

### Section III Notices of Changes, Corrections and Withdrawals

#### DEPARTMENT OF INSURANCE

RULE NOS.:	RULE TITLES:
<b>PART V GROUP HEALTH INSURANCE POLICIES</b>	
4-154.402	Applicability and Scope
4-154.403	Definition of Terms
4-154.404	Certificate of Creditable Coverage
4-154.405	Alternative Method of Determining Creditable Coverage
4-154.406	Demonstration of Creditable Coverage if Certificate Is Not Provided
4-154.407	Notice of Plan's Pre-existing Condition Exclusion Period
4-154.4071	Pre-Existing Condition
4-154.408	Special Enrollment Period Notification
4-154.411	Prohibited Discrimination
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<b>PART VI SMALL GROUP HEALTH INSURANCE POLICIES</b>	
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4-154.503	Definitions
4-154.504	Requirement to Insure Entire Groups
4-154.506	Certificate of Creditable Coverage
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4-154.508	Demonstration of Creditable Coverage if Certificate is Not Provided
4-154.511	Discontinuance or Modification of Policy Form
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4-154.513	Employee Health Care Access Act Annual and Quarterly Statement Reporting Requirement
4-154.514	Designation of Election to Become a Risk-Assuming or Reinsuring Carrier
4-154.515	Change of Status of Small Employer Carrier's Election to Become Risk-Assuming Carrier or Reinsuring Carrier
4-154.516	Prohibited Discrimination

4-154.517	Group Conversion Election and Premium Notice Form
4-154.518	Notice of Plan's Pre-Existing Condition Exclusion Period
4-154.5181	Pre-Existing Condition

#### NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule(s), as noticed in Vol. 26, No. 25, June 23, 2000, of the Florida Administrative Weekly, have been withdrawn.

#### DEPARTMENT OF INSURANCE

RULE NOS.:	RULE TITLES:
4-186.003	Title Insurance Rates
4-186.008	Escrow 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. 27, No. 21, May 25, 2001, of the Florida Administrative Weekly.

Rule 4-186.003 is changed to read:

The following is a substantial rewrite of Rule 4-186.003. See the Florida Administrative Code for the current wording.

#### 4-186.003 Title Insurance Rates.

The following are risk rate premiums to be charged by title insurers in this state for the respective types of title insurance contracts. To compute any insurance premium on a fractional thousand of insurance (except as to minimum premiums), multiply such fractional thousand by the rate per thousand applicable, considering any fraction of \$100.00 as a full \$100.00.

#### (1) Original Title Insurance Rates.

#### (a) For owner and leasehold title insurance:

1.a. The Premium for the original owner's or for leasehold insurance shall be:

	<u>Per Thousand</u>	<u>Minimum Insurer Retention</u>
<u>From \$0 to \$100,000 of liability written</u>	<u>\$5.75</u>	<u>30%</u>
<u>From \$100,000 to \$1 million, add</u>	<u>\$5.00</u>	<u>30%</u>
<u>Over \$1 million to and up to \$5 million, add</u>	<u>\$2.50</u>	<u>35%</u>
<u>Over \$5 million and up to \$10 million, add</u>	<u>\$2.25</u>	<u>40%</u>
<u>Over \$10 million, add</u>	<u>\$2.00</u>	<u>40%</u>

b. The minimum premium for all conveyances except multiple conveyances shall be \$100.

c. The minimum premium for multiple conveyances on the same property shall be \$60.

2. In all cases the owner's policy shall be issued for the full insurable value of the premises.

(b) For mortgage title insurance:

1.a. The premium for the original mortgage title insurance shall be:

	<u>Per Thousand</u>	<u>Minimum Insurer Retention</u>
<u>From \$0 to \$100,000 of liability written</u>	<u>\$5.75</u>	<u>30%</u>
<u>From \$100,000 to \$1 million, add</u>	<u>\$5.00</u>	<u>30%</u>
<u>Over \$1 million and up to \$5 million, add</u>	<u>\$2.50</u>	<u>35%</u>
<u>Over \$5 million and up to \$10 million, add</u>	<u>\$2.25</u>	<u>40%</u>
<u>Over \$10 million, add</u>	<u>\$2.00</u>	<u>40%</u>

b. The minimum premium for all conveyances except multiple conveyances shall be \$100.

c. The Minimum premium for multiple conveyances on the same property shall be \$60.

2. A mortgage title insurance policy shall not be issued for an amount less than the full principal debt. A policy may, however, be issued for an amount up to 25 percent in excess of the principal debt to cover interest and foreclosure costs.

(2) Reissue Rates

(a)1. The reissue premium charge for owner's, mortgage, and leasehold title insurance policies shall be:

	<u>Per Thousand</u>
<u>Up to \$100,000 of liability written</u>	<u>\$3.30</u>
<u>Over \$100,000 and up to \$1 million, add</u>	<u>\$3.00</u>
<u>Over \$1 million and up to \$10 million, add</u>	<u>\$2.00</u>
<u>Over \$10 million, add</u>	<u>\$1.50</u>

2. The minimum premium shall be \$100.00.

(b) Provided a previous owner's policy was issued insuring the seller or the mortgagor in the current transaction and that both the reissuing agent and the reissuing underwriter retain for their respective files copies of the prior owner's policy or policies, the reissue premium rates in paragraph (a) shall apply to:

1. Policies on real property which is unimproved except for roads, bridges, drainage facilities, and utilities if the current owner's title has been insured prior to the application for a new policy;

2. Policies issued with an effective date of less than 3 years after the effective date of the policy insuring the seller or mortgagor in the current transaction; or

3. Mortgage policies issued on refinancing of property insured by an original owner's policy which insured the title of the current mortgagor.

(c) Any amount of new insurance, in the aggregate, in excess of the amount under the previous policy shall be computed at the original owner's or leasehold rates, as provided in subsection (1).

(3) New Home Purchase Discount.

(a) Provided the seller has not leased or occupied the premises, the original premium for a policy on the first sale of residential property with a one to four family improvement that is granted a certificate of occupancy shall be discounted by the amount of premium paid for any prior loan policies insuring the lien of a mortgage executed by the seller on the premises.

(b) In the case of prior loan policies insuring the lien of a mortgage on multiple units or parcels, the discount shall be prorated by dividing the amount of the premium paid for the prior loan policies by the total number of units or parcels without regard to varying unit or parcel value.

(c) The minimum new home purchase premium shall be \$200. The new home purchase discount may not be combined with any other reduction from original premium rates provided for in this section.

(d) The insurer shall reserve for unearned premiums only on the excess amount of the policy over the amount of the actual or prorated amount of the prior loan policy.

(4)(5) Substitution Loan Rates. The following risk premium for substitution loans shall apply:

(a) through (b) No change.

(c) In the case of a substitution loan of \$250,000 or more, when the same borrower and any lender make a substitution loan on the same property, the title to which was insured by an insurer in connection with the previous loan, the premium for such substitution loans shall be the rates as set forth in paragraphs (a) and (b).

(5)(6) No change.

(6)(3) Contract Purchaser – Lessee Rates. If a contract purchaser, who has obtained a policy from an insurer insuring his contract, and thereafter obtains a deed given in pursuance of the contract, makes application for an owner's policy, and surrenders the policy, insuring his contract; or a lessee who has obtained a leasehold policy of an insurer, insuring his lease, and thereafter purchases the property, makes application for an owner's policy, and surrenders such policy, the re-issue risk rate shall be:

Up to \$100,000 of liability 25% of the rates set forth in written subsection (1)  
 Over \$100,000 add 20% of the rates set forth in subsection (1)  
 Minimum premium shall be \$100.00

~~(7) Unmarketability of Title Coverage Required. Every title insurance policy issued after the effective date of this Rule shall include coverage up to the face amount of the policy against loss or damage due to the unmarketability of such title. Unless otherwise prohibited by law, this requirement shall not preclude a title insurer from inserting specific exceptions under schedule B of the policy as to specific matters affecting the title. This subsection shall not affect policies issued pursuant to commitments or binders for policies issued prior to the effective date of this rule unless the additional premium is paid and unmarketability of title coverage is agreed upon by the insured and the insurer.~~

~~(8) Rate Deviation. The legislature has made provision for rate deviation. A title insurer may petition the Department for an order authorizing a specific deviation from the adopted risk premium, and a title insurer or title agent may petition the Department for an order authorizing and permitting a specific deviation above the reasonable charge for other services rendered as specified in section 627.782(1), Florida Statutes.~~

(9) through (10) renumbered (7) through (8) No change.

~~(9)(11)~~ Minimum Retention of Premium by Insurer.

(a) A title insurer shall receive and retain at least 30 % of the risk premium for policies sold by agents in accordance with Minimum Insurance Retention Schedule, including risk premium for endorsements, and it shall not be decreased, directly or indirectly, by an insurer providing services to any agent for less than actual cost.

(b) through (c) No change.

~~(10)(12)~~ No change.

~~(11)(13)~~ Unlawful Rebates or Abatement of Charges.

(a) through (b) No change.

~~(c) Charges by an insurer for title searches, abstracting, and examination of title shall be billed and collected within 60 days of closing or within 90 days of furnishing such services if there has been no closing.~~

~~(c)(d)~~ No change.

(12) Subsections (1) through (4) of this rule shall become effective July 1, 2002. The remainder of the rule shall become effective 20 days after adoption.

Specific Authority 624.308(1), 626.9611, 626.782, 627.7825, FS. Law implemented 624.307(1), 626.9541(1)(h)3.a., 627.777, 627.782, 627.7825, 627.783, 627.7831, 627.7841, 627.7845 FS. History—New 9-17-71, Amended 12-28-73, Repromulgated 12-24-74, Amended 4-12-82, 12-23-82, Formerly 4-21.03, Amended 6-25-86, 2-26-90, 7-26-90, 2-27-91, Formerly 4-21.003, Amended \_\_\_\_\_.

Rule 4-186.008: Section 627.776(1)(m), F.S. is deleted from law implemented.

The remainder of the rule reads as previously published.

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

### Division of Plant Industry

RULE NO.:

RULE TITLE:

5B-58.001

Citrus Canker Eradication

### 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. 27, No. 42, October 19, 2001, issue of the Florida Administrative Weekly.

The changes, which are technical and non-substantive, are made in response to a comment from the Joint Administrative Procedures Committee.

Paragraph (5)(b) is changed to read:

(b) Immediate Final Orders. The Department shall issue an Immediate Final Order stating the removal quarantine and control methods to be implemented on the infected or exposed citrus located on the property. It may be delivered in person, by certified mail or similar common carrier, or attached to a conspicuous place on that posted on the property. Immediate final orders are not required for removal control action in commercial citrus groves provided the owner agrees voluntarily to the removal control action and enters into an agreement not to sue with the Department. The Immediate Final Orders to be used by the Department in furtherance of the destruction of citrus trees under this rule, Form No. 01262, and Form No. 01263, both effective August 7, 2001, are hereby incorporated by reference. The incorporated forms are available upon written request to the Department's Division of Plant Industry, P. O. Box 147100, Gainesville, Florida 32614-7100. Simultaneously with the delivery of an Immediate Final Order pursuant to this Section, the Department shall also provide the following information to the property owner:

1. The physical location of the infected tree which has necessitated destruction of the property owner's tree;

2. The diagnostic report which resulted in the determination that the infected tree is infected with the citrus canker; and

3. The distance between the infected citrus tree and the property owner's citrus trees.

The remainder of the rule reads as previously published in the October 19, 2001, issue of the Florida Administrative Weekly.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Standards**

RULE CHAPTER NO.: 5F-8  
 RULE CHAPTER TITLE: Permitting and Inspection Requirements for Amusement Rides  
 RULE NOS.: 5F-8.001  
 RULE TITLES: Definitions  
 5F-8.012 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. 27, No. 43, on October 26, 2001, of the Florida Administrative weekly.

5F-8.001 Definitions.

The definitions in ss. 616.001 and 616.242(3), Florida Statutes, and the following definitions shall apply.

(1) through (3) No change.

(4) Super Amusement Ride – Means an amusement ride which, because of its design, size, passenger capacity, restraint system or operating characteristics, requires an extensive or extraordinary amount of inspection time to assure compliance with requirements of law and rule, when compared with kiddie or non kiddie amusement rides. The following amusement rides, and all like rides are classified as super amusement rides.

