

Section III

Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF INSURANCE

RULE NO.: 4-201.003
 RULE TITLE: Legal Expense Insurance Corporation; Exemptions

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., Florida Statutes, published in the Florida Administrative Weekly, Vol. 25, No. 29, on July 23, 1999.

The following was not included in the publication of this rule:
 NAME OF PERSON ORIGINATING PROPOSED RULE: Teri Littlefield, Specialty Insurers, Department of Insurance
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Belinda Miller, Division Director, Insurer Services, Department of Insurance
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 9, 1999

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-5.003
 RULE TITLE: Other Personnel

NOTICE OF WITHDRAWAL

Notice is hereby given that the above proposed rule amendment published in the Florida Administrative Weekly, Vol. 25, No. 17, April 30, 1999 has been withdrawn.

DEPARTMENT OF REVENUE

Division of Child Support Enforcement

RULE NO.: 12E-1.006
 RULE TITLE: Request for Reconsideration

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule repeal as noticed in Vol. 24, No. 52, December 24, 1998, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF REVENUE

Division of Child Support Enforcement

RULE NO.: 12E-1.022
 RULE TITLE: Payment Recovery

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule repeal as noticed in Vol. 24, No. 52, December 24, 1998, Florida Administrative Weekly has been withdrawn.

STATE BOARD OF ADMINISTRATION

RULE NO.: 19-8.028
 RULE TITLE: 1999 Reimbursement Premium Formula

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in the Vol. 25, No. 24, June 18, 1999, issue of the Florida Administrative Weekly:
 Subparagraph 3 of subsection (3)(c) of Rule 19-8.028, relating to fine arts policies, will be deleted. Subsequent subparagraphs will be renumbered.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

RULE NOS.: 29F-1.106
 RULE TITLES: Council Meeting Agenda
 29F-1.107 Finances
 29F-1.110 Removal from Office
 29F-1.111 Committees
 29F-1.113 Plans, Studies, Activities, and Reports

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rules based upon proposed objections received from the Joint Administrative Procedures Committee. Proposed rules of this chapter that are not listed below have no changes. These rules were originally published in the Florida Administrative Weekly, Vol. 25, No. 25 on June 25, 1999. The specific changes are as follows:

29F-1.106 Council Meeting Agenda.

(1) For each Council meeting the Agenda shall be set in the following manner:

(a) The Agenda shall be set ten (10) days prior to each meeting.

(b) The Executive Director shall be responsible for setting the Agenda. In fulfilling this responsibility, the Executive Director shall ~~may~~ consult with the Chairperson. All items requested by the Chairperson shall be placed on the Agenda.

(c) Any additions, modifications or deletions to the Agenda subsequent to it being set shall be in accordance with the provisions of Chapter 120.525(2), Florida Statutes. In particular, such additions, modifications or deletions must be determined by the Chairperson or other officer designated to preside to be of a critical or emergency nature. Items to be included within the scope of a critical or emergency nature are ~~could be~~ items that would require Council action prior to a subsequent regularly scheduled meeting at which time the item could be considered, and that by delaying consideration the purpose of the Council would not be reasonably achieved.

(d) The Agenda shall be considered by the Council at the beginning of each meeting and shall be accepted, or modified and accepted, in accordance with paragraph (c) of this section.

(2) Any person, individual, or organization may request that an item be placed on the Agenda. All requests shall be considered in the following manner:

(a) All requests for placing an item on the Agenda, except those made by the Chairperson, shall be made in writing to the Executive Director stating the following:

1. The subject matter to be considered;
2. The purpose in making the request;
3. The action requested of the Council, if any;
4. The meeting date at which the item would be considered, indicating the reason, if any, for requesting the date.

(b) The item requested shall be placed on the Agenda of the next regularly scheduled meeting, provided that:

1. The request is received a minimum of fourteen (14) days prior to the meeting;

2. The Executive Director determines that:

a. the subject matter of the request can reasonably be considered to be within the purpose of the Council as set forth in Rule 29F-1.102 of this chapter, and;

b. sufficient staff effort and resources are available to properly prepare a report and recommendation on the requested subject, when necessary.

In making these determinations, the Executive Director may confer with the Chairperson. All requests that are not placed on the Agenda shall be brought to the Council's attention by the Executive Director at the next meeting.

(c) Should a Council Member wish to have an item, previously considered and acted upon by the Council, reconsidered, the Council Member may request, at any regular Council meeting, that the item be placed on the next meeting Agenda. The request must receive a majority vote of the Council Members present to agenda the item.

(3) Unless otherwise provided by Chapter 120, Florida Statutes, or provided herein, the most recently published edition of Robert's Rules of Order, as revised, shall rule.

Specific Authority 186.505 FS. Law Implemented 186.505 FS. History—New_____.

29F-1.107 Finances.

(1) The Council's work year and fiscal year shall be the twelve (12) months beginning the first day of October and ending the thirtieth day of September.

(2) The Council shall adopt a work program and budget for each fiscal year by the beginning of that fiscal year. The Council shall provide, by July 1 of each year, an estimate of the next fiscal year's membership fee to the governing body of each county local government member unit. Each county local government member unit shall include in its annual budget and provide to the Council funds in an amount sufficient to fund its proportionate share of the Council's adopted budget.

(3) The proportionate share of the Council's budget shall be an amount that bears the same ratio to the local share of the total annual Council budget as the population of each county local government member unit bears to the total population of all participatory counties. The local share is the total annual budget minus funds supplied to the Council under contract with Federal or State agencies.

(4) The Council, in adopting its annual budget, shall establish a reasonable minimum financial contribution from each county local government member unit.

(5) Assessments shall be due in full on October 1.

(6) Each county local member government that does not remit the assessed amount by November 1 shall lose all voting privileges, both for representatives from the principal member and other appointees from the county, until payment is made.

(7) The following persons are designated to sign all checks issued by the Council: 1) the Chairperson; 2) the Vice-Chairperson; 3) the Secretary-Treasurer; and 4) the Executive Director of the Council. ~~An additional Council member and/or~~ Additional staff persons shall may be designated as signatories by the Council to avoid problems associated with time or distance. All checks over \$1,000 are to be signed by two (2) of the above-designated persons.

(8) The budget and such other changes, amendments or supplements as ~~are may be~~ necessary to conduct the fiscal affairs of the Council shall may be amended by action of the Council provided, however, that the budget may not be amended to increase the annual per capita contribution by the county local government member units.

(9) The purchase of any single item of either equipment or goods that will require the expenditure of more than three thousand dollars (\$3,000), and that is not included in the current approved budget, must be approved by the Council.

Specific Authority 186.505 FS. Law Implemented 186.505 FS. History—New_____.

29F-1.110 Removal from Office.

(1) Should a Council Member have three (3) consecutive absences from regular meetings or miss more than one-half of the regularly scheduled meetings in a calendar year, the Secretary shall so advise the appropriate member government, or the Governor, and request another appointment. Members shall may be removed from the Council by the authority which made the appointment only after written notice of such action has been given to the Council.

Specific Authority 186.505 FS. Law Implemented 186.505 FS. History—New_____.

29F-1.111 Committees.

(1) The Council shall establish and maintain such committees as it deems necessary to carry out the purposes and objectives of the Council. Committees shall be created or discontinued by the Chairperson as directed by the Council.

