agricultural and Consumer Services, Tohopekaliga (Toho) Water Authority. Toho's representative also represents other water supply utilities within the Central Florida Coordination Area. The CFWI Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 25, 2013, 9:30 a.m.

PLACE: TOHO Water Authority, 951 Martin Luther King Blvd., Kissimmee, FL 34741

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CFWI Steering Committee is a collaborative effort among government agencies formed to address water resource issues in the area known as the Central Florida Coordination Area. The CFWI Steering Committee will consider matters appearing on the agenda for the meeting or matters added to the agenda as determined by the Chair of the Committee. Additional information about this effort may be found at <http://cfwiwater.com>. Note: One or more additional Governing Board members from each of the three districts named above may attend and participate in the meeting of the CFWI Steering committee.

A copy of the agenda may be obtained by contacting: John Shearer Consulting Inc., 1917 Wingfield Drive, Longwood, FL 32779, (321)297-7372, email: johnshearer@cfl.rr.com or <http://cfwiwater.com> seven days before the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Nilsa Diaz, Executive Assistant to the Executive Director, Tohopekaliga Water Authority, (407)944-5000. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Woody Boynton Jr., Assistant Executive Director, St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429, (386)329-4101, email: wboynton@sjrwm.com; Dean Powell, Chief of Water Supply Bureau, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6787, email: dpowell@sfwmd.gov; Rand Frahm, Planning Manager, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, email: rand.frahm@watermatters.org; John Shearer, Shearer Consulting Inc., 1917 Wingfield Drive, Longwood, FL 32779, (321)297-7372, email: johnshearer@cfl.rr.com.

**DEPARTMENT OF HEALTH**

Board of Medicine

**RULE NO.: RULE TITLE:**

64B8-10.003 Costs of Reproducing Medical Records

The Board of Medicine hereby gives notice of an additional hearing on Rule 64B8-10.003, to be held before the full Board. DATE AND TIME: Friday, December 6, 2013, 8:00 a.m.

PLACE: The Florida Hotel and Conference Center at the Florida Mall, 1500 Sand Lake Road, Orlando, Florida 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board took public testimony on this rule at public hearings held on August 2, 2013, and October 3, 2013. The Board will consider the testimony from the public hearings and make a determination on whether changes need to be made to the proposed rule. The rule amendment was published in Vol. 39, No. 95 of the May 15, 2013, issue of the Florida Administrative Register (FAR).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison M. Dudley, J.D., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days

prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**DEPARTMENT OF HEALTH**

Board of Nursing

The Florida Board of Nursing Central Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 29, 2013, 2:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number 1(888)670-3525, code 9638257208.

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Board at (850)245-4125. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

**FLORIDA HOUSING FINANCE CORPORATION**

The Florida Housing Finance Corporation announces public meetings to which all persons are invited.

DATES AND TIMES: Tuesday, November 5, 2013, 9:30 a.m.; Friday, November 8, 2013, 10:00 a.m.

PLACE: Rick Seltzer Conference Room, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: The first Review Committee meeting will be to discuss the proposals received from qualified Offerors for Multifamily Trustee Services and to answer any questions the Review Committee may have regarding the proposals submitted in response to Florida Housing Finance Corporation's Request for Qualifications 2013-15. The second Review Committee meeting will be to give the scores, rank the proposals and to submit a recommendation to Florida Housing's Board of Directors.