Amusement Ride Manufacturer	Amusement Ride Name
<u>Allen Hershell</u>	<u>Flying Bobs</u>
Arrow Dynamics	Flume Ride
<u>Bertazzon</u>	<u>Super Himalaya</u>
Blackmon Engineering	Vertical Accelerator
Bruno Rixen	Cable Water Ski, Knee Ski
Bungee Adventure	Ejection Seat, Ripline
Chance Rides	Century Wheel, Giant Wheel, Chaos, Falling Star, Gentle Giant, Gondola Wheel, Inverter, Slingshot, Sky Wheel, <u>Flying Bobs, Alpine Bobs, Thunderbolt, Rock-n-Roll, Music Fest, Himalaya</u>
<u>Cosmont</u>	<u>Jaguar Express</u>
Euro Rides	Double Shock, Shock Wave
FarFabri/Fabbri	Backlash, Banzi, Bonzai, Crazy Dance, Evolution, Flipper, Footloose, Force 10, Megadrops, Space Loop
Funtime	Ejection Seat
Funtime Handles	Slingshot
Future Amusements	Wild Thang

Gravity Works	Blender, Ejection Seat, Skyscraper
Harper & Parsons	Vertical Accelerator
Heinrich Mack	Runaway Trains, <u>See Sturm Bahn, Raupen Bahn, Polar Express, Cortina Bob</u>
Inta Fair Holland	Giant Wheel
Huss Heiner	1001 Nachts, Enterprise, Pirate, Pirate Ship, Rainbow, Top Spin, Tornado
Intamin Inc.	Island In the Sky, Parachute Ride
K.T. Emmitt	Devastator
K.T. Enterprises	Twister
K.M.G.	Fireball, Wild Claw
Leap of Faith	Wild Claw
<u>Majestic Rides Mfg.</u>	<u>Music Express</u>
MCL Park	Giant Wheel, Gondola Wheel
Modail	Space Roller
Mulligan Enterprises	Giant Wheel, Gondola Wheel
O.D. Hopkins	Sky Lift, Sky Ride, Sky Glider
Philadelphia Toboggan	Roller Coaster
Pinfari	Looping Roller Coaster, Zyclon
Pro Drag LLC	Nitro Alley Dragster
Reverchon	Explorer, Log Flume, White Water, Niagra Flume, Roc-N-Rapids, White Water Flume, Wild River, <u>Himalaya, Bee Bop Express, Polar Express</u>
Rides R Us	Human Slingshot
S & S Power	Double Shot Towers, Snow Shot, Space Shot
Schiff	Roller Coaster
Schwarzkopf	Dopple Loop, Log Flume, Wildcat Coaster, <u>Swiss Bobs</u>
S.P.C.	Moonraker, Mark I, Gondola Wheel, Pirate Ship, Hang 10
Sky Fun I	Sky Coaster
Sky Venture	Sky Venture

Soriani Moser	Crazy Flip, Dream Machine, Drop of Fear, Extacy, Flip N Out, G Force, Star Force, Wild River Raft, Wind Shear
Coaster Works	Dania Beach Hurricane
The Joseph Co.	Vertical Accelerator
Top Fun	Terminator
Tivoli	Force 10, Spinout, Orbitor, Predator, Scorpion, Typhoon
Tower Specialties	Ricky's Rocket, Vertical Accelerator
Universal	Sky Ride
Zierer	Flitzer, Racing Flitzer, Wave Swinger
Zamperla	Energy Storm, Mixer, Power Surge, Turbo Force, Windstorm Roller Coaster, Wave Swinger

Specific Authority 616.165, 616.242(4)(b) FS. Law Implemented 616.100, 616.242 FS. (1998) History--New 9-15-92, Amended 9-21-93, 2-23-94, 5-27-96, 9-23-97, 2-14-99, 11-14-00, \_\_\_\_\_.

5F-8.012 Fees.

(1) The following fees are adopted:

- (a) Annual permit for any amusement ride: \$400.00  
~~300.00~~
- (b) Annual permit for any Bungy jump : \$500.00
- (c) Inspection fee for each inspection of a kiddie amusement ride: \$35.00 ~~25.00~~
- (d) Inspection fee for each inspection of a non-kiddie amusement ride: \$70.00 ~~50.00~~
- (e) Inspection fee for each inspection of a super amusement ride: \$140.00  
~~100.00~~
- (f) Inspection fee per go cart, in addition to the track inspection fee: \$5.00
- (g) Reinspection fee: \$400.00  
~~300.00~~
- ~~(h)(g)~~ Fee to replace a lost U.S. Amusement Identification (USAID) plate: \$100.00
- ~~(i)(h)~~ Fee per amusement ride for late inspection request: \$100.00
- ~~(j)(i)~~ Fee per amusement ride for failure to cancel inspection request: \$100.00
- ~~(k)(j)~~ Fee per amusement ride for inspection on weekend or state holiday: \$50.00 ~~25.00~~

Specific Authority 616.165, 616.242(7),(8),(13) FS. Law Implemented 616.242(8) FS. History--New 9-15-92, Amended 2-23-94, 5-27-96, 9-23-97, 2-14-99, 3-21-00, 12-4-00, \_\_\_\_\_.

The remainder of the rules read as previously published.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NOS.:	RULE TITLES:
6A-4.0021	Florida Teacher Certification Examination
6A-4.00821	Florida Educational Leadership Examination

**NOTICE OF CONTINUATION**

Notice is hereby given that the above rules, as noticed in Vol. 26, No. 43, October 26, 2001, Florida Administrative Weekly was continued from November 27, 2001 to January 29, 2002.

**DEPARTMENT OF REVENUE**

**NOTICE OF CABINET AGENDA ON  
DECEMBER 18, 2001**

The Governor and Cabinet, on December 18, 2001, sitting as head of the Department of Revenue, will consider approval of proposed Rules 12A-19.010, F.A.C. (Registration), 12A-19.020, F.A.C. (Tax Due at Time of Sale; Tax Returns and Regulations), 12A-19.030, F.A.C. (Communications Services Tax Direct Pay Permits, 12A-19.041, F.A.C. (Residential Exemption from the Communications Services Tax), 12A-19.042, F.A.C. (Governmental Exemption from the Communications Services Tax), 12A-19.043, F.A.C. (Religious and Educational Organizations Exemption from the Communications Services Tax), 12A-19.050, F.A.C. (Notification of Local Communications Services Tax Rate Changes and Permit Fee Elections), and 12A-19.060, F.A.C. (Sales for the Purpose of Resale). A Notice of Rule Development Workshop was published in the June 1, 2001 edition of the Florida Administrative Weekly (Vol. 27, No. 22, pp. 2608-2619), and the workshop was held on June 26, 2001. Changes were included in the proposed rules, in response to comments received at the rule development workshop and in writing. A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on October 19, 2001 (Vol. 27, No. 42, pp. 4866-4878), and a public hearing was conducted on November 13, 2001. No testimony was received at the public hearing. Written comments were submitted in response to the Notice of Proposed Rulemaking. No changes were made in response to those comments. After the public hearing, additional written comments were received from the Joint Administrative Procedures Committee of the Florida Legislature. The Department incorporated changes to the proposed rules to address these comments. A Notice of Change incorporating these changes is being published in this issue of the Florida Administrative Weekly.

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NO.:	RULE TITLE:
12A-19.020	Tax Due at Time of Sale; Tax Return and Regulations

## NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed creation of Rule 12A-19.020, F.A.C., published in Vol. 27, No. 42, pp. 4866-4878, October 19, 2001, issue of the Florida Administrative Weekly, and to forms DR-700016, DR-700020, and DR-700021, incorporated by reference in proposed Rules 12A-19.010, 12A-19.020, and 12A-19.050, F.A.C., all of which were published in the same issue of the Florida Administrative Weekly. These changes are in response to comments received from the Joint Administrative Procedures Committee on November 19, 2001 and November 27, 2001.

The change to paragraph (2)(b) of proposed Rule 12A-19.020, F.A.C., addresses concerns that the proposed language imposed a penalty that was not supported by statute for failure to provide required information to the Department of Revenue. Paragraph (2)(b) of Rule 12A-19.020, F.A.C., has been changed, so that, when adopted, that paragraph will read as follows:

(b) Except as provided herein, all communications services tax dealers must notify the Department of the method or methods the dealer will employ to determine local taxing jurisdictions in which service addresses are located. The notification to the Department shall be made using form DR-700020, Notification of Method Employed to Determine Taxing Jurisdiction (incorporated by reference in Rule 12A-19.010, F.A.C.). If a communications services tax dealer that is required to notify the Department of the method to be used to determine local taxing jurisdictions fails to notify the Department that the dealer will use a method described in subparagraph (a)1., the dealer will be assigned an initial collection allowance of .25 percent. If a dealer is assigned a collection allowance of .25 percent due to failure to notify the Department of use of a method described in subparagraph (a)1., the dealer will be assigned a .75 percent collection allowance upon subsequently providing a completed form DR-700020. The dealer will be entitled to a refund or credit of the difference between the .25 percent collection allowance initially assigned and the .75 percent collection allowance during any period the dealer was using an eligible method and claiming the lower allowance prior to notifying the Department. The following persons are not responsible for collecting and remitting local communications services taxes and are not required to file form DR-700020:

1. Direct-to-home satellite providers;
2. Substitute communications system operators;
3. Resellers of prepaid calling arrangements;
4. Direct pay permit applicants with no obligation to collect and remit local communications services taxes;
5. Pay telephone operators; and

6. Persons who will make no sales of communications services except to purchasers who purchase for resale in compliance with the provisions of Rule 12A-19.060, F.A.C.

To conform to the change in proposed Rule 12A-19.020(2)(b), F.A.C., the instructions to form DR-700020, incorporated by reference in proposed Rule 12A-19.010, F.A.C., have been changed, so that, when adopted, the following language will be deleted from the General Information section on the second page:

What if I do not file my notification?

Dealers who fail to file this Notice will automatically receive the lesser collection allowance of .25 percent (.0025) for taxes paid on time. Also, when audited, the business may not qualify for the hold harmless provisions under the law for any of its databases.

The Joint Administrative Procedures Committee also commented that the use of the word "penalties" in subsection (6) of proposed Rule 12A-19.020, F.A.C., was inappropriate because the statutory provision referenced in that subsection provided only a single penalty. Subsection (6) has been changed, so that, when adopted, that subsection will read as follows:

(6) A return for communications services tax filed with the Department that does not include the required schedules as indicated on the return is considered an "incomplete return" and subject to penalty as provided in s. 202.28(1), F.S.

The Joint Administrative Procedures Committee also objected to an instruction on page 20 of form DR-700016 that stated, "Adjustments or credits on transactions that occurred prior to October 1, 2001, must be submitted on Form DR-26, Application for Refund."

The language will be replaced with the following: "Adjustments or credits on transactions that occurred prior to October 1, 2001 may be claimed by filing a Form DR-26, Application for Refund, or by completing Schedule IV."

The Joint Administrative Procedures Committee also noted that the instructions to form DR-700021 provided that the effective date of local government emergency rate changes had to be "no less than 90 days" after adoption of the new rate and referred to expiration of the "90-day period" prior to the effective date of the change. The correct period under the statutes is 60 rather than 90 days. The form instructions have been revised to replace "90" with "60."

## DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
14-40	Highway Beautification and Landscape Management
RULE NO.:	RULE TITLE:
14-40.030	Application and Permit Issuance

CHANGE NOTICE

SUMMARY OF CHANGE: Changes are being made in response to comments from the Joint Administrative Procedures Committee and a public hearing.

1. 14-40.030 (1)(c): The term "or the sign owner" is deleted from the first sentence. The word "properly" is deleted before "qualified individual" is deleted from the second sentence.
2. 14-40.030 (1)(c)1.: The comma is deleted between "E-mail address" and "if available" and "owner's" is changed to "permit holder's."
3. 14-40.030 (1)(c)3.: The end of the second sentence is revised to read: ". . . be removed, cut, or trimmed."
4. 14-40.030 (1)(c)4. and 5.: The term "if applicable" is changed to "if mitigation is required." Also, for consistency, ", if mitigation is required" also is added to the end of #5.
5. Figure 3: The date in the top caption is changed from July 1, 1996, to January 19, 1999, which was the effective date of the previous amendment to this rule.
6. 14-40.030 (2)(f) is revised to read as follows:

"(f) Applications shall be approved or denied within 90 days of the receipt of a completed application. The Department will notify the applicant of any apparent errors or omissions and request any additional information within 30 days of receipt of an application. When an application is denied, no application fee will be charged for a revised application submitted within 90 days after the date shown on the notice of denial."