(2) All committees and chairmen thereof shall be appointed by the Council Chairperson with the approval of a majority of the Council, except that when the need arises between regular meetings of the Council, the Chairperson shall ~~may~~ fill vacancies and/or appoint temporary committee members or a temporary committee Chairperson. Any person so appointed by the Chairperson between regular meetings of the Council shall have full and complete authority to vote and carry out the duties of regular committee members until the next regular Council meeting or such shorter period of time as the Chairperson shall determine. The authority of the person appointed by the Chairperson between regular meetings of the Council may not extend past the next regular meeting unless confirmed by a majority of the Council. If a majority of the Council does not confirm the person appointed for future service on the committee, this shall in no way affect the validity of the actions taken by such person during the period between regular meetings of the Council.

Specific Authority 186.505 FS. Law Implemented 186.505 FS. History—New _____.

29F-1.113 Plans, Studies, Activities, and Reports.

(1) In the event one or more governmental units or public agencies within the Region should desire the Council staff to conduct special studies or activities pertaining to a portion of the entire Region, they may make application to the Council by ordinance, resolution, rule or order, wherein the applying entities bind themselves to pay all costs involved in the study or activity. If the Council deems the study or activity feasible, after considering the availability of staffing and other necessary resources and the application's consistency with the Council's mission, it shall ~~may~~ enter into a separate contract with the particular entity to conduct same.

(2) The Council shall prepare an annual report on its activities. Copies of this report shall be provided to the appropriate State entities and all general-purpose local governments within the Region. Copies of the report will also be available to interested persons upon payment of the cost to produce the report.

(3) The Council shall make reports jointly with other regional planning councils to the appropriate legislative committees, as required or requested.

(4) The Council shall annually prepare an accounting of the receipts and disbursements of all funds received by the Council for its preceding fiscal year. This accounting shall be rendered in accordance with Section 186.505(8).

Specific Authority 186.505 FS. Law Implemented 186.505 FS. History—New _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 1011 Wymore Road, Suite 105, Winter Park, FL 32789

DEPARTMENT OF CORRECTIONS

RULE NO.:

33-4.007

RULE TITLE:

Employee Grooming, Uniform and Clothing Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 21, May 28, 1999, issue of the Florida Administrative Weekly:

33-4.007(2) is changed as follows:

~~(f) Employees authorized to wear facial hair based upon a medical condition must read and sign Form DC4-877, Employee Grooming Policy Exemption. Form DC4-877 is hereby incorporated by reference. Copies of this form are available from the Office of Security and Institutional Management, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500. Requests for forms to be mailed must be accompanied by a self-addressed stamped envelope. The effective date of this form is:~~

~~(g) Employees with shaving exemptions shall not be exempt from assignment responsibilities utilizing protective masks or other facial equipment.~~

33-4.007(4) is changed as follows:

(4) The following provisions shall apply to employees in the positions of correctional officer colonel, correctional officer major, correctional officer captain, correctional officer lieutenant, correctional officer sergeant and correctional officer, ~~with the exception of employees at community correctional centers and probation and restitution centers.~~ For the purposes of this rule, "correctional officer" is used to refer to the individual position or the class which includes all of the above-listed positions.

33-4.007(4)(a)6. is changed as follows:

6. Correctional officer badges. Badges shall be issued to all certified correctional officers regardless of their work location. Correctional officer badges will be issued by the department to be worn as part of the uniform. The badge will be worn approximately one-half inch above the left shirt pocket centered on the fashion seam and affixed through the pre-sewn holes, or for uniforms without pre-sewn holes, affixed through the fabric. Wearing the department issued badge carries a significant responsibility. The wearer is not only representing the Department of Corrections, but the law enforcement community and the State of Florida. The badge shall be routinely cleaned and presented in a manner so as to reflect the pride and professionalism of the Department of Corrections. Use of the issued badges as credentials for personal purposes is prohibited. Only badges issued by the department shall be used to conduct officially designated duties. The badge shall be 2-1/4" x 1-15/16" in size, silver colored metal for correctional officers and sergeants and gold color for lieutenants and above with black lettering, and

pre-numbered with a pin clasp for securing to the shirt. The badges shall be issued to certified officers upon employment and will not be provided to uncertified officers until after certification is received. Correctional officers shall be responsible for reimbursing the department for any issued badge which is lost. Issued badges are considered state property and, except for retirement under specific conditions, shall be returned to the department upon the officer's termination of employment with the department or removal from a position within the correctional officer class series. Correctional officers who retire from the department under honorable conditions and are eligible to retire under the State of Florida retirement system, including retirement under medical disability, shall be authorized to retain their issued badges. Correctional officers of any rank sergeants who are promoted, transferred, or otherwise relocated to lieutenant shall return their silver-colored badges to the warden superintendent of the institution the staff member is departing prior to being issued gold-colored badges. The institution receiving the staff member will issue a new badge to the officer from that institution's inventory.

LAND AND WATER ADJUDICATORY COMMISSION

Indigo Community Development District

RULE CHAPTER NO.: RULE CHAPTER TITLE:

42U-1 Indigo Community Development District

RULE NO.: RULE TITLE:

42U-1.002 Boundary

NOTICE OF CHANGE

Notice is hereby given that proposed amendments to the above referenced rule are being changed to address comments received from staff of the Joint Administrative Procedures Committee. The proposed amendments were originally published in the June 4, 1999, issue of the Florida Administrative Weekly, Vol. 25, No. 22.

THE FULL TEXT OF THE PROPOSED RULE IS:

42U-1.002 Boundary.

The boundaries of the district are as follows:

A portion of Sections 8, 9, 16, 17, 20, 21, 22, 27, 28, 29, 32, 33, and 34, all being in Township 15 South, Range 32 East, Volusia County, Florida, being more particularly described as follows: As a Point of Reference, commence at a concrete monument marking the West one-quarter corner of said Section 9, being also the East one-quarter corner of said Section 8; thence run North 000 46' 29" West, along the West line of said Section 9, being also the East line of said Section 8, a distance of 55.73 feet to a point in the Southerly right-of-way line of the 125-foot wide right-of-way of Eleventh Street, as shown on the State of Florida, Department of Transportation (F.D.O.T.) Right-of-Way Map, Section 79507-2602, sheet 11, revision dated October 29, 1974, said point being the POINT OF BEGINNING of this description, said point also lying in a