A copy of the agenda may be obtained by contacting: Della Harrell, (850)488-4197 or [della.harrell@floridahousing.org](mailto:della.harrell@floridahousing.org). Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Della Harrell at Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

**FISH AND WILDLIFE CONSERVATION COMMISSION**  
 Freshwater Fish and Wildlife  
 The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.  
**DATE AND TIME:** October 30, 2013, 7:00 p.m.  
**PLACE:** Palm Beach County Vista Center, 2300 N Jog Rd., West Palm Beach, FL 33411  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive public comment regarding considerations for FWC's ten-year Management Plan for the FWC Lead Managed Portions of J.W. Corbett Wildlife Management Area (JWCWMA).  
 This hearing is being held exclusively for discussion of the draft J.W. Corbett WMA Management Plan. This meeting is not being held to discuss area hunting or fishing regulations. For more information on the process for FWC rule and regulation development go online to: [myfwc.com/about/rules-regulations/rule-changes/](http://myfwc.com/about/rules-regulations/rule-changes/) or call (850)487-1764.  
 This event is not sponsored by or affiliated with Palm Beach County.  
 A Management Prospectus for J.W. Corbett WMA and copy of the agenda is available upon request from the Florida Fish and Wildlife Conservation Commission, Land Conservation and Planning Group, 620 South Meridian Street, Tallahassee, Florida 32399-1600, Telephone: (850)487-9982 or (850)487-7063, email: [Julie.Kilgore@myfwc.com](mailto:Julie.Kilgore@myfwc.com).

**FLORIDA ASSOCIATION OF COURT CLERKS**  
 The Florida Local Government Investment Trust announces a public meeting to which all persons are invited.  
**DATE AND TIME:** October 25, 2013, 10:30 a.m.

**PLACE:** The Offices of Nabors, Giblin & Nickerson, P.A., located at 2502 Rocky Point Drive, Suite 1060, Tampa, FL 33607  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General operational matters.  
 A copy of the agenda may be obtained by contacting: Bryant Gries at (850)577-4521 or [bgries@flclerks.com](mailto:bgries@flclerks.com).  
 For more information, you may contact: Bryant Gries at (850)577-4521 or [bgries@flclerks.com](mailto:bgries@flclerks.com).

## Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**  
 Electrical Contractors' Licensing Board  
 NOTICE IS HEREBY GIVEN that on September 30, 2013, the Electrical Contractors' Licensing Board has received the petition for declaratory statement from Jose Salas, President of Black Hawk Protection Services, Inc. The petition seeks the agency's opinion as to the applicability of subsections 489.518(1), 489.505(2), (25), and (27), F.S., as it applies to the petitioner.  
 The petition seeks the Board's interpretation of subsections 489.518(1), 489.505(2), (25), and (27), F.S., as to whether Black Hawk Protection Services, Inc. can be classified as an Alarm System Contractor under subsection 489.505(2) and if its employees will be required to meet the qualifications in subsections 489.518(1) and 489.505(25), F.S. per the job descriptions as stated in the petition. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.  
 A copy of the Petition for Declaratory Statement may be obtained by contacting: Daniel Biggins, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, [Daniel.Biggins@myfloridalicense.com](mailto:Daniel.Biggins@myfloridalicense.com) or by telephoning (850)487-1395.

## Section VIII Notice of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

REQUEST FOR PRELIMINARY PROPOSALS ANNOUNCEMENT FISCAL YEAR 2015-2016 FLORIDA AQUACULTURE REVIEW COUNCIL

The Florida Aquaculture Review Council announces a request for Preliminary Proposals to perform aquaculture-oriented applied research projects during fiscal year 2015-2016. Preliminary Proposals will be critically reviewed by the Council and selected investigators invited to submit full proposals. The source of funding for projects will be a State of Florida Legislative appropriation. No dollar amount is currently set aside for aquaculture projects. Funding for projects selected by the Council is not guaranteed.

Instructions to prepare and submit a Preliminary Proposal are available from: Paul Zajicek, Division of Aquaculture, 1203 Governor’s Square Blvd., Ste. 501, Tallahassee, Florida 32301-2961, (850)488-5471, Paul.Zajicek@FreshfromFlorida.com or can be viewed or downloaded from http://www.freshfromflorida.com/Divisions-Offices/Aquaculture. The deadline for submitting a completed Preliminary Proposal is Friday, December 13, 2013, 5:00 p.m. (local time).