7. 14-40.030(3)(a)1.: The revision date for the "Fertilization" publication is corrected to 1998, instead of 1999, and "(Part 2)" is inserted so that the sentence reads as follows: "American National Standards Institute Tree Shrub and Other Woody Plant Maintenance-Standard Practices, 1995, and Fertilization, 1998, Publication #A300 (Part 2), and Tree-Pruning Guidelines authored and published by the International Society of Arboriculture, 1995, which are hereby (ANSI-A300) publication, incorporated by reference herein."

Notice was published in Florida Administrative Weekly, Vol. 27, No. 41, October 12, 2001, Pages 4716 through 4725.

**INSERT MAP**

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**DEPARTMENT OF TRANSPORTATION**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
14-98	Highway Traffic Safety Program
RULE NOS.:	RULE TITLES:
14-98.001	Purpose
14-98.002	Definitions
14-98.003	Policy
14-98.004	Funds Availability
14-98.005	Application and Award Procedures
14-98.006	Funds Distribution
14-98.007	Grant Conditions
14-98.008	Forms

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rules, as noticed in Vol. 27, No. 35, Florida Administrative Weekly, dated August 31, 2001, has been withdrawn. A revised notice will be submitted for publication in a future issue of the Florida Administrative Weekly.

**AGENCY FOR HEALTH CARE ADMINISTRATION****Health Care Cost Containment Board**

RULE NOS.:	RULE TITLES:
59E-5.101	Definitions
59E-5.102	Florida Hospital Uniform Reporting System
59E-5.103	Reporting Requirements
59E-5.201	Prior Year Report Requirements
59E-5.205	Notice of Violation and Response
59E-5.605	Public Medical Assistance Trust Fund Assessments

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the amendments to the above rules, as noticed in Vol. 27, No. 32, August 10, 2001, Florida Administrative Weekly have been withdrawn.

**AGENCY FOR HEALTH CARE ADMINISTRATION****Division of Medicaid**

RULE NO.:	RULE TITLE:
59G-6.020	Payment Methodology for Inpatient Hospital Services

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule as noticed in Vol. 27, No. 34, August 24, 2001, Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF MANAGEMENT SERVICES****Human Resource Management**

RULE NO.:	RULE TITLE:
60L-29.002	Definitions

**NOTICE OF CHANGE**

Notice is hereby given that the above rule, as noticed in Vol. 27, No. 45, November 9, 2001, Florida Administrative Weekly, has been changed as follows.

Paragraph (5) of Rule 60L-29.002, Definitions, was changed to read as follows:

(5) State Personnel System” means the employment system comprised of positions within the career service, selected exempt service, or senior management service, and within all agencies except those in the State University System, the Florida Lottery, the Legislature, the Justice Administrative on System ~~Commission~~, or the State Courts System.

**DEPARTMENT OF MANAGEMENT SERVICES****Human Resource Management**

RULE NO.:	RULE TITLE:
60L-30.003	Technical Assistance

**NOTICE OF CHANGE**

Notice is hereby given that the above rule, as originally noticed in Vol. 27, No. 45, November 9, 2001, Florida Administrative Weekly, and amended by notice in Vol. 27, No. 46, November 16, 2001, Florida Administrative Weekly (originally numbered 60L-30.007 and renumbered 60L-33.003 following withdrawal of other rules), has been changed as follows:

60L-30.003 Technical Assistance; ~~Oversight~~.

(4) The Department shall provide, or arrange for an outside vendor to provide, technical assistance to the employing agencies in carrying out the requirements of these rules of the State Personnel System.

~~(2) The Department shall provide oversight of the employing agencies' actions in carrying out the rules of the State Personnel System.~~

~~(a) Reports of the Department's review shall be designed to assist the employing agencies to improve their operating procedures and to comply with the requirements of these rules.~~

~~(b) A Department representative shall discuss each report with the official whose office was reviewed, and shall submit to that official a list of findings.~~

~~(c) Within thirty days after the receipt of the report and list of findings, the official whose office was reviewed shall submit to the Department a written explanation or rebuttal concerning all adverse findings, including corrective action to be taken.~~

**DEPARTMENT OF MANAGEMENT SERVICES****Human Resource Management**

RULE NO.:	RULE TITLE:
60L-31.004	Exercise of Classification Authority

**NOTICE OF CHANGE**

Notice is hereby given that the above rule, as originally noticed in Vol. 27, No. 45, November 9, 2001, Florida Administrative Weekly, and amended by notices in Vol. 27, No. 46, November 16, 2001, Florida Administrative Weekly, and Vol. 27, No. 47, November 21, 2001, Florida

Administrative Weekly (originally numbered 60L-31.005 and renumbered 60L-31.004 following withdrawal of other rules), has been changed as follows:

(1) Each employing agency shall have the authority and responsibility to classify positions authorized by the Legislature or authorized pursuant to Chapter 216, Florida Statutes, to classify positions that are added in lieu of positions deleted pursuant to Chapter 216, Florida Statutes, to reclassify established positions, and to correct errors in classification; provided, that absent an express written delegation of authority by the Department, agencies shall not have authority to ~~(a) classify positions within the selected exempt service or senior management service or (b) reclassify positions between the various services (selected exempt service, or senior management service, and career service).~~

(2) through (5) No change.

## DEPARTMENT OF MANAGEMENT SERVICES

### Human Resource Management

RULE NOS.:	RULE TITLES:
60L-32.0012	Salary Additives
60L-32.0013	Reduction in Pay

#### NOTICE OF CHANGE

Notice is hereby given that the above rules, as originally noticed in Vol. 27, No. 45, November 9, 2001, Florida Administrative Weekly, and amended by notice in Vol. 27, No. 46, November 16, 2001, Florida Administrative Weekly, and Vol. 27, No. 47, November 21, 2001, Florida Administrative Weekly, have been changed as follows.

Paragraph (2) of Rule 60L-32.0012, Salary Additives (originally numbered 60L-32.0032 and renumbered 60L-32.0012 following withdrawal of other rules), was changed as follows.

(a) through (h) No change.

(i) Critical Market Pay Additive – An agency shall not grant this additive without Department approval. This additive is justified when pay for a position is substantially below the prevailing market rate, resulting in hiring and retention difficulties. In considering requests for this additive, the Department shall conduct all relevant analyses to determine the need for a pay adjustment for the position. An agency requesting this additive shall assist the Department in any analyses the Department requests.

Rule 60L-32.0013, Reduction in Pay (originally numbered 60L-32.0033 and renumbered 60L-32.0013 following withdrawal of other rules), was changed as follows.

~~An agency may reduce an employee's base rate of pay even if reduction is not required by this chapter.~~ The following actions shall not constitute a reduction in pay: removal of salary additives; ~~or~~ actions to correct overpayments resulting from erroneous application of the Florida Statutes, legislative appropriation, Department rules, or agency pay procedures; or salary adjustments agreed to in lieu of a workforce reduction.

## DEPARTMENT OF MANAGEMENT SERVICES

### Human Resource Management

RULE NOS.:	RULE TITLES:
60L-33.002	General Principles
60L-33.003	Status Upon Appointment
60L-33.004	Permanent Status

#### NOTICE OF CHANGE

Notice is hereby given that the above rules, as originally noticed in Vol. 27, No. 45, November 9, 2001, Florida Administrative Weekly, and amended by notice in Vol. 27, No. 47, November 21, 2001, Florida Administrative Weekly, have been changed as follows.

Paragraph (2) of Rule 60L-33.002, General Principles, was changed as follows:

(2) Any person appointed to a position must meet any minimum qualifications established for the class (or equivalent qualifications) and any required entry-level knowledge, skills, and abilities for the position, unless the appointment is with trainee or temporary status in accordance with Rule 60L-33.003(2)(~~b~~)(~~d~~) or (~~c~~)(~~e~~).

Rule 60L-33.003, Original Appointments, was changed as follows:

60L-33.003 Status Upon ~~Original~~ Appointments.

~~(1) All appointments to established positions shall be considered original appointments, except for the following within the career service: a promotion, demotion, or reassignment appointment within both (a) the same agency and (b) the same occupational group, as that term is used following approval and implementation of the classification and compensation program required by section 110.2035, Florida Statutes.~~

~~(2) Upon original appointment, as defined above, an employee shall be given status in accordance with the following:~~

~~(a) Probationary Status – An employee appointed to fill a career service position shall be given probationary status, unless all of the following criteria are satisfied: (i) the employee is moving from one career service position to another; (ii) the employee has permanent status before the move; and (iii) the move results from an event wholly beyond the employee's control, for example, where the Legislature reorganizes agencies without intending to affect employees' status. Rule 60L-33.004 governs changes from probationary status to permanent status.~~

~~(b) Exempt Status – An employee appointed to fill a position not in the career service shall be given exempt status.~~

~~(c) Overlap Status – An employee shall be given overlap status when appointed to perform the duties of another employee in a filled position.~~

~~(d) Temporary Status — An employee shall be given temporary status when temporarily appointed to fill a vacant position. The appointment shall be for no more than 1040 hours during any twelve-month period, absent the Department's approval of a written request for extension.~~

~~(e) Trainee Status — An employee appointed to a position as a trainee shall be given trainee status in accordance with the trainee program developed by the agency. The program shall include an outline of the proposed pay schedule for the training period, including justification for the proposed schedule. Upon successful completion of the trainee program, the employee may be appointed to a position in the same class requiring the same entry-level knowledge, skills, and abilities. An agency may approve appointments with trainee status in the following programs: cooperative education program; vocational rehabilitation or blind services program; agency trainee program; or return to work program.~~

~~(1) An employee appointed to fill a position not in the career service shall be given exempt status. If the employee is appointed to perform the duties of another employee in a filled position, the employee shall also be given overlap status.~~

~~(2) An employee appointed to fill a position in the career service shall be given status in accordance with the following:~~

~~(a) Overlap Status — An employee shall be given overlap status when appointed to perform the duties of another employee in a filled position. Time spent on overlap status shall count toward completion of a probationary period if, while on overlap status, the employee performed all of the duties of the position.~~

~~(b) Temporary Status — An employee shall be given temporary status when temporarily appointed to fill a vacant position. The appointment shall be for no more than 1040 hours during any twelve-month period, absent the Department's approval of a written request for extension. Time spent on temporary status shall not count toward completion of a probationary period.~~

~~(c) Trainee Status — An employee appointed to a position as a trainee shall be given trainee status in accordance with the trainee program developed by the agency. The program shall include an outline of the proposed pay schedule for the training period, including justification for the proposed schedule. Upon successful completion of the trainee program, the employee may be appointed to a position in the same class requiring the same entry-level knowledge, skills, and abilities. An agency may approve appointments with trainee status in the following programs: cooperative education program; vocational rehabilitation or blind services program; agency trainee program; or return to work program. Time spent on trainee status shall not count toward completion of a probationary period.~~

~~(d) Probationary or Permanent Status — An employee shall be given probationary status or permanent status in accordance with the following.~~

1. Upon original appointment, promotion or demotion to a different occupational level, or any time an employee moves between agencies, an employee shall be given probationary status unless a demotion is to a position in which the employee has previously held permanent status in the agency or unless the legislature has designated that an employee shall be moved but shall not have status as a new employee.

2. An employee appointed on probationary status shall attain permanent status in the career service upon successful completion of the designated probationary period.

3. Time spent on military leave shall count toward completion of the employee's probationary period, and an employee on military leave can attain permanent status while on such leave.

4. Part-time employees and employees filling shared employment positions shall attain permanent status in the same manner as full-time employees.

Rule 60L-33.004, Permanent Status, was deleted as follows:

~~60L-33.004 Permanent Status.~~

~~(1) An employee appointed on probationary status shall attain permanent status in the career service upon successful completion of the designated probationary period. If the employee later is appointed to a new agency or occupational group, the employee shall complete a new probationary period, subject to Rule 33.003(2)(a), before attaining permanent status.~~

~~(2) Time spent on temporary or trainee status shall not count toward completion of a probationary period. Time spent on overlap status shall count toward completion of a probationary period if, while on overlap status, the employee performed all of the duties of the position.~~

~~(3) Time spent on military leave shall count toward completion of the employee's probationary period, and an employee on military leave can attain permanent status while on such leave.~~

~~(4) Part-time employees and employees filling shared employment positions shall attain permanent status in the same manner as full-time employees.~~

## DEPARTMENT OF MANAGEMENT SERVICES

### Human Resource Management

#### RULE NOS.:

60L-34.002  
60L-34.0031  
60L-34.0032  
60L-34.004

60L-34.0041  
60L-34.0042  
60L-34.0051  
60L-34.0061

#### RULE TITLES:

General Agency Responsibilities  
Regular Time and Overtime  
Holidays  
General Requirements for Leave  
Earning, Approval, and Use  
Annual Leave  
Sick Leave  
Family Supportive Work Program  
Disability Leave

NOTICE OF CHANGE

Notice is hereby given that the above rules, as originally noticed in Vol. 27, No. 45, November 9, 2001, Florida Administrative Weekly, and amended by notice in Vol. 27, No. 47, November 21, 2001, Florida Administrative Weekly, have been changed as follows.