curve, concave Southeasterly, and having a radius of 75.00 feet; thence run Northerly and Easterly, along said curve, a distance of 85.25 feet (85.22 feet per F.D.O.T. map), or through a central angle of 650 07' 49" (650 06' 15" per F.D.O.T. map), having a chord distance of 80.73 feet and a chord bearing of North 310 47' 25" East, to the Point of Tangency thereof; thence run North 640 21' 19" East (North 640 17' 40" East per F.D.O.T. map), along said Southerly right-of-way line, a distance of 1250.13 feet to a point therein; thence, departing said Southerly right-of-way line of Eleventh Street, run Southerly and Easterly, along a curve, concave Easterly, and having a radius of 397.81 feet; thence run Southerly and Easterly, along said curve, a distance of 268.87 feet, or through a central angle of 380 43' 28", having a chord distance of 263.78 feet and a chord bearing of South 440 06' 11" East to the Point of Tangency thereof; thence run South 240 44' 27" East a distance of 230.27 feet; thence run South 390 17' 04" East a distance of 192.82 feet to the Point of Tangency of a curve to the left, said curve having a radius of 4703.96 feet and a central angle of 040 07' 28"; thence run Southerly and Easterly, along said curve, a distance of 338.61 feet, having a chord distance of 338.53 feet and a chord bearing of South 190 03' 59" East to the Point of Compound Curvature of a curve to the left, said curve having a radius of 1638.51 feet and a central angle of 120 20' 12"; thence run Southerly and Easterly, along said curve, a distance of 352.80 feet, having a chord distance of 352.12 feet and a chord bearing of South 270 17' 49" East to the Point of Compound Curvature of a curve to the left, said curve having a radius of 471.84 feet and a central angle of 270 19' 26"; thence run Southerly and Easterly, along said curve, a distance of 225.02 feet, having a chord distance of 222.89 feet and a chord bearing of South 470 07' 39" East to the Point of Reverse Curvature of a curve to the right, said curve having a radius of 27654.59 feet and a central angle of 010 08' 14"; thence run Southerly and Easterly, along said curve, a distance of 548.95 feet, having a chord distance of 548.94 feet and a chord bearing of South 600 13' 14" East to the Point of Compound Curvature of a curve to the right, said curve having a radius of 817.82 feet and a central angle of 190 47' 54"; thence run Southerly and Easterly, along said curve, a distance of 282.59 feet, having a chord distance of 281.19 feet and a chord bearing of South 490 45' 10" East to the Point of Compound Curvature of a curve to the right, said curve having a radius of 689.52 feet and a central angle of 300 16' 48"; thence run Southerly and Easterly, along said curve, a distance of 364.40 feet, having a chord distance of 360.18 feet and a chord bearing of South 240 42' 50" East, to the Point of Reverse Curvature of a curve to the left, said curve having a radius of 44977.15 feet and a central angle of 000 54' 22"; thence run Southerly and Easterly, along said curve, a distance of 711.30 feet, having a chord distance of 711.29 feet and a chord bearing of South 100 01' 37" East to the Point of Reverse Curvature of a curve to the right, said curve having a radius of 85351.12 feet and a central angle of 000 15' 35"; thence run Southerly and Easterly, along said curve, a distance of 386.86

feet, having a chord distance of 386.86 feet and a chord bearing of South 100 21' 01" East to the Point of Reverse Curvature of a curve to the left, said curve having a radius of 2145.74 feet and a central angle of 090 15' 55"; thence run Southerly and Easterly, along said curve, a distance of 346.99 feet, having a chord distance of 346.61 feet and a chord bearing of South 140 51' 11" East, to the Point of Compound Curvature of a curve to the left, said curve having a radius of 881.18 feet and a central angle of 210 38' 42"; thence run Southerly and Easterly, along said curve, a distance of 332.89 feet, having a chord distance of 330.91 feet and a chord bearing of South 300 18' 29" East, to the Point of Reverse Curvature of a curve to the right, said curve having a radius of 634.07 feet and a central angle of 240 08' 12"; thence run Southerly and Easterly, along said curve, a distance of 267.11 feet, having a chord distance of 265.14 feet and a chord bearing of South 290 03' 44" East to the Point Reverse Curvature of a curve to the left, said curve having a radius of 7337.11 feet and a central angle of 020 02' 20"; thence run Southerly and Easterly, along said curve, a distance of 261.10 feet, having a chord distance of 261.08 feet and a chord bearing of South 180 00' 48" East to the Point of Tangency thereof; thence run South 750 29' 28" East a distance of 61.32 feet; thence run South 450 02' 04" East a distance of 70.58 feet; thence run South 550 22' 59" East a distance of 74.58 feet; thence run South 530 54' 44" East a distance of 123.51 feet; thence run South 530 27' 15" East a distance of 110.00 feet; thence run South 250 20' 31" East a distance of 199.03 feet; thence run South 610 52' 08" West a distance of 217.66 feet; thence run South 210 39' 56" East a distance of 456.10 feet; thence run North 700 19' 19" East a distance of 249.84 feet; thence run South 070 17' 17" East a distance of 254.15 feet; thence run South 010 10' 43" East a distance of 246.45 feet; thence run South 280 04' 00" West a distance of 57.51 feet; thence run South 270 37' 10" West a distance of 91.14 feet; thence run South 290 24' 23" West a distance of 101.59 feet; thence run South 280 22' 25" West a distance of 56.54 feet; thence run South 230 10' 06" West a distance of 116.83 feet to a point, said point lying in a curve, concave Easterly, said curve having a radius of 2566.72 feet and a central angle of 040 16' 12"; thence run Southerly and Easterly, along said curve, a distance of 191.29 feet, having a chord distance of 191.24 feet and a chord bearing of South 020 24' 11" East, to the Point of Compound Curvature of a curve to the left, said curve having a radius of 3397.22 feet and a central angle of 140 20' 40"; thence run Southerly and Easterly, along said curve, a distance of 850.52 feet, having a chord distance of 848.30 feet and a chord bearing of South 110 42' 37" East to the Point of Compound Curvature of a curve to the left, said curve having a radius of 1230.00 feet and a central angle of 250 00' 33"; thence run Southerly and Easterly, along said curve, a distance of 536.88 feet, having a chord distance of 532.63 feet and a chord bearing of South 310 23' 13" East to the Point of Compound Curvature of a curve to the left, said curve having a radius of 1009.14 feet and a central angle of 120 59' 42"; thence run Southerly and Easterly, along said

curve, a distance of 228.88 feet, having a chord distance of 228.39 feet and a chord bearing of South 500 23' 21" East, to the Point of Tangency thereof; thence run South 560 53' 12" East a distance of 101.20 feet to the Point of Curvature of a curve to the right, said curve having a radius of 405.47 feet and a central angle of 530 07' 57"; thence run Southerly and Easterly, along said curve, a distance of 376.01 feet, having a chord distance of 362.68 feet and a chord bearing of South 300 19' 14" East, to the Point of Compound Curvature of a curve to the right, said curve having a radius of 834.58 feet and a central angle of 260 48' 32"; thence run Southerly and Westerly, along said curve, a distance of 390.50 feet, having a chord distance of 386.95 feet and a chord bearing of South 090 39' 01" West to the Point of Reverse Curvature of a curve to the left, said curve having a radius of 540.74 feet and a central angle of 530 48' 25"; thence run Southerly and Easterly, along said curve, a distance of 507.81 feet, having a chord distance of 489.36 feet and a chord bearing of South 030 50' 55" East to the Point Reverse Curvature of a curve to the right, said curve having a radius of 7495.84 feet and a central angle of 020 38' 23"; thence run Southerly and Easterly, along said curve, a distance of 345.34 feet, having a chord distance of 345.31 feet and a chord bearing of South 290 25' 57" East to the Point of Compound Curvature of a curve to the right, said curve having a radius of 623.80 feet and a central angle of 270 41' 49"; thence run Southerly and Easterly, along said curve, a distance of 301.55 feet, having a chord distance of 298.62 feet and a chord bearing of South 140 15' 51" East to the Point of Reverse Curvature of a curve to the left, said curve having a radius of 2412.56 feet and a central angle of 070 28' 54"; thence run Southerly and Easterly, along said curve, a distance of 315.03 feet, having a chord distance of 314.81 feet and a chord bearing of South 040 09' 23" East, to the Point of Compound Curvature of a curve to the left, said curve having a radius of 1127.49 feet and a central angle of 100 57' 01"; thence run Southerly and Easterly, along said curve, a distance of 215.48 feet, having a chord distance of 215.16 feet and a chord bearing of South 130 22' 20" East, to a point; thence run South 300 31' 09" West a distance of 635.44 feet; thence run South 120 13' 30" East a distance of 98.61 feet; thence run South 160 03' 21" East a distance of 72.06 feet; thence run South 170 09' 45" East a distance of 11.25 feet; thence run South 170 05' 17" East a distance of 60.81 feet; thence run South 180 02' 24" East a distance of 72.04 feet; thence run South 190 05' 10" East a distance of 72.08 feet; thence run South 200 02' 54" East a distance of 71.99 feet; thence run South 210 05' 34" East a distance of 72.08 feet; thence run South 220 53' 29" East a distance of 108.95 feet; thence run South 040 10' 49" West a distance of 45.54 feet to a point, said point lying in a curve, concave Northeasterly, said curve having a radius of 4147.11 feet and a central angle of 000 38' 03"; thence run Southerly and Easterly, along said curve, a distance of 45.90 feet, having a chord distance of 45.90 feet and a chord bearing of South 230 57' 44" East to a point; thence run South 730 04' 08" West a distance of 247.53 feet; thence run South 160 55' 52" East a