DEPARTMENT OF MANAGEMENT SERVICES Division of Building Construction MSFM-13001010 – CM

STATE OF FLORIDA

DEPARTMENT OF MANAGEMENT SERVICES

DIVISION OF REAL ESTATE DEVELOPMENT AND MANAGEMENT PUBLIC ANNOUNCEMENT FOR CONSTRUCTION CONTRACTORS TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES

REQUEST FOR QUALIFICATIONS (RFQ): The Department of Management Services, Division of Real Estate Development and Management, request qualifications for licensed general contractors, to submit for Construction Management at Risk services on the following project:

PROJECT NUMBER: MSFM-13001010

PROJECT NAME: ADA Upgrades, The Capitol Complex

LOCATION: Tallahassee, Florida

SHORTLIST DATE: November 21, 2013

INTERVIEW DATE: December 19, 2013

ESTIMATED CONSTRUCTION BUDGET: Current funding is approximately \$2,400,000.00 with additional funding contingent upon appropriations by the Legislature.

For details please visit the Department’s website http://www.myflorida.com/apps/vbs/vbs\_www.main\_menu and click on “Search Advertisements – Division of Real Estate Development and Management” Look for “Opportunities for Design and Construction Firms” and click on link.

The award will be made in accordance with Section 255.29, Florida Statutes, and the procedures and criteria of the Departments Division of Real Estate Development and Management.

Section XII

Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION Certificate of Need

LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the November 13, 2013 application filing date for Other Beds and Programs batching cycle:

County: Escambia District: 1 (Service Area 1)

Date Filed: 10/14/2013 LOI #: N1310001

Facility/Project: Sacred Heart Hospital

Applicant: Sacred Heart Health System, Inc.

Project Description: Establish an adult kidney transplantation program



County: Hernando District: 3D  
 Date Filed: 10/14/2013 LOI #: N1310002  
 Facility/Project: Hospice of Citrus and the Nature Coast  
 Applicant: Hospice of Citrus County, Inc.  
 Project Description: Establish a new hospice program  
 County: Pinellas District: 5 (Service Area 2)  
 Date Filed: 10/14/2013 LOI #: N1310003  
 Facility/Project: Largo Medical Center  
 Applicant: Largo Medical Center, Inc.  
 Project Description: Establish an adult kidney transplantation program  
 County: Polk District: 6B  
 Date Filed: 10/14/2013 LOI #: N1310004  
 Applicant/Facility/Project: Greystone Hospice of District 6B LLC  
 Project Description: Establish a new hospice program  
 County: Polk District: 6B  
 Date Filed: 10/14/2013 LOI #: N1310005  
 Applicant/Facility/Project: VITAS Healthcare Corporation of Florida  
 Project Description: Establish a new hospice program  
 County: Orange District: 7 (Service Area 3)  
 Date Filed: 10/14/2013 LOI #: N1310006  
 Facility/Project: Arnold Palmer Medical Center  
 Applicant: Orlando Health, Inc.  
 Project Description: Establish a pediatric bone marrow transplantation program  
 County: Orange District: 7B  
 Date Filed: 10/14/2013 LOI #: N1310007  
 Applicant/Facility/Project: Compassionate Care Hospice of Orange and Osceola, Inc.  
 Project Description: Establish a new hospice program  
 County: Orange District: 7B  
 Date Filed: 10/14/2013 LOI #: N1310008  
 Applicant/Facility/Project: Greystone Hospice of District 7B LLC  
 Project Description: Establish a new hospice program  
 County: Orange District: 7B  
 Date Filed: 10/14/2013 LOI #: N1310009  
 Applicant/Facility/Project: Halifax Hospice, Inc.  
 Project Description: Establish a new hospice program  
 County: Broward District: 10  
 Date Filed: 10/14/2013 LOI #: N1310010  
 Applicant/Facility/Project: Compassionate Care Hospice of Broward, Inc.  
 Project Description: Establish a new hospice program  
 County: Broward District: 10  
 Date Filed: 10/14/2013 LOI #: N1310011