Paragraph (4) of Rule 60L-34.002, General Agency Responsibilities, was deleted as follows (and subsequent subparagraphs redesignated accordingly):

~~(d) Train managers and supervisors in the administration of this chapter, with particular attention to the provisions of the FLSA as applicable to public employees.~~

Paragraph (3) of Rule 60L-34.0031, Regular Time and Overtime, was changed as follows:

~~(3) Excluded positions in the selected exempt service and the senior management service are performance-based. Employees filling excluded positions in the selected exempt service and the senior management service these positions are expected to work the necessary hours required, and shall not be paid overtime unless required by law or otherwise approved by the Department.~~

Paragraph (1) of Rule 60L-34.0032, Holidays, was changed as follows:

(1) All employees are entitled to observe the holidays identified in section 110.117 of the Florida Statutes; provided, that to be eligible for holiday pay, an employee must be in pay status (actual work or paid leave) for at least a portion of the workday before the holiday. If an excluded employee in a senior management service position or a selected exempt service position is unable to observe a holiday, the employee may take an alternate day off during the work period; provided, that if the employee is unable to observe the holiday, the employee is not eligible for special compensatory leave as described below.

Paragraph (8) of Rule 60L-34.004, General Requirements for Leave Earning, Approval, and Use, was changed as follows:

(8) Extra hours may be offset to avoid overtime at the end of the workweek, approved extended work period, or, for excluded employees, regular work period ~~for excluded employees~~; provided, the offset shall be made within these designated work periods.

Paragraph (5) of Rule 60L-34.0041, Annual Leave, was changed as follows:

(a) through (b) No change.

(c) If an employee moves from a position in the State Personnel System to a position outside the State Personnel System, the agency shall either transfer unused annual leave credits to the system into which the employee is transferring, or, if the new system will not accept the credits, pay for the credits subject to Rule 34.0041(6). For either transfer or payment, current year credits shall be prorated.

The history note of Rule 60L-34.0042, Sick Leave, was changed as follows:

Specific Authority 110.1055, 110.201, 110.219(5) FS. Law Implemented 110.121, 110.122, 110.219 FS. History--New \_\_\_\_\_.

The history note of Rule 60L-34.0051, Family Supportive Work Program, was changed as follows:

Specific Authority 110.1055, ~~110.120(1)~~, 110.1522, 110.219(5)(g)(h) FS. Law Implemented ~~110.121~~, 110.1522, 110.219(5)(g)(h), 110.221 FS. History--New \_\_\_\_\_.

Paragraph (2) of Rule 60L-34.0061, Disability Leave, was changed to read as follows:

(a) An agency with reason to believe that an employee is unable to perform assigned duties, or is otherwise interfering with the operations of the work unit, due to physical or mental illness or injury, shall request a report from the employee's doctor (including psychologist) concerning the employee's abilities or require the employee to submit to an ~~medical~~ examination by a ~~doctor~~ physician selected and paid for by the agency. The agency may place the employee on compulsory disability leave pending the ~~doctor's~~ physician's report. If the ~~medical~~ examination confirms that the employee is unable to perform assigned duties, the agency shall continue or place the employee on compulsory disability leave or take action to remove the employee from the position, including dismissal. The employee shall be notified in writing of the duration of the disability leave and the conditions under which the employee will be allowed to return to employment.

(b) No change.

(c) If the employee remains unable to perform at the end of an approved leave, the agency, based on a current doctor's ~~medical~~ certification, shall either request the employee's resignation for reasons of inability to perform assigned duties, or dismiss the employee for cause based on inability to perform assigned duties.

(d) If the employee refuses to submit to the doctor's ~~medical~~ examination, the agency shall decide based on the available information whether to request the employee's resignation for reasons of inability to perform assigned duties, or dismiss the employee for cause based on inability to perform assigned duties.

(e) No change.

DEPARTMENT OF MANAGEMENT SERVICES

Human Resource Management

RULE NOS.:	RULE TITLES:
60L-36.002	Political Activities
60L-36.003	Sexual Harassment
60L-36.005	Disciplinary Standards

# NOTICE OF CHANGE

Notice is hereby given that the above rules, as originally noticed in Vol. 27, No. 45, November 9, 2001, Florida Administrative Weekly, and amended by notice in Vol. 27, No. 46, November 16, 2001, Florida Administrative Weekly, have been changed as follows.

Paragraph (1) of Rule 60L-36.002, Political Activities, was changed as follows:

Section 110.233(4)(a) of the Florida Statutes prohibits limits a career service employee-s from holding, or being a candidate for, public office while in the employment of the state or taking any active part in a political campaign while on duty or within the period of time during which the employee is expected to perform services for which he or she receives compensation from the state political ability to engage in certain political activities without authorization by the employee's agency head and the Department. However, a career service employee may be a candidate for or hold public office when authorized by the agency head and approved by the Department as involving no interest which conflicts or activity which interferes with his or her state employment. The following procedures shall apply to requests for that authorization and approval.

(a) through (d) No change.

Paragraph (3) of Rule 60L-36.002, Political Activities, was changed as follows:

(a) through (b) No change.

(c) The employee solicits or accepts campaign contributions from ~~for~~ persons or entities that are regulated by, or otherwise do business with, the employee's department or agency.

Paragraph (2) of Rule 60L-36.004, Sexual Harassment, was changed as follows:

(2) Agencies shall make known to their employees that sexual harassment will not be tolerated. Each agency shall make available to employees a copy of this Rule 36.004 and a copy of the agency's procedures for investigating and resolving complaints of sexual harassment. Each employee shall acknowledge understanding and acceptance of this ~~prohibition~~ rule and the agency procedure, and documented ~~written~~ evidence of the acknowledgement shall be retained in the employee's personnel file.

Paragraph (3) of Rule 60L-36.004, Sexual Harassment, was changed as follows:

(3) Agencies shall develop and implement procedures to investigate and resolve complaints of sexual harassment. Agencies shall designate a person or persons to receive complaints of sexual harassment. Complaints shall be reduced to ~~in~~ writing, be signed by the complainant, and contain at least the following information:

(a) through (c) No change.

Paragraph (9) of Rule 60L-36.004, Sexual Harassment, was changed as follows:

(9) Any employee who knowingly files a false complaint of sexual harassment against another employee shall be subject to disciplinary action ~~according to agency disciplinary policy.~~

Subparagraphs in paragraph (3) of Rule 60L-36.005, Disciplinary Standards, were changed as follows.

(a) Poor performance. Employees shall strive to perform at the highest level of efficiency and effectiveness; they Employees shall do more than "just get by." An employee may meet established minimum standards in the performance of job duties, but still be subject to discipline for poor performance.

(b) through (h) No change.

(i) Conviction of any crime, including a plea of nolo contendere and a plea of guilty with adjudication withheld.

## DEPARTMENT OF MANAGEMENT SERVICES

### Commission on Human Relations

RULE CHAPTER NO.: RULE CHAPTER TITLE:

60Y-9

Housing For Older Persons

RULE NO.:

RULE TITLE:

60Y-9.007

Housing for Older Persons

Registration and Documentation

### 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), F.S. published in Vol. 27, No. 41, October 12, 2001, issue of the Florida Administrative Weekly:

(1) Communities or facilities claiming an exemption under section 760.29(4) shall ~~may~~ register with the commission and submit the required documentation to the commission in the manner prescribed by the commission. ~~See FCHR Housing Form s. 760.29(4)., F.S.: FCHR Housing Form s. 760.29(4)(b)2., F.S.: FCHR Housing Form s. 760.29(b)(3)., F.S.~~

(2) The registration and documentation letter ~~shall be mailed certified mail, return receipt requested and~~ shall contain in bold letters on the face of the envelope the words "Registration for Housing for Older Persons." And provide the date of mailing.

(5) ~~The Commission's registry is not admissible in an administrative or judicial proceeding with respect to proving whether or not the facility or community complies with the requirements of s. 760.29(4)(b)1., F.S., 760.29(4)(b)2., F.S., or s. 760.29(4)(b)3., F.S.~~

(6) A facility or community may provide compliance with the requirements of s. 760.29(4)(b)1., F.S., 760.29(4)(b)2., F.S. or 760.29(4)(b)3., F.S., without participating in the registry pursuant to s. 760.29(4)(e), F.S. "Failure to comply with the requirements of s. 760.29(e), F.S. shall not disqualify a facility or community that otherwise qualified for the exemption provided in s. 760.29, F.S."

(8) ~~Any facility or community that knowingly submits false information in the documentation required by s. 760.29(4)(e), F.S., shall be assessed a \$500.00 fine to be paid into the commission's trust fund. "A community or~~

facility may impose an administrative fine not to exceed \$500 on a facility or community that knowingly submits false information in the documentation required by this paragraph. Such fine shall be deposited in the commission's trust fund."

~~Proposed wording of FCHR Housing Form s. 760.29(4)(b)1., F.S.~~

~~{LETTERHEAD OF FACILITY OR COMMUNITY}~~

~~{COMPLIANCE LETTER UNDER s. 760.29(4)(b)1., F.S.}~~

~~Date~~

~~Re: {name of facility or community}/Registration under s. 760.29(4)(b)1., F.S.~~

~~FCHR Executive Director~~

~~{FCHR Address}~~

~~Dear FCHR Executive Director:~~

~~Please acknowledge this registration by making it available to the public as well as placing this information on the Commission's website.~~

~~In addition, as President of the above mentioned facility or community, I hereby state that the facility or community complies with the requirements of s. 760.29(4)(b)1. provides that this facility or community is "housing for older persons" in that the housing is "provided under any state or federal programs that the commission has determined is specifically designed and operated to assist elderly persons."~~

~~FCHR Executive Director Correspondence, Registration~~

~~Thank you for your prompt assistance in this matter.~~

~~Sincerely,~~

~~Signature~~

~~{title of signatory and name of facility or community}~~

~~{notary for purpose of verification of identity of president}~~

~~Proposed wording of FCHR Housing Form s. 760.29(4)(b)2., F.S.~~

~~{LETTERHEAD OF FACILITY OR COMMUNITY}~~

~~{COMPLIANCE LETTER UNDER s. 760.29(4)(b)2., F.S.}~~

~~Date~~

~~Re: {name of facility or community}/Registration under s. 760.29(4)(b)2., F.S.~~

~~{FCHR Address}~~

~~Dear FCHR Executive Director:~~

~~Same as preliminary FCHR Housing Form s. 760.29(4)(b)1. with the following language being substituted for paragraph two of the letter:~~

~~In addition, as President of the above mentioned facility or community, I hereby state that the facility or community complies with the requirements of s. 760.29(4)(b)2., Florida Statutes, as amended. Sub subsection 760.29(4)(b)2. provides that this facility or community is "housing for older persons" in that the housing is "[I]nteded for, and solely occupied by, person, 62 years of age or older."~~

~~Proposed wording of FCHR Housing Form s. 760.29(4)(b)3., F.S.~~

~~{LETTERHEAD OF FACILITY OR COMMUNITY}~~

~~{COMPLIANCE LETTER UNDER s. 760.29(4)(b)3., F.S.}~~

~~Date~~

~~Re: {name of facility or community}/Registration under s. 760.29(4)(b)1., F.S.~~

~~FCHR Executive Director:~~

~~{FCHR Address}~~

~~Dear FCHR Executive Director:~~

~~Same as preliminary FCHR Housing Form s. 760.29(4)(b)1. with the following language being substituted for paragraph two of the letter:~~

~~In addition, as President of the above mentioned facility or community, I hereby state that the facility or community complies with the requirements of s. 760.29(4)(b)3., Florida Statutes, as amended. Sub subsection 760.29(4)(b)3. provides in pertinent part that this facility or community is "housing for older persons" in that the housing is "intended and operated for occupancy by persons 55 years of age or older" and meets all requirements for such statutory exemption to Florida's Fair Housing Act, Section 760.20, et seq., FS. Such requirements include in summary. (a) The facility or community must have 80% occupancy by at least one person 55 years or more; (b) The facility or community must publish and adhere to policies and procedures that demonstrate the intent to be "housing for older person;" and (c) The facility or community must comply with the rules made by the Secretary of the United States Department of Housing and Urban Development pursuant to 24 C.F.R. part 100 for verification of occupancy.~~

~~THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cecil Howard, General Counsel, Florida Commission on Human Relations, 325 John Knox Road, Building F, Suite 240, Tallahassee, FL 32303~~

## **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

### **Barbers' Board**

RULE NO.:

61G3-15.006

RULE TITLE:

General Information and Forms

### **NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 27, No. 4, of the Florida Administrative Weekly on January 26, 2001, has been withdrawn.