distance of 69.97 feet; thence continue South 160 55' 52" East a distance of 1234.58 feet; thence run South 670 37' 05" West a distance of 94.86 feet to a point in the Southerly right-of-way line of a 50-foot wide State of Florida Outfall Ditch Easement, as described in deed from Tomoka Land Company, dated June 16, 1941, and recorded in Deed Book 291, Page 272, of the Public Records of Volusia County, Florida; thence run North 810 20' 55" West (North 810 23' 36" West per deed), along the Southerly line of said Outfall Ditch Easement, a distance of 800 feet, more or less, to a point in the Easterly bank of the Tomoka River; thence run Southerly and Easterly, along the Easterly bank of the Tomoka River, a distance of 8100 feet, more or less, to a point lying 5 feet Northerly of, as measured at right angles to, the Northerly right-of-way line of the 240-foot wide right-of-way of State Road #600 (U.S. Highway #92), as shown on the State of Florida, Department of Transportation Right-of-Way Map, Section 7906, revision dated July 12, 1940; thence run South 510 01' 34" West (South 500 51' 45" West per F.D.O.T. map) a distance of 5455 feet, more or less, to a point, said point being 5 feet Northeasterly of the Easterly right-of-way line of the aforementioned Eleventh Street; thence, running parallel to and 5 feet Northerly or Easterly from the right-of-way line of said Eleventh Street run the following courses and distances: South 740 43' 02" West (South 740 38' 29" West per F.D.O.T. map), a distance of 388.29 feet; thence run North 750 52' 42" West (North 750 57' 15" West per F.D.O.T. map) a distance of 745.26 feet; thence run North 610 40' 39" West (North 610 45' 12" West per F.D.O.T. map) a distance of 588.04 feet; thence run South 390 33' 17" West to the Easterly right-of-way line of said Eleventh Street (at this point the right-of-way of Eleventh Street becomes 200 feet wide); thence run North 390 03' 42" West (North 390 08' 15" West, 4016.04 feet, per F.D.O.T. map) a distance of 4015.80 feet to a point therein, said point lying in a curve, concave Northerly, and having a radius of 1841.75 feet; thence run Northerly and Westerly, along said curve, a distance of 864.15 feet, or through a central angle of 260 53' 00", having a chord distance of 886.25 feet and a chord bearing of North 250 37' 12" West to the Point of Cusp of a curve, concave Southerly, and having a radius of 100.00 feet; thence run Southerly and Easterly, along said curve, a distance of 170.88 feet, or through a central angle of 970 54' 24", having a chord distance of 150.83 feet and a chord bearing of South 610 12' 48" East to the Point of Reverse Curvature of a curve to the left, said curve having a radius of 2177.89 feet and a central angle of 100 25' 48"; thence run Northerly and Easterly, along said curve, a distance of 396.46 feet, having a chord distance of 395.91 feet and a chord bearing of North 640 37' 06" East to the Point of Compound Curvature of a curve to the left, said curve having a radius of 699.34 feet and a central angle of 160 47' 06"; thence run Northerly and Easterly, along said curve, a distance of 204.87 feet, having a chord distance of 204.14 feet and a chord bearing of North 510 00' 40" East to the Point of Curvature of a curve to the left, said curve having a radius of

2039.93 feet and a central angle of 190 56' 00"; thence run Northerly and Easterly, along said curve, a distance of 709.70 feet, having a chord distance of 706.13 feet and a chord bearing of North 320 39' 07" East to the Point of Reverse Curvature of a curve to the right, said curve having a radius of 1357.26 feet and a central angle of 220 20' 20"; thence run Northerly and Easterly, along said curve, a distance of 529.18 feet, having a chord distance of 525.83 feet and a chord bearing of North 330 51' 17" East to the Point of Tangency thereof; thence run North 450 01' 27" East a distance of 357.30 feet to the Point of Curvature of a curve to the left, said curve having a radius of 970.00 feet and a central angle of 020 36' 05"; thence run Northerly and Easterly, along said curve, a distance of 44.04 feet, having a chord distance of 44.04 feet and a chord bearing of North 430 43' 24" East to a point; thence run South 300 39' 13" East a distance of 91.14 feet; thence run North 390 50' 12" East a distance of 2033.09 feet to a point in the Southerly line of the City of Daytona Beach Sewage Treatment Plant, as described in Official Records Book 1875, Page 1551, of the Public Records of Volusia County, Florida; thence run North 890 33' 20" East (North 890 33' 15" East per deed), a distance of 294.14 feet to the Southeast corner of said parcel; thence run North 000 37' 30" West (North 000 37' 36" West, 1947.42 feet per deed) a distance of 1947.54 feet to the Northeast corner of said parcel, said point also lying in the Southerly line of a 50-foot wide City of Daytona Beach Easement as described in Official Records Book 1478, Page 598, of the Public Records of Volusia County, Florida; thence run South 700 42' 56" West (South 700 43' 27" West, 862.55 feet, per Sewage Treatment Plant deed and South 700 37' 55" West per Easement deed) along the Northerly line of said Sewage Treatment Plant parcel and the Southerly line of said Easement, a distance of 862.59 feet; thence run South 890 33' 29" West (South 890 33' 15" West, 1183.16 feet per Sewage Treatment Plant deed and South 890 33' 15" West, 1183.93 feet per Easement deed) a distance of 1183.22 feet to the Northwest corner of said Sewage Treatment Plant parcel and the end of said Easement, said point also lying in the East line of the City of Daytona Beach Well Field Site, as described in Official Records Book 92, Page 687, of the Public Records of Volusia County, Florida; thence run North 000 34' 23" West, along the East line of said City of Daytona Beach Well Field Site, a distance of 50.00 feet to the Northeast corner thereof; thence run South 890 33' 09" West, along the North line of said City of Daytona Beach Well Field Site, being also the North line of Section 29, Township 15 South, Range 32 East, a distance of 1281.00 feet to an intersection with the Easterly right-of-way line of the aforementioned Eleventh Street; thence run North 000 06' 57" West (North 000 11' 30" West per F.D.O.T. map), along said Easterly right-of-way line, a distance of 11083.14 feet to the Point of Curvature of a curve to the right, said curve having a radius of 1809.86 feet and a central angle of 640 28' 16"; thence run Northerly and Easterly, along said curve, a distance of 2036.39 feet, having a chord distance of 1930.65 feet and a

chord bearing of North 320 07' 11" East, to the Point of Tangency thereof; thence run North 640 21' 19" East (North 640 16' 30" East per F.D.O.T. map), along the Southerly line of said Eleventh Street, a distance of 1553.03 feet; thence run North 890 13' 54" East a distance of 67.62 feet to the POINT OF BEGINNING of this description, EXCEPTING THEREFROM the State of Florida Sovereignty Lands of the Tomoka River, the L.P.G.A. Golf Course, as described in Official Records Book 3799, Page 1647, the L.P.G.A. Entrance Road, Phase I (now known as Champions Drive), as described in Official Records Book 3713, Page 1288, and a portion of Section 33, Township 15 South, Range 32 East, deeded from Patricia Lagoni, as Trustee, to Florida Power & Light Company, as described in Official Records Book 3783, Page 2241, all of the Public Records of Volusia County, Florida, and the City of Daytona Beach Maintenance Building Access Road, said parcel also being subject to Florida Power & Light Company Easements as described in Official Records Book 170, Pages 347-349, Official Records Book 511, Pages 86-88, and Official Records Book 1335, Page 500, all of the Public Records of Volusia County, Florida, and also being subject to any other easements of record, said parcel having a net acreage of 2,480 acres, more or less.