Applicant/Facility/Project: Greystone Hospice of District 10 LLC  
 Project Description: Establish a new hospice program  
 County: Broward District: 10  
 Date Filed: 10/14/2013 LOI #: N1310012  
 Applicant/Facility/Project: Seasons Hospice & Palliative Care of Broward Florida, Inc.  
 Project Description: Establish a new hospice program  
 County: Miami-Dade District: 11-1  
 Date Filed: 10/14/2013 LOI #: N1310013  
 Facility/Project: Homestead Manor, A Palace Community  
 Applicant: Helen Homes of South Dade, LLC  
 Project Description: Add up to 24 community nursing home 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 December 18, 2013, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on November 20, 2013.

DEPARTMENT OF ECONOMIC OPPORTUNITY  
 Division of Community Development  
 Final Order no.: DEO-13-104  
 In re: A LAND DEVELOPMENT REGULATION  
 ADOPTED BY MONROE COUNTY, FLORIDA,  
 ORDINANCE NO. 024A-2013

**FINAL ORDER**  
**APPROVING MONROE COUNTY**  
**ORDINANCE NO. 024A-2013**

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Fla. Stat. (2013), approving land development regulations adopted by Monroe County, Florida, Ordinance No. 024A-2013 (the “Ordinance”).

**FINDINGS OF FACT**

The Florida Keys Area is designated by § 380.0552, Fla. Stat., as an area of critical state concern. Monroe County is a local government within the Florida Keys Area.

The Ordinance was adopted by Monroe County on July 17, 2013, and rendered to the Department on August 26, 2013.

The Ordinance amends the Monroe County Code to correct a scrivener’s error related to the adoption of Ordinance 003-2013. Ordinance 003-2013 mistakenly states the parking requirements for single-family units and mobile homes under Section 114-67(c) of the Monroe County Code to be “2.0 spaces per each 1-bedroom dwelling unit; 2.0 spaces per each 2-bedroom dwelling unit; and 3.0 spaces per each 3 or more bedroom dwelling unit.” The present Ordinance (024A-2013) corrects this requirement to the originally intended “2.0 spaces

per dwelling unit or mobile home.” The Ordinance does not make any other changes.

**CONCLUSIONS OF LAW**

The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. §§ 380.05(6) and (11) and § 380.0552(9), Fla. Stat.

“Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by the Ordinance are land development regulations.

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. §§ 380.05(6) and 380.0552(9), Fla. Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Fla. Stat.

The Ordinance is consistent with the Principles for Guiding Development as a whole, and specifically furthers the following Principle in § 380.0552(7), Fla. Stat.:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

The Ordinance is consistent with Policy 101.16.1 and Policy 301.8.2 of the Monroe County Comprehensive Plan.

WHEREFORE, IT IS ORDERED that Monroe County Ordinance No. 024A-2013 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern and is hereby **APPROVED**.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Leon County, Florida.

/s/  
 William B. Killingsworth, Director  
 Division of Community Development  
 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, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND 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:

AGENCY CLERK  
 DEPARTMENT OF ECONOMIC OPPORTUNITY  
 OFFICE OF THE GENERAL COUNSEL  
 107 EAST MADISON STREET, MSC 110  
 TALLAHASSEE, FLORIDA 32399-4128  
 Telephone: (850)245-7150  
 Fax Number: (850)921-3230  
 Email: [James.Bellflower@deo.myflorida.com](mailto:James.Bellflower@deo.myflorida.com)

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 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 RULE 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 methods indicated this 14 day of October, 2013.