## **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

### **Board of Cosmetology**

RULE NO.:

61G5-17.006

RULE TITLE:

General Information and Form

### **NOTICE OF WITHDRAWAL**

Notice is hereby given that the above proposed rule amendment, published in the Florida Administrative Weekly, Vol. 27, No. 11, March 16, 2001, has been withdrawn.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION****Division of Beaches and Shores**

RULE CHAPTER NO.: RULE CHAPTER TITLE:

62B-26 Setback Line

RULE NO.: RULE TITLE:

62B-26.011 Description of the Pinellas County  
Coastal Construction Control  
Line**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made in the proposed rules in accordance with Section 120.54(3)(d)1., F.S., published in Vol. 26, No. 51, December 22, 2000, of the Florida Administrative Weekly:

62B-26.011 Description of the Pinellas County Coastal Construction Control Line.

(1) through (3) No change.

**METES AND BOUNDS DESCRIPTION FOR THE  
COASTAL CONSTRUCTION CONTROL LINE  
PINELLAS COUNTY, FLORIDA**

DESCRIPTION OF THE COASTAL CONSTRUCTION CONTROL LINE (CCCL) IS ESTABLISHED IN COMPLIANCE WITH SECTION 161.053 OF THE FLORIDA STATUTES. SAID CONTROL LINE LYING ALONG THE COAST OF THE GULF OF MEXICO FROM MEAN HIGH WATER LINE AT THE NORTHERN END OF HONEYMOON ISLAND SOUTHERLY TO THE MEAN HIGH WATER LINE AT THE SOUTHERN END OF HONEYMOON ISLAND. THENCE RECOMMENCING AT THE MEAN HIGH WATER LINE AT THE NORTHERN END OF CALADESI ISLAND SOUTHERLY TO THE NORTH MEAN HIGH WATER LINE OF DUNEDIN PASS. THENCE RECOMMENCING AT THE SOUTH MEAN HIGH WATER LINE OF DUNEDIN PASS SOUTHERLY TO THE NORTH MEAN HIGH WATER LINE OF LITTLE PASS. THENCE RECOMMENCING AT THE SOUTH MEAN HIGH WATER LINE OF LITTLE PASS SOUTHERLY TO THE NORTH MEAN HIGH WATER LINE OF JOHNS PASS. THENCE RECOMMENCING AT THE SOUTH MEAN HIGH WATER LINE OF JOHNS PASS SOUTHERLY TO THE NORTH MEAN HIGH WATER LINE OF BLIND PASS. THENCE RECOMMENCING AT THE SOUTH MEAN HIGH WATER LINE OF BLIND PASS SOUTHERLY TO THE NORTH MEAN HIGH WATER LINE OF PASS-A-GRILLE CHANNEL. THENCE RECOMMENCING AT THE SOUTH MEAN HIGH WATER LINE OF BUNCES PASS ON MULLET KEY SOUTHERLY AND EASTERLY TO ITS TERMINUS AT THE MEAN HIGH WATER LINE OF TAMPA BAY.

SAID COASTAL CONSTRUCTION CONTROL LINE IS RELATED TO A SERIES OF "PERMANENT REFERENCE MONUMENTS" (P.R.M.) DESIGNATED AND HEREINAFTER REFERRED TO AS "15-90-DA01 THRU

15-90-DA03", "R001 PNLS 1990", "R022 PNLS 1974", "R032 PNLS 1974", "15-99-DA08A", "15-90-DA08", "R036 PNLS 1974", "15-99-DA07", "15-90-DA09", "15-99-DA10A", "15-99-DA11A", "NOS 6724 N", "15-77-B09A", "15-77-B09", "15-90-DA12", "15-90-DA12A", "R050 PNLS 1974", "15-99-DA13A", "15-99-DA13B", "15-90-DA14", "15-99-DA15A THRU 15-99-DA15D", "15-90-DA16", "15-90-DA17", "15-90-DA17A", "NARROW-D", "15-90-DA17B", "NARROW 1973", "NARROW-F", "15-99-DA17D", "15-99-DA17E", "15-90-DA18", "15-90-DA19", "15-90-DA19A", "REDINGTON-B THRU REDINGTON-D", "15-90-DA20", "15-99-DA21B", "15-77-B08", "15-90-DA22 THRU 15-90-DA25", "RAINEY 1973", "MADERIA", "15-90-DA25A THRU 15-90-DA25C", "15-90-DA26", "15-90-DA27", "15-90-DA27A", "RAINEY-J", "RAINEY-K", "PBE 144 68", "BLIND-D", "15-90-DA27B", "15-90-DA27D", "15-90-DA28", "15-90-DA29", "COE BLIND PASS", "PBE 133", "BLIND-P", "15-77-B04", "NOAA-D", "15-99-DA31", "NOAA 1973", "15-99-DA31A", "15-99-DA32", "NOAA-A", "NOS 6430 J 1988", "R170 PNLS 1974", "R172 PNLS 1990", "T174 PNLS 1977", "T177 PNLS 1977", "15-90-DA30", "DESOTO 1973", "15-90-B01-2", "DESOTO-B".

FOR MONUMENTS ESTABLISHED BY THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, STATE OF FLORIDA, OR REFERRED TO BY STATION NAME FOR MONUMENTS ESTABLISHED BY NATIONAL GEODETIC SURVEY (N.G.S.). SAID PERMANENT REFERENCE MONUMENTS ARE ESTABLISHED ON THE WEST ZONE OF THE STATE OF FLORIDA PLANE COORDINATE SYSTEM. ALL STATIONS IN THIS DESCRIPTION ARE BASED ON NORTH AMERICAN 1983 DATUM ADJUSTMENT OF 1990.

THE BEARING BASE FOR THIS DESCRIPTION IS GRID NORTH, DETERMINED BY GLOBAL POSITIONING SYSTEM (G.P.S.) OBSERVATIONS MADE AT ALL PERMANENT REFERENCE MONUMENTS (P.R.M.).

COMMENCE AT P.R.M. R001 PNLS 1990; THENCE S 34 DEG. 00 MIN. 00 SEC. E A DISTANCE OF 595.00 FEET TO THE POINT OF BEGINNING; THENCE N 16 DEG. 55 MIN. 07 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF SAINT JOSEPH SOUND, SAID POINT BEING THE NORTHERN TERMINUS OF THE COASTAL CONSTRUCTION CONTROL LINE FOR PINELLAS COUNTY; THENCE RETURN ALONG THE

SAME COURSE TO THE POINT OF BEGINNING; SAID POINT BEING S 34 DEG. 00 MIN. 00 SEC. E A DISTANCE OF 595.00 FEET FROM (P.R.M.) R001 PNLS 1990.

THENCE S 16 DEG. 55 MIN. 07 SEC. W A DISTANCE OF 370.11 FEET TO A POINT;  
 THENCE S 05 DEG. 40 MIN. 31 SEC. W A DISTANCE OF 661.90 FEET TO A POINT;  
 THENCE S 06 DEG. 12 MIN. 57 SEC. W A DISTANCE OF 945.06 FEET TO A POINT;  
 THENCE S 01 DEG. 31 MIN. 21 SEC. W A DISTANCE OF 1146.15 FEET TO A POINT;  
 THENCE S 03 DEG. 42 MIN. 56 SEC. E A DISTANCE OF 763.91 FEET TO A POINT;  
 THENCE S 00 DEG. 03 MIN. 53 SEC. E A DISTANCE OF 207.31 FEET TO A POINT;  
 THENCE S 00 DEG. 37 MIN. 05 SEC. E A DISTANCE OF 1003.95 FEET TO A POINT;  
 SAID POINT BEING N 44 DEG. 45 MIN. 09 SEC. E A DISTANCE OF 1512.10 FEET FROM P.R.M. 15-90-DA-01.

THENCE S 27 DEG. 58 MIN. 45 SEC. E A DISTANCE OF 862.90 FEET TO A POINT;  
 THENCE S 42 DEG. 09 MIN. 25 SEC. E A DISTANCE OF 1075.26 FEET TO A POINT;  
 SAID POINT BEING N 73 DEG. 07 MIN. 36 SEC. E A DISTANCE OF 1429.70 FEET FROM P.R.M. 15-90-DA-02.

THENCE S 45 DEG. 42 MIN. 01 SEC. E A DISTANCE OF 1024.55 FEET TO A POINT;  
 THENCE S 56 DEG. 30 MIN. 30 SEC. E A DISTANCE OF 1107.39 FEET TO A POINT;  
 THENCE S 65 DEG. 18 MIN. 05 SEC. E A DISTANCE OF 663.85 FEET TO A POINT;  
 SAID POINT BEING N 57 DEG. 18 MIN. 26 SEC. E A DISTANCE OF 1537.30 FEET FROM P.R.M. 15-90-DA-03.

THENCE S 65 DEG. 18 MIN. 09 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF HURRICANE PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 57 DEG. 18 MIN. 26 SEC. E A DISTANCE OF 1537.30 FEET FROM P.R.M. 15-90-DA03.

RECOMMENCE AT P.R.M. R022 PNLS 1974, THENCE N 37 DEG. 56 MIN. 38 SEC. E A DISTANCE OF 1031.43 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 09 DEG. 14 MIN. 01 SEC. E TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE WESTERN SHORE OF SAINT JOSEPH SOUND; THENCE RETURN ALONG THE SAME

COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 37 DEG. 56 MIN. 38 SEC. E A DISTANCE OF 1031.43 FEET FROM P.R.M. R022 PNLS 1974.

THENCE S 09 DEG. 06 MIN. 51 SEC. W A DISTANCE OF 954.86 FEET TO A POINT;  
 THENCE S 33 DEG. 22 MIN. 48 SEC. W A DISTANCE OF 1092.11 FEET TO A POINT;  
 THENCE S 19 DEG. 22 MIN. 56 SEC. W A DISTANCE OF 1021.21 FEET TO A POINT;  
 THENCE S 27 DEG. 16 MIN. 23 SEC. E A DISTANCE OF 1588.30 FEET TO A POINT;  
 THENCE S 13 DEG. 39 MIN. 47 SEC. W A DISTANCE OF 1009.83 FEET TO A POINT;  
 THENCE S 22 DEG. 29 MIN. 50 SEC. W A DISTANCE OF 1005.17 FEET TO A POINT;  
 THENCE S 22 DEG. 34 MIN. 25 SEC. W A DISTANCE OF 930.69 FEET TO A POINT;  
 THENCE S 05 DEG. 06 MIN. 23 SEC. W A DISTANCE OF 940.49 FEET TO A POINT;  
 THENCE S 03 DEG. 58 MIN. 35 SEC. W A DISTANCE OF 1017.58 FEET TO A POINT;  
 SAID POINT BEING N 52 DEG. 31 MIN. 51 SEC. E A DISTANCE OF 1676.16 FEET FROM P.R.M. R032 PNLS 1974.

THENCE S 02 DEG. 38 MIN. 40 SEC. W TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF DUNEDIN PASS. THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 52 DEG. 31 MIN. 51 SEC. E A DISTANCE OF 1676.16 FEET FROM P.R.M. R032 PNLS 1974.

RECOMMENCE AT P.R.M. 15-99-DA-08A, THENCE S 40 DEG. 09 MIN. 26 SEC. W A DISTANCE OF 230.05 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 08 DEG. 36 MIN. 11 SEC. E A DISTANCE OF 548.17 FEET TO A POINT; THENCE N 48 DEG. 00 MIN. 00 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORE OF DUNEDIN PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING S 40 DEG. 09 MIN. 26 SEC. W A DISTANCE OF 230.05 FEET FROM P.R.M. 15-99-DA-08A.



THENCE S 04 DEG. 45 MIN. 02 SEC. E A DISTANCE OF 362.24 FEET TO A POINT; THENCE S 07 DEG. 12 MIN. 57 SEC. E A DISTANCE OF 1019.07 FEET TO A POINT; SAID POINT BEING N 70 DEG. 39 MIN. 14 SEC. W A DISTANCE OF 557.46 FROM P.R.M. 15-90-DA-08.