Total Parcel Area 2480 acres, more or less.

ALSO:

A portion of Section 9, Township 15 South, Range 32 East, Volusia County, Florida, being more particularly described as follows: As a Point of Reference, commence at a concrete monument marking the Southwest corner of said Section 9; thence run North 000 39' 55" West, along the West line of said Section 9, a distance of 1137.09 feet to an intersection with the Northeasterly line of a 234-foot wide Florida Power & Light Co. Transmission Line Easement, as described in Official Records Book 511, Pages 86-88, Official Records Book 950, Page 613, and Official Records Book 1335, Page 500, all of the Public Records of Volusia County, Florida; thence run North 440 01' 44" West, along said easement line, a distance of 937.94 feet; thence, departing said easement line, run North 340 45' 18" West a distance of 14.25 feet; thence run North 370 39' 33" East a distance of 111.68 feet; thence run North 140 09' 21" East a distance of 44.54 feet; thence run North 390 07' 07" East a distance of 53.63 feet; thence run North 420 55' 18" East a distance of 110.70 feet; thence run North 450 36' 16" East a distance of 144.01 feet; thence run North 540 05' 16" East a distance of 79.06 feet; thence run North 550 21' 12" East a distance of 49.01 feet; thence run South 650 27' 32" East a distance of 22.01 feet; thence run South 150 17' 51" West a distance of 15.70 feet; thence run South 460 24' 08" East a distance of 16.57 feet; thence run North 750 20' 16" East a distance of 10.37 feet; thence run North 600 42' 21" East a distance of 27.40 feet; thence run North 550 27' 25" East a distance of 33.61 feet; thence run North 250 19' 03" East a distance of 50.11 feet; thence run North 420 23' 32" East a distance of 62.59 feet; thence run North 460 53' 22" East a distance of 72.64 feet; thence run North 490 02' 28" East a

distance of 59.44 feet; thence run North 690 06' 07" East a distance of 36.77 feet; thence run North 640 14' 10" East a distance of 38.91 feet; thence run North 870 30' 29" East a distance of 40.97 feet; thence run North 720 01' 29" East a distance of 36.93 feet; thence run South 830 29' 44" East a distance of 41.82 feet to the POINT OF BEGINNING of this description; thence run South 830 29' 44" East a distance of 111.70 feet; thence run South 720 23' 14" East a distance of 110.00 feet; thence run South 500 23' 14" East a distance of 40.00 feet; thence run South 390 36' 46" West a distance of 20.00 feet; thence run South 640 31' 03" West a distance of 103.45 feet; thence run North 890 17' 23" West a distance of 33.79 feet; thence run North 450 25' 24" West a distance of 152.95 feet; thence run North 050 25' 14" East a distance of 23.70 feet to the POINT OF BEGINNING of this description, said parcel containing 0.4233 acres, more or less, said parcel also being subject to any other easements or rights-of-way of record.

ALSO:

A portion of Section 21, Township 15 South, Range 32 East, Volusia County, Florida, being more particularly described as follows: As a Point of Reference, commence at a concrete monument marking the Northwest corner of said Section 21; thence run South 000 45' 52" East, along the West line of said Section 21, a distance of 180.16 feet to a point therein, said point being the Northwesterly corner of Parcel 6 of the L.P.G.A. International Golf Course and also lying on the Southerly line of Parcel 1 of the L.P.G.A. International Golf Course, all as described in Official Records Book 3799, Pages 1647-1659, of the Public Records of Volusia County, Florida; thence, departing said Section line and along said boundary line of the L.P.G.A. International Golf Course the following courses and distances: run South 830 15' 47" East, a distance of 137.41 feet; thence, run South 590 00' 00" East a distance of 192.00 feet; thence, run South 710 30' 00" East a distance of 103.31 feet to the POINT OF BEGINNING of this description; thence, departing the boundary line of said L.P.G.A. International Golf Course, thence run North 290 00' 00" East a distance of 32.91 feet; thence run South 720 00' 00" East a distance of 130.00 feet; thence run North 850 00' 00" East a distance of 93.00 feet; thence run North 710 00' 00" East a distance of 116.00 feet; thence run North 080 00' 00" East a distance of 246.67 feet; thence run South 650 00' 00" East a distance of 239.96 feet to a point lying on the Southerly line of Parcel 1 of the L.P.G.A. International Golf Course; thence continue along said Southerly line the following courses and distances: run South 270 30' 00" West a distance of 91.00 feet; thence run South 550 00' 00" West a distance of 60.00 feet; thence run South 750 30' 00" West a distance of 120.00 feet; thence run South 510 00' 00" West a distance of 128.00 feet; thence run South 740 00' 00" West a distance of 51.00 feet to the Northeast corner of Parcel 6 of the L.P.G.A. International Golf Course; thence run South 280 01' 12" West, along the Easterly line of said Parcel 6, a distance of 391.82 feet to an intersection with the Northerly right-of-way line of the variable

width right-of-way of Champions Drive, as described in Official Records Book 4040, Pages 4724 to 4742, of the Public Records of Volusia County, Florida; thence run North 620 57' 26" West, along said Northerly right-of-way line, a distance of 12.41 feet to the Point of Curvature of a curve to the left; thence run Northerly and Westerly, along said curved right-of-way line, having a radius of 518.00 feet, an arc distance of 43.42 feet, or through a central angle of 040 48' 10", having a chord distance of 43.41 feet, and a chord bearing of North 650 21' 30" West, to the Point of Tangency thereof; thence run North 670 45' 36" West, along said right-of-way line, a distance of 126.37 feet to the Point of Curvature of a curve to the left; thence run Northerly and Westerly, along said curved right-of-way line, having a radius of 518.00 feet, an arc distance of 18.07 feet, or through a central angle of 010 59' 57", having a chord distance of 18.07 feet, and a chord bearing of North 680 45' 33" West, to the Point of Tangency thereof; thence run North 690 45' 33" West, along said Northerly right-of-way line, a distance of 14.25 feet to the Point of Curvature of a curve to the right; thence run Northerly and Westerly, along said curved right-of-way line, having a radius of 482.00 feet, an arc distance of 32.10 feet, or through a central angle of 030 48' 57", having a chord distance of 32.09 feet, and a chord bearing of North 670 51' 03" West, to a point therein; thence, departing said right-of-way line, run North 290 00' 00" East a distance of 358.09 feet to the POINT OF BEGINNING of this description, said parcel containing 3.2947 acres, more or less, said parcel also being subject to any other easements or rights-of-way of record.