/s/  
 James W. Bellflower, Agency Clerk  
 Department of Economic Opportunity  
 107 East Madison Street, MSC 110  
 Tallahassee, FL 32399-4128  
 Telephone: 850-717-8531

By U.S. Mail:  
 The Honorable George Neugent  
 Mayor, Monroe County  
 500 Whitehead Street  
 Key West, FL 33040

Amy Heavilin  
 Clerk to the Board of County Commissioners  
 500 Whitehead Street  
 Key West, FL 33040

Christine Hurley, Director  
 Monroe County Growth Management Division  
 2798 Overseas Highway, Suite 400  
 Marathon, FL 33050

By Hand Delivery or Interagency Mail:  
 Rebecca Jetton, ACSC Administrator, DEO Tallahassee

DEPARTMENT OF ECONOMIC OPPORTUNITY  
 Division of Community Development  
 Final Order No.: DEO-13-106  
 In re: A LAND DEVELOPMENT REGULATION  
 ADOPTED BY THE CITY OF MARATHON,  
 FLORIDA, ORDINANCE NO. 2012-13

FINAL ORDER

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Fla. Stat., approving land development regulations adopted by the City of Marathon, Florida, Ordinance No. 2012-13 (the “Ordinance”).

FINDINGS OF FACT

The Florida Keys Area is designated by § 380.0552, Fla. Stat., as an area of critical state concern. The City of Marathon is a local government within the Florida Keys Area.

The Ordinance was adopted by the City of Marathon on December 11, 2012, and rendered to the Department on January 10, 2013.

The Ordinance amends Sections 14-61 through 14-64 and Section 14-67 of the City of Marathon land development regulations regarding protection of sea turtles. The amendments to the regulations bring consistency with the City’s existing Turtle Lighting ordinance and the latest sea turtle management research and Best Management Practices. The amendments include new and amended definitions; prohibitions regarding activities which may interfere with sea turtle nests and nesting activities; standards for exterior and interior lighting; and enforcement and penalties.

CONCLUSIONS OF LAW

The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. §§ 380.05(6) and (11) and § 380.0552(9), Fla. Stat. The City of Marathon is a local government in the Florida Keys Area of Critical State Concern.

“Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by the Ordinance are land development regulations.

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. §§ 380.05(6) and 380.0552(9), Fla. Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Fla. Stat.

The Ordinance is consistent with the Principles for Guiding Development in Section 380.0552(7)(a), (b), (c), and (h), Fla. Stat., and with the Principles as a whole and is not inconsistent with any provision.

The Ordinance is consistent with Policy 4-1.2.3, Policy 4-1.3.1, Policy 4-1.11.7, Policy 4-1.11.8 and Policy 4-1.11.9 of the City of Marathon Comprehensive Plan.

WHEREFORE, IT IS ORDERED that City of Marathon Ordinance No. 2012-13 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/ \_\_\_\_\_

William B. Killingsworth

Director, Division of Community Development

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.

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IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS FINAL ORDER. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK

DEPARTMENT OF ECONOMIC OPPORTUNITY  
OFFICE OF GENERAL COUNSEL

107 EAST MADISON STREET, MSC 110

TALLAHASSEE, FLORIDA 32399-4128

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 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 RULE 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

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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 14 day of October, 2013.

/s/

James W. Bellflower, Agency Clerk  
Department of Economic Opportunity  
107 East Madison Street, MSC 110  
Tallahassee, FL 32399-4128

By U.S. Mail:

Honorable Mike Cinque  
Mayor, City of Marathon  
9805 Overseas Highway  
Marathon Florida 33050

George Garrett, Director of Planning  
City of Marathon  
9805 Overseas Highway  
Marathon Florida 33050

John R. Herin, Jr., Esq.  
Marathon City Attorney  
Gray-Robinson, P.A.  
401 E. Las Olas Blvd., Suite 1850  
Fort Lauderdale, FL 33301

By Hand Delivery or Interagency Mail:

Rebecca Jetton, ACSC Administrator, DEO Tallahassee  
Sherry A. Spiers, Assistant General Counsel, DEO Tallahassee

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Section XIII  
Index to Rules Filed During Preceding  
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.

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