THENCE S 01 DEG. 08 MIN. 11 SEC. E A DISTANCE OF 1122.52 FEET TO A POINT;

THENCE S 22 DEG. 35 MIN. 11 SEC. W A DISTANCE OF 445.90 FEET TO A POINT;

THENCE S 14 DEG. 05 MIN. 54 SEC. W A DISTANCE OF 527.08 FEET TO A POINT; SAID POINT BEING N 82 DEG. 13 MIN. 07 SEC. W A DISTANCE OF 1390.65 FEET FROM P.R.M. 15-99-DA-07.

THENCE S 04 DEG. 27 MIN. 42 SEC. W A DISTANCE OF 1000.33 FEET TO A POINT;

THENCE S 03 DEG. 17 MIN. 22 SEC. W A DISTANCE OF 658.59 FEET TO A POINT;

THENCE S 00 DEG. 30 MIN. 04 SEC. E A DISTANCE OF 343.01 FEET TO A POINT;

THENCE S 03 DEG. 09 MIN. 02 SEC. E A DISTANCE OF 994.20 FEET TO A POINT; SAID POINT BEING S 04 DEG. 55 MIN. 53 SEC. E A DISTANCE OF 151.73 FEET FROM P.R.M. 15-90-DA-09.

THENCE S 02 DEG. 52 MIN. 59 SEC. E A DISTANCE OF 543.99 FEET TO A POINT;

THENCE S 01 DEG. 01 MIN. 04 SEC. E A DISTANCE OF 497.18 FEET TO A POINT;

THENCE S 01 DEG. 36 MIN. 06 SEC. E A DISTANCE OF 1115.34 FEET TO A POINT;

THENCE S 03 DEG. 00 MIN. 13 SEC. W A DISTANCE OF 667.92 FEET TO A POINT; SAID POINT BEING S 39 DEG. 12 MIN. 37 SEC. E A DISTANCE OF 336.65 FEET FROM P.R.M. 15-99-DA-10A.

THENCE S 09 DEG. 54 MIN. 34 SEC. W A DISTANCE OF 505.54 FEET TO A POINT;

THENCE S 07 DEG. 20 MIN. 11 SEC. W A DISTANCE OF 856.01 FEET TO A POINT;

THENCE S 11 DEG. 31 MIN. 51 SEC. W A DISTANCE OF 988.96 FEET TO A POINT; SAID POINT BEING S 82 DEG. 03 MIN. 33 SEC. E A DISTANCE OF 169.16 FEET FROM P.R.M. 15-99-DA-11A.

THENCE S 06 DEG. 46 MIN. 49 SEC. W A DISTANCE OF 2016.58 FEET TO A POINT; SAID POINT BEING S 04 DEG. 59 MIN. 09 SEC. W A DISTANCE OF 1217.58 FEET FROM P.R.M. 15-77-B09A.

THENCE S 06 DEG. 53 MIN. 19 SEC. W A DISTANCE OF 607.91 FEET TO A POINT;

THENCE S 76 DEG. 36 MIN. 25 SEC. W A DISTANCE OF 302.22 FEET TO A POINT; SAID POINT BEING N 67 DEG. 46 MIN. 49 SEC. W A DISTANCE OF 441.92 FEET FROM P.R.M. 15-77-B-09.

THENCE S 22 DEG. 39 MIN. 10 SEC. E A DISTANCE OF 381.57 FEET TO A POINT;

THENCE S 42 DEG. 45 MIN. 00 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF CLEARWATER PASS; THENCE RETURN ALONG THE SAME COURSES TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE. SAID POINT BEING N 67 DEG. 46 MIN. 49 SEC. W A DISTANCE OF 441.92 FEET FROM P.R.M. 15-77-B-09.

RECOMMENCE AT P.R.M. 15-99-DA-13A. THENCE N 16 DEG. 34 MIN. 08 SEC. E A DISTANCE OF 868.55 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 13 DEG. 00 MIN. 00 SEC. E TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORE OF CLEARWATER PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE. SAID POINT BEING N 16 DEG. 34 MIN. 08 SEC. E A DISTANCE OF 868.55 FEET FROM P.R.M. 15-99-DA-13A.

THENCE S 49 DEG. 14 MIN. 18 SEC. W A DISTANCE OF 1040.11 FEET TO A POINT;

THENCE S 60 DEG. 49 MIN. 54 SEC. W A DISTANCE OF 1351.12 FEET TO A POINT;

THENCE S 20 DEG. 49 MIN. 30 SEC. W A DISTANCE OF 523.18 FEET TO A POINT; SAID POINT BEING N 79 DEG. 14 MIN. 27 SEC. W A DISTANCE OF 949.37 FEET FROM P.R.M. 15-99-DA-13B.

THENCE S 21 DEG. 26 MIN. 17 SEC. W A DISTANCE OF 1201.10 FEET TO A POINT;

THENCE S 36 DEG. 56 MIN. 07 SEC. W A DISTANCE OF 1224.80 FEET TO A POINT;

THENCE S 28 DEG. 04 MIN. 21 SEC. W A DISTANCE OF 731.00 FEET TO A POINT;

THENCE S 31 DEG. 07 MIN. 36 SEC. W A DISTANCE OF 421.72 FEET TO A POINT;

THENCE S 24 DEG. 38 MIN. 10 SEC. W A DISTANCE OF 869.40 FEET TO A POINT;

THENCE S 24 DEG. 25 MIN. 05 SEC. W A DISTANCE OF 993.65 FEET TO A POINT;

THENCE S 24 DEG. 59 MIN. 05 SEC. W A DISTANCE OF 1027.08 FEET TO A POINT;

THENCE S 21 DEG. 48 MIN. 35 SEC. W A DISTANCE OF 1273.13 FEET TO A POINT;

THENCE S 16 DEG. 03 MIN. 34 SEC. W A DISTANCE OF 2524.52 FEET TO A POINT;

THENCE S 13 DEG. 21 MIN. 39 SEC. W A DISTANCE OF 1022.68 FEET TO A POINT; SAID POINT BEING N 78 DEG. 08 MIN. 52 SEC. W A DISTANCE OF 249.36 FEET FROM P.R.M. 15-99-DA-15A.

THENCE S 13 DEG. 19 MIN. 36 SEC. W A DISTANCE OF 1056.96 FEET TO A POINT;

THENCE S 10 DEG. 47 MIN. 56 SEC. W A DISTANCE OF 999.90 FEET TO A POINT;

THENCE S 10 DEG. 55 MIN. 31 SEC. W A DISTANCE OF 921.53 FEET TO A POINT; SAID POINT BEING S 88 DEG. 16 MIN. 34 SEC. W A DISTANCE OF 246.90 FEET FROM P.R.M. 15-99-DA-15B.

THENCE S 12 DEG. 03 MIN. 17 SEC. W A DISTANCE OF 960.46 FEET TO A POINT; SAID POINT BEING N 05 DEG. 35 MIN. 22 SEC. W A DISTANCE OF 825.49 FEET FROM P.R.M. 15-99-DA-15C.

THENCE S 12 DEG. 11 MIN. 35 SEC. W A DISTANCE OF 2023.54 FEET TO A POINT;

THENCE S 11 DEG. 40 MIN. 36 SEC. W A DISTANCE OF 1411.53 FEET TO A POINT; SAID POINT BEING N 69 DEG. 55 MIN. 36 SEC. W A DISTANCE OF 286.89 FEET FROM P.R.M. 15-99-DA-15D.

THENCE S 09 DEG. 14 MIN. 12 SEC. W A DISTANCE OF 710.21 FEET TO A POINT;

THENCE S 08 DEG. 27 MIN. 38 SEC. W A DISTANCE OF 1061.91 FEET TO A POINT;

THENCE S 08 DEG. 15 MIN. 27 SEC. W A DISTANCE OF 931.30 FEET TO A POINT; SAID POINT BEING S 57 DEG. 46 MIN. 50 SEC. W A DISTANCE OF 423.67 FEET FROM P.R.M. 15-90-DA-16.

THENCE S 08 DEG. 42 MIN. 06 SEC. W A DISTANCE OF 931.94 FEET TO A POINT;

THENCE S 08 DEG. 21 MIN. 39 SEC. W A DISTANCE OF 842.24 FEET TO A POINT; SAID POINT BEING S 84 DEG. 38 MIN. 44 SEC. W A DISTANCE OF 333.75 FEET FROM P.R.M. 15-90-DA-17.

THENCE S 08 DEG. 04 MIN. 38 SEC. W A DISTANCE OF 1014.67 FEET TO A POINT;

THENCE S 09 DEG. 32 MIN. 27 SEC. W A DISTANCE OF 992.17 FEET TO A POINT;

THENCE S 08 DEG. 27 MIN. 57 SEC. W A DISTANCE OF 1015.52 FEET TO A POINT;

SAID POINT BEING S 63 DEG. 08 MIN. 59 SEC. W A DISTANCE OF 324.33 FEET FROM P.R.M. 15-90-DA-17A.

THENCE S 02 DEG. 36 MIN. 09 SEC. W A DISTANCE OF 946.98 FEET TO A POINT; SAID POINT BEING N 82 DEG. 56 MIN. 15 SEC. W A DISTANCE OF 220.24 FEET FROM P.R.M. NARROW-D.

THENCE S 03 DEG. 19 MIN. 45 SEC. E A DISTANCE OF 1009.61 FEET TO A POINT; SAID POINT BEING S 68 DEG. 06 MIN. 54 SEC. W A DISTANCE OF 251.94 FEET FROM P.R.M. 15-90-DA-17B.

THENCE S 00 DEG. 49 MIN. 38 SEC. E A DISTANCE OF 995.20 FEET TO A POINT;

THENCE S 01 DEG. 44 MIN. 50 SEC. E A DISTANCE OF 1049.49 FEET TO A POINT; SAID POINT BEING N 62 DEG. 40 MIN. 18 SEC. W A DISTANCE OF 266.59 FEET FROM P.R.M. NARROW.

THENCE S 04 DEG. 20 MIN. 51 SEC. E A DISTANCE OF 1028.96 FEET TO A POINT;

THENCE S 07 DEG. 16 MIN. 26 SEC. E A DISTANCE OF 1003.07 FEET TO A POINT;

THENCE S 08 DEG. 09 MIN. 30 SEC. E A DISTANCE OF 1003.51 FEET TO A POINT;

THENCE S 08 DEG. 33 MIN. 38 SEC. E A DISTANCE OF 1045.29 FEET TO A POINT;

THENCE S 11 DEG. 01 MIN. 32 SEC. E A DISTANCE OF 1856.26 FEET TO A POINT; SAID POINT BEING S 52 DEG. 27 MIN. 37 SEC. W A DISTANCE OF 252.42 FEET FROM P.R.M. NARROW-F.

THENCE S 14 DEG. 34 MIN. 49 SEC. E A DISTANCE OF 945.45 FEET TO A POINT;

THENCE S 15 DEG. 02 MIN. 11 SEC. E A DISTANCE OF 1056.16 FEET TO A POINT;

THENCE S 16 DEG. 55 MIN. 48 SEC. E A DISTANCE OF 999.31 FEET TO A POINT;

THENCE S 20 DEG. 48 MIN. 33 SEC. E A DISTANCE OF 954.25 FEET TO A POINT;

THENCE S 22 DEG. 18 MIN. 56 SEC. E A DISTANCE OF 579.39 FEET TO A POINT;

THENCE S 23 DEG. 21 MIN. 07 SEC. E A DISTANCE OF 638.28 FEET TO A POINT; SAID POINT BEING N 54 DEG. 37 MIN. 31 SEC. W A DISTANCE OF 276.05 FEET FROM P.R.M. 15-99-DA-17D.

THENCE S 25 DEG. 58 MIN. 36 SEC. E A DISTANCE OF 2917.78 FEET TO A POINT; SAID POINT BEING S 57 DEG. 21 MIN. 08 SEC. W A DISTANCE OF 320.15 FEET FROM P.R.M. 15-90-DA-18.

THENCE S 30 DEG. 43 MIN. 26 SEC. E A DISTANCE OF 2293.99 FEET TO A POINT; SAID POINT BEING S 59 DEG. 06 MIN. 15 SEC. W A DISTANCE OF 371.50 FEET FROM P.R.M. 15-90-DA-19A.

THENCE S 32 DEG. 04 MIN. 54 SEC. E A DISTANCE OF 1195.57 FEET TO A POINT; SAID POINT BEING N 62 DEG. 59 MIN. 52 SEC. W A DISTANCE OF 921.02 FEET FROM P.R.M. REDINGTON-C.

THENCE S 26 DEG. 52 MIN. 58 SEC. E A DISTANCE OF 1371.18 FEET TO A POINT;

THENCE S 23 DEG. 30 MIN. 54 SEC. E A DISTANCE OF 1117.83 FEET TO A POINT; SAID POINT BEING S 69 DEG. 17 MIN. 58 SEC. W A DISTANCE OF 380.98 FEET FROM P.R.M. REDINGTON-B.