LESS THE FOLLOWING DESCRIBED PARCEL:

A portion of Sections 9 and 16, Township 15 South, Range 32 East, Volusia County, Florida, being more particularly described as follows: As a Point of Reference, commence at a concrete monument marking the West one-quarter corner of said Section 9; thence run North 00°46'29" West, along the West line of said Section 9, a distance of 55.73 feet to a point in the Southerly right-of-way line of the 125-foot wide right-of-way of Eleventh Street, as shown on the State of Florida, Department of Transportation (F.D.O.T.) Right-of-Way Map, Section 79507-2602, sheet 11, revision dated October 29, 1974, said point also lying in a curve, concave Southeasterly, and having a radius of 75.00 feet; thence run Northerly and Easterly, along said curve, a distance of 85.25 feet (85.22 feet per F.D.O.T. map), or through a central angle of 65°07'49" (65°06'15" per F.D.O.T. map), having a chord distance of 80.73 feet and a chord bearing of North 31°47'25" East, to the Point of Tangency thereof; thence run North 64°21'19" East (North 64°17'40" East per F.D.O.T. map), along said Southerly right-of-way line, a distance of 1250.13 feet to a point therein and the POINT OF BEGINNING of this description; thence, departing said Southerly right-of-way line of Eleventh Street, run Southerly and Easterly, along a curve, concave Easterly, and having a radius of 397.81 feet; thence run Southerly and Easterly, along said curve, a distance of 268.87 feet, or through a central angle

of 38°43'28", having a chord distance of 263.78 feet and a chord bearing of South 44°06'11" East to the Point of Tangency thereof; thence run South 24°44'27" East a distance of 230.27 feet; thence run South 39°17'04" East a distance of 192.82 feet to the Point of Tangency of a curve to the left, said curve having a radius of 4703.96 feet and a central angle of 04°07'28"; thence run Southerly and Easterly, along said curve, a distance of 338.61 feet, having a chord distance of 338.53 feet and a chord bearing of South 19°03'59" East to the Point of Compound Curvature of a curve to the left, said curve having a radius of 1638.51 feet and a central angle of 12°20'12"; thence run Southerly and Easterly, along said curve, a distance of 352.80 feet, having a chord distance of 352.12 feet and a chord bearing of South 27°17'49" East to the Point of Compound Curvature of a curve to the left, said curve having a radius of 471.84 feet and a central angle of 27°19'26"; thence run Southerly and Easterly, along said curve, a distance of 225.02 feet, having a chord distance of 222.89 feet and a chord bearing of South 47°07'39" East to the Point of Reverse Curvature of a curve to the right, said curve having a radius of 27654.59 feet and a central angle of 01°08'14"; thence run Southerly and Easterly, along said curve, a distance of 548.95 feet, having a chord distance of 548.94 feet and a chord bearing of South 60°13'14" East to the Point of Compound Curvature of a curve to the right, said curve having a radius of 817.82 feet and a central angle of 19°47'54"; thence run Southerly and Easterly, along said curve, a distance of 282.59 feet, having a chord distance of 281.19 feet and a chord bearing of South 49°45'10" East to the Point of Compound Curvature of a curve to the right, said curve having a radius of 689.52 feet and a central angle of 30°16'48"; thence run Southerly and Easterly, along said curve, a distance of 364.40 feet, having a chord distance of 360.18 feet and a chord bearing of South 24°42'50" East, to the Point of Reverse Curvature of a curve to the left, said curve having a radius of 44977.15 feet and a central angle of 00°22'21"; thence run Southerly and Easterly, along said curve, a distance of 292.46 feet, having a chord distance of 292.46 feet and a chord bearing of South 09°45'37" East to an intersection with the Northerly right-of-way line of a 234-foot wide Florida Power & Light Company Easement as described in Official Records Book 511, Pages 86-88, Official Records Book 950, Page 613, and Official Records Book 1335, Page 500, all of the Public Records of Volusia County, Florida; thence continue Southerly and Easterly, along said curved line, having a radius of 44977.15 feet, an arc distance of 418.84 feet, or through a central angle of 00°32'01", having a chord distance of 418.84 feet, and a chord bearing of South 10°12'48" East, to the Point of Reverse Curvature of a curve to the right, said curve having a radius of 85351.12 feet and a central angle of 00°15'35"; thence run Southerly and Easterly, along said curve, a distance of 386.86 feet, having a chord distance of 386.86 feet and a chord bearing of South 10°21'01" East to the Point of Reverse Curvature of a curve to the left, said curve having a radius of 2145.74 feet and a central angle of 03°14'26"; thence run Southerly and Easterly, along said curve,

a distance of 121.36 feet, having a chord distance of 121.34 feet and a chord bearing of South 11°50'26" East, to a point therein, said point lying on the boundary of a St. Johns River Water Management District (S.J.R.W.M.D.) easement, as described in Official Records Book 4109, Page 4037, of the Public Records of Volusia County, Florida; thence, departing said curved line, run Northerly and Westerly, along the Easterly line of said S.J.R.W.M.D. easement, the following courses and distances: thence run North 82°58'33" West a distance of 91.79 feet; thence run North 56°47'33" West a distance of 29.98 feet; thence run South 75°03'58" West a distance of 85.56 feet; thence run South 82°29'25" West a distance of 26.35 feet; thence run North 25°04'21" West a distance of 298.75 feet (367.95 feet per said easement deed); thence run North 03°50'01" West a distance of 76.04 feet; thence run North 26°29'28" East a distance of 54.72 feet; thence run North 63°37'42" East a distance of 43.03 feet; thence run North 07°43'21" West a distance of 135.93 feet; thence run North 07°09'34" West a distance of 57.56 feet; thence run North 37°20'52" West a distance of 48.82 feet; thence run North 49°47'32" West a distance of 71.80 feet; thence run North 13°15'15" West a distance of 141.32 feet; thence run North 86°56'05" East a distance of 30.06 feet; thence run North 37°15'02" East a distance of 50.36 feet; thence run North 15°39'47" East a distance of 38.22 feet; thence run North 15°39'47" East a distance of 34.83 feet; thence run North 08°05'45" East a distance of 82.36 feet; thence run North 23°08'36" West a distance of 137.68 feet; thence run North 13°24'54" East a distance of 69.93 feet; thence run North 44°24'53" West a distance of 66.75 feet; thence run North 00°08'14" East a distance of 7.70 feet to the Point of Cusp of a curve, concave Southerly; thence run Northerly and Westerly, along said curve, having a radius of 50.00 feet, an arc distance of 106.38 feet, or through a central angle of 121°54'11", having a chord distance of 87.42 feet, and a chord bearing of North 60°48'52" West, to the Point of Cusp on said curve; thence run South 58°14'03" West a distance of 78.75 feet; thence run South 14°08'29" West a distance of 36.28 feet; thence run South 62°22'32" West a distance of 25.47 feet; thence run North 26°27'06" West a distance of 80.72 feet; thence run North 75°03'51" West a distance of 49.93 feet; thence run North 15°20'52" West a distance of 55.15 feet; thence run North 17°00'32" East a distance of 36.21 feet to the Point of Cusp of a curve, concave Westerly; thence run Northerly and Westerly, along said curve, having a radius of 50.00 feet, an arc distance of 85.21 feet, or through a central angle of 97°38'35", having a chord distance of 75.27 feet, and a chord bearing of North 31°48'46" West, to the Point of Cusp on said curve; thence run North 36°15'35" West a distance of 68.85 feet; thence run South 85°08'58" West a distance of 50.07 feet; thence run North 38°10'24" West a distance of 59.18 feet; thence run North 83°46'11" West a distance of 83.01 feet; thence run South 75°55'23" West a distance of 32.38 feet; thence run North 72°16'49" West a distance of 74.49 feet; thence run North 61°41'41" West a distance of

41.11 feet; thence run North 29°45'48" West a distance of 97.11 feet; thence run North 42°17'34" West a distance of 98.18 feet; thence run North 35°52'06" West a distance of 109.26 feet; thence run North 74°35'30" West a distance of 68.38 feet; thence run North 41°12'40" West a distance of 41.65 feet; thence run North 34°20'57" West a distance of 133.32 feet; thence run North 86°38'56" West a distance of 59.39 feet; thence run North 45°59'49" West a distance of 35.93 feet; thence run North 14°03'44" West a distance of 39.69 feet; thence run North 04°04'42" West a distance of 184.52 feet; thence run North 15°25'58" West a distance of 63.48 feet; thence run North 17°51'28" West a distance of 52.44 feet; thence run North 26°32'10" West a distance of 94.49 feet; thence run North 02°06'34" West a distance of 53.71 feet; thence run North 18°29'24" West a distance of 54.78 feet; thence run North 10°13'44" East a distance of 59.39 feet; thence run North 07°49'22" East a distance of 60.21 feet; thence run North 06°08'39" West a distance of 104.78 feet; thence run North 21°23'21" West a distance of 51.01 feet; thence run North 36°14'49" West a distance of 85.55 feet; thence run North 55°07'33" West a distance of 61.53 feet; thence run North 11°29'20" East a distance of 51.11 feet; thence run North 09°10'58" West a distance of 25.46 feet; thence run North 34°56'42" East a distance of 44.73 feet to the Point of Cusp of a curve, concave Westerly; thence run Northerly and Easterly, along said curve, having a radius of 50.00 feet, an arc distance of 48.01 feet, or through a central angle of 55°00'54", having a chord distance of 46.19 feet, and a chord bearing of North 07°26'14" East to a Point of Cusp on said curve; thence run North 20°04'13" West a distance of 51.56 feet; thence run North 41°33'02" West a distance of 151.59 feet; thence run North 56°49'59" West a distance of 59.84 feet; thence run North 78°52'00" West a distance of 53.17 feet to a point in the Southerly right-of-way line of the aforementioned 125-foot wide right-of-way of L.P.G.A. Boulevard (formerly Eleventh Street); thence run North 64°21'19" East, along said Southerly right-of-way line, a distance of 29.48 feet to the POINT OF BEGINNING of this description, said parcel containing 18.9759 acres, more or less, and also being subject to any other easements or rights-of-way of record.

ALSO INCLUDING WITHIN THE DISTRICT:

A portion of the Southwest one-quarter of Section 33, Township 15 South, Range 32 East, Volusia County, Florida, being more particularly described as follows: Commence on the West line of Section 33, Township 15 South, Range 32 East, at a point 2,124.79 feet North of the Southwest corner of said Section 33; thence run South 39°08'15" East, 299.45 feet to the centerline construction Station 24+45 as shown on Right of Way Map, 11th Street Extension (now L.P.G.A. Boulevard), as recorded in Road Plat Book 1, Page 47, of the Public Records of Volusia County, Florida; thence run North 50°51'45" East, 68.00 feet to the POINT OF BEGINNING on the Easterly right of way line of said L.P.G.A. Boulevard; thence run North 50°51'45" East a distance of 5.42 feet; thence

run South 61°45'12" East a distance of 586.95 feet; thence run South 75°57'15" East a distance of 745.26 feet; thence run North 74°38'29" East a distance of 387.14 feet; thence run South 39°08'15" East a distance of 5.46 feet to a point in the Northerly right of way line of State Road 600, as shown on the aforementioned right of way map; thence run South 50°51'45" West, along said Northerly right of way line, a distance of 388.00 feet to the Point of Curvature of a curve to the right; thence run Northerly and Westerly, along said curved right-of-way line, having a radius of 644.00 feet, an arc distance of 1011.59 feet, or through a central angle of 90°00'00", having a chord distance of 910.75 feet, and a chord bearing of North 84°08'15" West, to the Point of Tangency thereof; thence run North 39°08'15" West, along said right of way line, a distance of 656.00 feet to the POINT OF BEGINNING of this description, said parcel containing 8.8448 acres, said parcel also being subject to any other easements or rights of way of record.

ALSO INCLUDING WITHIN THE DISTRICT:

A portion of Sections 28 and 29, Township 15 South, Range 32 East, Volusia County, Florida, being more particularly described as follows: As a Point of Reference, commence at a 4" x 4" concrete monument marking the Northwest corner of said Section 28, being also the Northeast corner of said Section 29; thence run South 00°39'06" East, along the East line of said Section 29, being also the West line of said Section 28, a distance of 1719.05 feet to a point therein and the POINT OF BEGINNING of this description; thence, departing said Section line, run North 89°33'10" East a distance of 375.61 feet; thence run South 39°50'12" West a distance of 2032.50 feet; thence run North 31°00'25" West a distance of 89.92 feet; thence run South 45°01'27" West a distance of 401.08 feet to the Point of Curvature of a curve to the left; thence run Southerly and Westerly, along said curved line, having a radius of 1357.26 feet, an arc distance of 529.18 feet, or through a central angle of 22°20'20", having a chord distance of 525.83 feet, and a chord bearing of South 33°51'17" West, to the Point of Reverse Curvature of a curve to the right; thence run Southerly and Westerly, along said curved line, having a radius of 2039.93 feet, an arc distance of 709.70 feet, or through a central angle of 19°56'00", having a chord distance of 706.13 feet, and a chord bearing of South 32°39'07" West, to the Point of Compound Curvature of a curve to the right; thence run Southerly and Westerly, along said curved line, having a radius of 699.34 feet, an arc distance of 204.87 feet, or through a central angle of 16°47'06", having a chord distance of 204.14 feet, and a chord bearing of South 51°00'40" West, to the Point of Compound Curvature of a curve to the right; thence run Southerly and Westerly, along said curved line, having a radius of 2177.89 feet, an arc distance of 400.56 feet, or through a central angle of 10°32'16", having a chord distance of 399.99 feet, and a chord bearing of South 64°40'21" West, to the Point of Compound Curvature of a curve to the right; thence run Northerly and Westerly, along said curved line, having a radius

of 100.00 feet, an arc distance of 171.23 feet, or through a central angle of 98°06'18", having a chord distance of 151.06 feet, and a chord bearing of North 61°00'22" West, to the Point of Tangency thereof, said point being an intersection with the Easterly right-of-way line of L.P.G.A. Boulevard, a 200-foot wide right-of-way; thence run North 01°22'59" West, along said Easterly right-of-way line, a distance of 1723.40 feet to an intersection with the Southerly line of the Daytona Beach Municipal Stadium Complex, as described in Official Records Book 2918, Page 0767, of the Public Records of Volusia County, Florida; thence, departing said Easterly right-of-way line and along the Southerly line of said Stadium Complex, run North 89°53'07" East a distance of 1307.16 feet to the Southeasterly corner thereof; thence run North 00°38'21" West, along the Easterly line of said Stadium Complex, a distance of 1285.90 feet to an intersection with the Southerly line of the City of Daytona Beach Sewerage Treatment Plant, as described in Official Records Book 1875, Page 1551, of the Public Records of Volusia County, Florida; thence run North 89°33'10" East, along said Southerly line, a distance of 1331.56 feet to the POINT OF BEGINNING of this description, said parcel containing 78.8 acres, more or less, said parcel also being subject to any other easements or rights-of-way of record.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History—New 1-3-95, Amended 5-26-98,_____.