THENCE S 31 DEG. 08 MIN. 12 SEC. E A DISTANCE OF 796.79 FEET TO A POINT;

THENCE S 34 DEG. 49 MIN. 29 SEC. E A DISTANCE OF 896.57 FEET TO A POINT; SAID POINT BEING N 89 DEG. 03 MIN. 45 SEC. W A DISTANCE OF 323.16 FEET FROM P.R.M. REDINGTON-D.

THENCE S 37 DEG. 39 MIN. 57 SEC. E A DISTANCE OF 792.08 FEET TO A POINT;

THENCE S 42 DEG. 36 MIN. 45 SEC. E A DISTANCE OF 1035.40 FEET TO A POINT; SAID POINT BEING N 55 DEG. 59 MIN. 59 SEC. W A DISTANCE OF 1174.56 FEET FROM P.R.M. 15-90-DA-19B.

THENCE S 43 DEG. 45 MIN. 25 SEC. E A DISTANCE OF 2118.28 FEET TO A POINT; SAID POINT BEING N 74 DEG. 46 MIN. 20 SEC. W A DISTANCE OF 661.37 FEET FROM P.R.M. 15-90-DA-20.

THENCE S 51 DEG. 54 MIN. 09 SEC. E A DISTANCE OF 2053.47 FEET TO A POINT;

THENCE S 52 DEG. 27 MIN. 24 SEC. E A DISTANCE OF 1939.73 FEET TO A POINT;

THENCE S 49 DEG. 10 MIN. 09 SEC. E A DISTANCE OF 1001.79 FEET TO A POINT; SAID POINT BEING S 26 DEG. 49 MIN. 28 SEC. W A DISTANCE OF 297.81 FEET FROM P.R.M. 15-99-DA-21B.

THENCE S 47 DEG. 56 MIN. 17 SEC. E A DISTANCE OF 910.54 FEET TO A POINT;

THENCE S 49 DEG. 24 MIN. 18 SEC. E A DISTANCE OF 1003.52 FEET TO A POINT; SAID POINT BEING S 37 DEG. 58 MIN. 47 SEC. W A DISTANCE OF 259.77 FEET FROM P.R.M. 15-77-B-08.

THENCE S 48 DEG. 48 MIN. 00 SEC. E A DISTANCE OF 1141.66 FEET TO A POINT;

THENCE S 48 DEG. 43 MIN. 25 SEC. E A DISTANCE OF 1012.59 FEET TO A POINT; SAID POINT BEING S 04 DEG. 10 MIN. 26 SEC. E A DISTANCE OF 207.01 FEET FROM P.R.M. 15-90-DA-22.

THENCE S 48 DEG. 38 MIN. 43 SEC. E A DISTANCE OF 989.83 FEET TO A POINT; SAID POINT BEING N 83 DEG. 14 MIN. 02 SEC. W A DISTANCE OF 343.50 FEET FROM P.R.M. 15-90-DA-23.

THENCE S 48 DEG. 40 MIN. 58 SEC. E A DISTANCE OF 1354.08 FEET TO A POINT; SAID POINT BEING N 67 DEG. 49 MIN. 25 SEC. W A DISTANCE OF 588.04 FEET FROM P.R.M. 15-90-DA-23A.

THENCE S 44 DEG. 07 MIN. 13 SEC. E A DISTANCE OF 736.89 FEET TO A POINT;

THENCE S 43 DEG. 41 MIN. 19 SEC. E A DISTANCE OF 648.59 FEET TO A POINT;

THENCE S 38 DEG. 39 MIN. 36 SEC. E A DISTANCE OF 448.22 FEET TO A POINT; SAID POINT BEING S 71 DEG. 50 MIN. 18 SEC. W A DISTANCE OF 309.87 FEET FROM P.R.M. 15-90-DA-24.

THENCE S 36 DEG. 40 MIN. 40 SEC. E A DISTANCE OF 894.00 FEET TO A POINT;

THENCE S 32 DEG. 15 MIN. 06 SEC. E A DISTANCE OF 1060.64 FEET TO A POINT; SAID POINT BEING S 34 DEG. 42 MIN. 03 SEC. W A DISTANCE OF 468.76 FEET FROM P.R.M. 15-90-DA-25.

THENCE S 36 DEG. 31 MIN. 19 SEC. E A DISTANCE OF 494.01 FEET TO A POINT; SAID POINT BEING N 26 DEG. 19 MIN. 05 SEC. W A DISTANCE OF 1037.37 FEET FROM P.R.M. MADERIA.

THENCE S 37 DEG. 00 MIN. 00 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF JOHNS PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 26 DEG. 19 MIN. 05 SEC. W A DISTANCE OF 1037.37 FEET FROM P.R.M. MADERIA.

RECOMMENCE AT P.R.M. MADERIA, THENCE N 78 DEG. 18 MIN. 44 SEC. W A DISTANCE OF 191.89 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 14 DEG. 38 MIN. 00 SEC. W TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORE OF JOHNS

PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 78 DEG. 18 MIN. 44 SEC. W A DISTANCE OF 191.88 FEET FROM P.R.M. MADERIA.

THENCE S 00 DEG. 40 MIN. 55 SEC. W A DISTANCE OF 168.01 FEET TO A POINT;

THENCE S 24 DEG. 08 MIN. 44 SEC. E A DISTANCE OF 1080.54 FEET TO A POINT; SAID POINT BEING S 89 DEG. 42 MIN. 47 SEC. W A DISTANCE OF 613.23 FEET FROM P.R.M. 15-90-DA-25A.

THENCE S 24 DEG. 08 MIN. 18 SEC. E A DISTANCE OF 496.41 FEET TO A POINT; SAID POINT BEING N 85 DEG. 42 MIN. 57 SEC. W A DISTANCE OF 646.15 FEET FROM P.R.M. 15-90-DA-25B.

THENCE S 32 DEG. 39 MIN. 19 SEC. E A DISTANCE OF 214.98 FEET TO A POINT;

THENCE S 41 DEG. 16 MIN. 40 SEC. E A DISTANCE OF 294.07 FEET TO A POINT;

THENCE S 51 DEG. 34 MIN. 19 SEC. E A DISTANCE OF 308.91 FEET TO A POINT;

THENCE S 63 DEG. 55 MIN. 44 SEC. E A DISTANCE OF 259.39 FEET TO A POINT;

THENCE S 73 DEG. 28 MIN. 56 SEC. E A DISTANCE OF 151.24 FEET TO A POINT;

THENCE N 22 DEG. 16 MIN. 33 SEC. E A DISTANCE OF 179.39 FEET TO A POINT; SAID POINT BEING S 39 DEG. 25 MIN. 06 SEC. W A DISTANCE OF 391.53 FEET FROM P.R.M. 15-90-DA-25C.

THENCE S 65 DEG. 14 MIN. 26 SEC. E A DISTANCE OF 255.49 FEET TO A POINT;

THENCE S 55 DEG. 12 MIN. 21 SEC. E A DISTANCE OF 474.91 FEET TO A POINT; SAID POINT BEING S 76 DEG. 20 MIN. 38 SEC. W A DISTANCE OF 330.99 FEET FROM P.R.M. 15-90-DA-26.

THENCE S 48 DEG. 18 MIN. 10 SEC. E A DISTANCE OF 1116.96 FEET TO A POINT; SAID POINT BEING N 89 DEG. 26 MIN. 46 SEC. W A DISTANCE OF 313.15 FEET FROM P.R.M. 15-90-DA-27.

THENCE S 39 DEG. 44 MIN. 50 SEC. E A DISTANCE OF 502.03 FEET TO A POINT;

THENCE S 40 DEG. 07 MIN. 33 SEC. E A DISTANCE OF 194.72 FEET TO A POINT;

THENCE S 37 DEG. 33 MIN. 35 SEC. E A DISTANCE OF 194.39 FEET TO A POINT;

THENCE S 32 DEG. 10 MIN. 43 SEC. E A DISTANCE OF 975.38 FEET TO A POINT; SAID POINT BEING S 07 DEG. 52 MIN. 49 SEC. W A DISTANCE OF 492.94 FEET FROM P.R.M. 15-90-DA-27A.

THENCE S 25 DEG. 20 MIN. 21 SEC. E A DISTANCE OF 947.61 FEET TO A POINT;

THENCE N 87 DEG. 20 MIN. 14 SEC. W A DISTANCE OF 43.05 FEET TO A POINT; SAID POINT BEING N 77 DEG. 55 MIN. 14 SEC. W A DISTANCE OF 173.46 FEET FROM P.R.M. RAINEY-J.

THENCE S 23 DEG. 23 MIN. 38 SEC. E A DISTANCE OF 501.20 FEET TO A POINT;

THENCE S 19 DEG. 41 MIN. 05 SEC. E A DISTANCE OF 623.43 FEET TO A POINT; SAID POINT BEING S 59 DEG. 59 MIN. 29 SEC. W A DISTANCE OF 195.50 FEET FROM P.R.M. RAINEY-K.

THENCE S 14 DEG. 07 MIN. 33 SEC. E A DISTANCE OF 133.54 FEET TO A POINT;

THENCE S 16 DEG. 23 MIN. 10 SEC. E A DISTANCE OF 497.72 FEET TO A POINT; SAID POINT BEING S 64 DEG. 43 MIN. 26 SEC. W A DISTANCE OF 133.42 FEET FROM P.R.M. PBE 144 68.

THENCE S 12 DEG. 14 MIN. 33 SEC. E A DISTANCE OF 542.33 FEET TO A POINT; SAID POINT BEING N 28 DEG. 53 MIN. 02 SEC. W A DISTANCE OF 570.04 FEET FROM P.R.M. BLIND-D.

THENCE S 17 DEG. 16 MIN. 36 SEC. E A DISTANCE OF 1075.16 FEET TO A POINT;

THENCE S 14 DEG. 56 MIN. 53 SEC. E A DISTANCE OF 1134.75 FEET TO A POINT; SAID POINT BEING S 09 DEG. 04 MIN. 32 SEC. W A DISTANCE OF 403.63 FEET FROM P.R.M. 15-90-DA-27B.

THENCE S 19 DEG. 50 MIN. 03 SEC. E A DISTANCE OF 1839.10 FEET TO A POINT; SAID POINT BEING S 03 DEG. 24 MIN. 54 SEC. W A DISTANCE OF 339.84 FEET FROM P.R.M. 15-90-DA-28.

THENCE S 24 DEG. 43 MIN. 36 SEC. E A DISTANCE OF 1728.47 FEET TO A POINT; SAID POINT BEING S 20 DEG. 17 MIN. 24 SEC. W A DISTANCE OF 170.76 FEET FROM P.R.M. 15-90-DA-29.

THENCE S 36 DEG. 14 MIN. 56 SEC. E A DISTANCE OF 948.64 FEET TO A POINT;

THENCE S 42 DEG. 49 MIN. 13 SEC. E A DISTANCE OF 685.69 FEET TO A POINT; SAID POINT BEING N 30 DEG. 09 MIN. 42 SEC. W A DISTANCE OF 865.19 FEET FROM P.R.M. COE BLIND PASS.

THENCE S 34 DEG. 46 MIN. 42 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF BLIND PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 30 DEG. 09 MIN. 42 SEC. W A DISTANCE OF 865.19 FEET FROM P.R.M. COE BLIND PASS.

RECOMMENCE AT P.R.M. COE BLIND PASS, THENCE S 51 DEG. 23 MIN. 35.0 SEC. E A DISTANCE OF 605.70 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 43 DEG. 10 MIN. 23 SEC. W TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORE OF BLIND PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING S 51 DEG. 23 MIN. 35 SEC. E A DISTANCE OF 605.70 FEET FROM P.R.M. COE BLIND PASS.

THENCE S 43 DEG. 10 MIN. 23 SEC. E A DISTANCE OF 887.16 FEET TO A POINT;

THENCE S 45 DEG. 23 MIN. 22 SEC. E A DISTANCE OF 1040.89 FEET TO A POINT;

THENCE S 45 DEG. 48 MIN. 25 SEC. E A DISTANCE OF 803.35 FEET TO A POINT; SAID POINT BEING S 56 DEG. 26 MIN. 59 SEC. W A DISTANCE OF 754.49 FEET FROM P.R.M. PBE 133.

THENCE S 35 DEG. 16 MIN. 08 SEC. E A DISTANCE OF 966.38 FEET TO A POINT; SAID POINT BEING S 75 DEG. 19 MIN. 20 SEC. W A DISTANCE OF 762.85 FEET FROM P.R.M. BLIND-P.