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
60L-14	State Training Program
RULE NOS.:	RULE TITLES:
60L-14.001	Scope and Purpose
60L-14.003	Statements of Policy
60L-14.004	Department of Management Services Responsibilities
60L-14.005	Agency Responsibilities
60L-14.006	Basic Supervisory Skills Training Program, (BSSTP)
60L-14.0061	SMS/SES Professional Development Program

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 23, June 11, 1999, issue of the Florida Administrative Weekly.

60L-14.001 Scope and Purpose.

This chapter provides for a state training and development program for improving ~~enhancing~~ employee and organizational performance. This rule applies only to Career Service, Senior Management Service (SMS) and Selected Exempted Service (SES) employees in executive branch.

60L-14.003 Statements of Policy.

(1) Each agency shall design, implement and administer an agency training and development plan to address employee and organizational performance; prepare employees for greater responsibilities; and improve ~~enhance~~ the agency's ability to retain a highly qualified, motivated and productive workforce. This plan shall include the Basic Supervisory Skills Training and the SMS/SES Professional Development Programs.

(2) Agencies are encouraged to develop and maintain individual employee training plans developed in conjunction with the employee's supervisor and based upon meeting identified employee performance improvement and organizational development ~~enhancement~~ needs.

60L-14.004 Department of Management Services Responsibilities.

The Department shall:

(4) Provide guidance to agencies in the formulation and implementation of training and development policies, as well as in the use of appropriate measures to assess agency effectiveness in improving ~~enhancing~~ individual and organization performance.

60L-14.005 Agency Responsibilities.

Each agency shall:

(1) Develop, implement, administer, and annually evaluate, an agency training and development plan that includes the following critical elements:

(c) A needs assessment process or method that reflects and records individual and organizational performance improvement ~~enhancement~~ needs within specific organizational units and agency wide.

60L-14.006 Basic Supervisory Skills Training Program (BSSTP).

(1) The BSSTP is designed to provide a standard set of fundamental supervisory skills and expected learning objectives to improve ~~enhance~~ supervisory performance.

60L-14.0061 SMS/SES Professional Development Program.

(1) The SMS/SES Professional Development Program is designed to develop and improve ~~enhance~~ managerial and executive level skills.

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.:	RULE TITLE:
64B6-5.001	Continuing Education as a Condition for Renewal

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 20, May 21, 1999, issue of the Florida Administrative Weekly. The changes are in response to comments received from the staff of the Joint Administrative Procedures Committee. The rule shall now read as follows:

64B6-5.001 Continuing Education as a Condition for Renewal.

(1) As a condition of the biennial renewal of an active license, each hearing aid specialist shall attend and certify attending 20 credit hours (per biennium) of Board approved continuing education which are relevant to, and which enhance, the licensee's ability to dispense hearing aids. The biennium period begins March 1 and ends February 28 of each odd-numbered year. Board-approved means approved by a chairman-appointed committee of one, or as specified by Rule 64B6-5.002(1), F.A.C. Continuing education courses, or portions thereof, which are devoted to content areas other than those identified in Rule 64B6-2.003, or risk management, shall not be approved for continuing education credit. These certified hours shall include two hours per biennium relating to hearing aid laws and rules.

(2) Notwithstanding paragraph (1) of this rule, no person who was initially licensed in the biennium prior to renewal shall be required to attend continuing education programs as a condition of renewing the initial license.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.:	RULE TITLE:
64B6-5.002	Continuing Education Programs

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 20, May 21, 1999, issue of the Florida Administrative Weekly. The changes are in response to written comments received from the public and from the Board members at a public meeting held July 16, 1999 in Orlando, Florida. Subsection (7) of the rule shall now read as follows:

(7) Each Hearing Aid Specialist shall attend and certify attending two hours and may take up to four (4) hours per biennium of continuing education which includes the topics of Human Immunodeficiency Virus, Acquired Immune

Deficiency Syndrome, and other communicable illness to protect both the recipient and the dispenser; modes of transmission, infection control procedures, clinical management, and prevention of any communicable illness. Such continuing education shall be accepted by the Board toward the continuing education requirement prescribed in Rule 64B6-5.001, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 2020 Capital Circle, S. E., Bin #C09, Tallahassee, Florida 32399-3259

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.:	RULE TITLE:
64B16-28.6021	Class II Institutional Pharmacy – Emergency Department Dispensing

NOTICE OF CHANGE

Notice is hereby given that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 22, June 4, 1999, issue of the Florida Administrative Weekly. The change is being made in response to written comments submitted by the staff of the Joint Administrative Procedures Committee.

When changed, subsection (5)(b) of the rule shall read as follows:

(b) Violations of this section by the Class II permit holder shall subject the permit holder to disciplinary action.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Taylor, Executive Director, Board of Pharmacy, 2020 Capital Circle, S. E., Bin #C04, Tallahassee, Florida 32399-3254

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.:	RULE TITLE:
64E-3.001	Fees

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 25, No. 28, July 16, 1999, issue of the Florida Administrative Weekly.

In response to comments by the Joint Administrative Procedures Committee, changes will be made to proposed amendments to 64E-3.001(7) and 64E-3.001(8) and to the law implemented so that when changed will read:

64E-3.001 Fees.

The following fees are prescribed by the Department:

(7) ~~The fee for~~ late renewal fee as provided in Section ~~468.3095~~ ~~468.31(2)~~, Florida Statutes, is 100 dollars.

(8) ~~The fee for~~ a duplicate certificate as provided in Section ~~119.07~~, Florida Statutes, is 10 dollars.

Law Implemented ~~119.07(1)(b), 455.587(6), 468.303, 468.306, 468.3065, 468.308, 468.309, 468.3095, 468.31~~ FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William A. Passetti, Chief, Bureau of Radiation Control, 2020 Capital Circle, S. E., Bin #C21, Tallahassee, FL 32399-1741

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.:	RULE TITLE:
64F-2.005	Healthy Start Coalitions

NOTICE OF CHANGE

Notice is hereby given that proposed Rule 64F-2.005, F.A.C., published in the Florida Administrative Weekly, Vol. 25, No. 24, June 18, 1999 has been changed to reflect public comment. When changed, Rule 64F-2.005, F.A.C., shall read as follows:

~~(1) Limitation of functions: Coalitions may not be direct service providers of prenatal and infant care services.~~

~~(2) Incorporation:~~ To receive funding, a coalition shall be incorporated as a not-for-profit corporation with the State of Florida, as described in s. 383.216(9), F.S. Incorporation as a not-for-profit corporation for this purpose shall not require recognition by the Internal Revenue Service that the corporation has 501-C-3 status.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Building Code Administrators and Inspectors Board hereby gives notice that it has received a petition, filed on June 23, 1999, from Boyd W. Howze, Jr., seeking a waiver or variance of Rule 61G19-6.012, Florida Administrative Code, with regard to provisional certificates. Comments on this petition should be filed with Building Code Administrators and Inspectors' Board, 1940 North Monroe Street, Northwood Centre, Tallahassee, Florida 32399-0750, within 14 days of publication of this notice.