THENCE S 30 DEG. 41 MIN. 09 SEC. E A DISTANCE OF 1095.36 FEET TO A POINT; SAID POINT BEING N 59 DEG. 33 MIN. 03 SEC. W A DISTANCE OF 1028.50 FEET FROM P.R.M. 15-77-B-04.

THENCE S 24 DEG. 45 MIN. 42 SEC. E A DISTANCE OF 2046.11 FEET TO A POINT; SAID POINT BEING S 66 DEG. 53 MIN. 50 SEC. W A DISTANCE OF 445.94 FEET FROM P.R.M. NOAA D.

THENCE S 18 DEG. 36 MIN. 57 SEC. E A DISTANCE OF 1076.66 FEET TO A POINT;

THENCE S 15 DEG. 58 MIN. 55 SEC. E A DISTANCE OF 1039.87 FEET TO A POINT;

THENCE S 13 DEG. 38 MIN. 48 SEC. E A DISTANCE OF 1034.20 FEET TO A POINT; SAID POINT BEING N 41 DEG. 47 MIN. 33 SEC. W A DISTANCE OF 581.09 FEET FROM P.R.M. 15-99 DA-31.

THENCE S 11 DEG. 55 MIN. 49 SEC. E A DISTANCE OF 996.52 FEET TO A POINT;

THENCE S 07 DEG. 59 MIN. 08 SEC. E A DISTANCE OF 1007.77 FEET TO A POINT; SAID POINT BEING N 24 DEG. 55 MIN. 59 SEC. W A DISTANCE OF 370.64 FEET FROM P.R.M. NOAA.

THENCE S 06 DEG. 01 MIN. 04 SEC. E A DISTANCE OF 1039.73 FEET TO A POINT; SAID POINT BEING S 86 DEG. 56 MIN. 24 SEC. W A DISTANCE OF 440.54 FEET FROM P.R.M. 15-99-DA-31A.

THENCE S 03 DEG. 19 MIN. 04 SEC. E A DISTANCE OF 1036.74 FEET TO A POINT;

THENCE S 01 DEG. 01 MIN. 42 SEC. E A DISTANCE OF 1003.16 FEET TO A POINT; SAID POINT BEING N 53 DEG. 50 MIN. 07 SEC. W A DISTANCE OF 503.73 FEET FROM P.R.M. 15-90-DA-32.

THENCE S 00 DEG. 15 MIN. 20 SEC. E A DISTANCE OF 1020.52 FEET TO A POINT;

THENCE S 03 DEG. 41 MIN. 06 SEC. W A DISTANCE OF 3789.33 FEET TO A POINT; SAID POINT BEING S 06 DEG. 42 MIN. 31 SEC. E A DISTANCE OF 578.47 FEET FROM P.R.M. NOAA-A.

THENCE S 02 DEG. 00 MIN. 59 SEC. E A DISTANCE OF 1615.50 FEET TO A POINT; SAID POINT BEING S 03 DEG. 45 MIN. 06 SEC. E A DISTANCE OF 5.06 FEET FROM P.R.M. NOS 6430 J 1988.

THENCE S 02 DEG. 00 MIN. 59 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF PASS-A-GRILLE CHANNEL; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING S 03 DEG. 45 MIN. 06 SEC. E A DISTANCE OF 5.06 FEET FROM P.R.M. NOS 6430 J 1988.

RECOMMENCE AT P.R.M. 15-99 DA08A, THENCE S 40 DEG. 09 MIN. 26 SEC. W A DISTANCE OF 230.05 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 08 DEG. 36 MIN. 10 SEC. E

~~A DISTANCE OF 548.17 FEET TO A POINT; THENCE N 47 DEG. 59 MIN. 58 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORE OF DUNEDIN PASS; THENCE RETURN ALONG THE SAME COURSES TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING S 40 DEG. 09 MIN. 26 SEC. W A DISTANCE OF 230.05 FEET FROM P.R.M. 15-99-DA08A.~~

~~THENCE S 04 DEG. 45 MIN. 03 SEC. E A DISTANCE OF 362.24 FEET TO A POINT;  
THENCE S 07 DEG. 12 MIN. 57 SEC. E A DISTANCE OF 1019.07 FEET TO A POINT; SAID POINT BEING N 70 DEG. 39 MIN. 14 SEC. W A DISTANCE OF 557.46 FEET FROM P.R.M. 15-90-DA-08~~

~~THENCE S 01 DEG. 08 MIN. 12 SEC. E A DISTANCE OF 1122.52 FEET TO A POINT;  
THENCE S 15 DEG. 19 MIN. 17 SEC. W A DISTANCE OF 960.89 FEET TO A POINT; SAID POINT BEING N 82 DEG. 07 MIN. 00 SEC. W A DISTANCE OF 1344.80 FEET FROM P.R.M. 15-99-DA-07~~

~~THENCE S 01 DEG. 08 MIN. 17 SEC. W A DISTANCE OF 994.66 FEET TO A POINT;  
THENCE S 00 DEG. 00 MIN. 32 SEC. E A DISTANCE OF 976.10 FEET TO A POINT;  
THENCE S 00 DEG. 14 MIN. 03 SEC. W A DISTANCE OF 1009.25 FEET TO A POINT; SAID POINT BEING S 32 DEG. 48 MIN. 40 SEC. E A DISTANCE OF 171.68 FEET FROM P.R.M. 15-90-DA-09~~

~~THENCE S 00 DEG. 24 MIN. 35 SEC. W A DISTANCE OF 1044.61 FEET TO A POINT;  
THENCE S 04 DEG. 29 MIN. 19 SEC. E A DISTANCE OF 1061.44 FEET TO A POINT; SAID POINT BEING N 35 DEG. 49 MIN. 11 SEC. E A DISTANCE OF 574.18 FEET FROM P.R.M. 15-99-DA-10A~~

~~THENCE S 08 DEG. 45 MIN. 37 SEC. W A DISTANCE OF 974.92 FEET TO A POINT;  
THENCE S 08 DEG. 12 MIN. 29 SEC. W A DISTANCE OF 1121.67 FEET TO A POINT; SAID POINT BEING N 21 DEG. 41 MIN. 45 SEC. E A DISTANCE OF 1017.42 FEET FROM P.R.M. 15-99-DA-11A  
THENCE S 08 DEG. 52 MIN. 07 SEC. W A DISTANCE OF 1034.34 FEET TO A POINT; SAID POINT BEING N 10 DEG. 21 MIN. 07 SEC. E A DISTANCE OF 196.23 FEET FROM P.R.M. NOS 6724 N~~

~~THENCE S 00 DEG. 03 MIN. 59 SEC. E A DISTANCE OF 975.89 FEET TO A POINT; SAID POINT BEING S 37 DEG. 17 MIN. 36 SEC. E A DISTANCE OF 301.23 FEET FROM P.R.M. 15-77-B-09A~~

~~THENCE S 07 DEG. 22 MIN. 33 SEC. W A DISTANCE OF 1038.28 FEET TO A POINT;  
THENCE S 07 DEG. 22 MIN. 35 SEC. W A DISTANCE OF 417.55 FEET TO A POINT;  
THENCE S 21 DEG. 47 MIN. 15 SEC. W A DISTANCE OF 461.78 FEET TO A POINT; SAID POINT BEING S 62 DEG. 24 MIN. 42 SEC. W A DISTANCE OF 126.53 FEET FROM P.R.M. 15-77-B-09  
THENCE S 42 DEG. 14 MIN. 02 SEC. E A DISTANCE OF 996.91 FEET TO A POINT; SAID POINT BEING S 80 DEG. 24 MIN. 23 SEC. W A DISTANCE OF 333.91 FEET FROM P.R.M. 15-90-DA-12~~

~~THENCE S 57 DEG. 38 MIN. 09 SEC. E A DISTANCE OF 1038.26 FEET TO A POINT; SAID POINT BEING S 37 DEG. 20 MIN. 25 SEC. W A DISTANCE OF 314.52 FEET FROM P.R.M. 15-99-DA-12A~~

~~THENCE S 66 DEG. 53 MIN. 59 SEC. E A DISTANCE OF 876.82 FEET TO A POINT; SAID POINT BEING N 30 DEG. 00 MIN. 00 SEC. E A DISTANCE OF 39.00 FEET FROM P.R.M. R050 PNLS 1974~~

~~THENCE S 66 DEG. 53 MIN. 58 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF LITTLE PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 30 DEG. 00 MIN. 00 SEC. E A DISTANCE OF 39.00 FEET FROM P.R.M. R050 PNLS 1974~~

~~RECOMMENCE AT P.R.M. 15-99-DA13A, THENCE N 74 DEG. 08 MIN. 53 SEC. W A DISTANCE OF 561.49 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 49 DEG. 14 MIN. 18 SEC. E TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORE OF LITTLE PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 74 DEG. 08 MIN. 53 SEC. W A DISTANCE OF 561.49 FEET FROM P.R.M. 15-99-DA13A.~~

~~THENCE S 60 DEG. 49 MIN. 53 SEC. W A DISTANCE OF 1351.13 FEET TO A POINT;~~

THENCE S 20 DEG. 49 MIN. 30 SEC. W A DISTANCE OF 523.18 FEET TO A POINT; SAID POINT BEING N 79 DEG. 14 MIN. 27 SEC. W A DISTANCE OF 949.37 FEET FROM P.R.M. 15-99-DA-13B.

THENCE S 21 DEG. 26 MIN. 17 SEC. W A DISTANCE OF 1201.11 FEET TO A POINT;  
THENCE S 33 DEG. 14 MIN. 07 SEC. W A DISTANCE OF 87.63 FEET TO A POINT;  
THENCE S 32 DEG. 38 MIN. 56 SEC. W A DISTANCE OF 1109.83 FEET TO A POINT;  
SAID POINT BEING N 89 DEG. 12 MIN. 19 SEC. W A DISTANCE OF 188.67 FEET FROM P.R.M. 15-90-DA-14

THENCE S 21 DEG. 19 MIN. 46 SEC. W A DISTANCE OF 1035.41 FEET TO A POINT;  
THENCE S 25 DEG. 20 MIN. 58 SEC. W A DISTANCE OF 996.90 FEET TO A POINT;  
THENCE S 28 DEG. 29 MIN. 36 SEC. W A DISTANCE OF 2014.70 FEET TO A POINT;  
THENCE S 18 DEG. 58 MIN. 04 SEC. W A DISTANCE OF 1044.56 FEET TO A POINT;  
THENCE S 14 DEG. 31 MIN. 51 SEC. W A DISTANCE OF 955.26 FEET TO A POINT;  
THENCE S 17 DEG. 55 MIN. 52 SEC. W A DISTANCE OF 889.75 FEET TO A POINT;  
THENCE S 15 DEG. 08 MIN. 30 SEC. W A DISTANCE OF 894.64 FEET TO A POINT;  
THENCE S 15 DEG. 21 MIN. 58 SEC. W A DISTANCE OF 1009.26 FEET TO A POINT; SAID POINT BEING N 75 DEG. 11 MIN. 13 SEC. W A DISTANCE OF 100.26 FEET FROM P.R.M. 15-99-DA-15A

THENCE S 15 DEG. 35 MIN. 07 SEC. W A DISTANCE OF 1111.93 FEET TO A POINT;  
THENCE S 11 DEG. 10 MIN. 40 SEC. W A DISTANCE OF 948.55 FEET TO A POINT;  
THENCE S 12 DEG. 37 MIN. 53 SEC. W A DISTANCE OF 922.91 FEET TO A POINT; SAID POINT BEING S 83 DEG. 43 MIN. 06 SEC. W A DISTANCE OF 179.55 FEET FROM P.R.M. 15-99-DA-15B

THENCE S 12 DEG. 21 MIN. 06 SEC. W A DISTANCE OF 960.23 FEET TO A POINT;  
THENCE S 12 DEG. 50 MIN. 56 SEC. W A DISTANCE OF 1005.99 FEET TO A POINT; SAID POINT BEING S 54 DEG. 43 MIN. 47 SEC. W A DISTANCE OF 294.71 FEET FROM P.R.M. 15-99-DA-15C

THENCE S 14 DEG. 34 MIN. 58 SEC. W A DISTANCE OF 1021.79 FEET TO A POINT;

THENCE S 08 DEG. 58 MIN. 38 SEC. W A DISTANCE OF 1068.46 FEET TO A POINT; SAID POINT BEING N 18 DEG. 23 MIN. 53 SEC. W A DISTANCE OF 445.48 FEET FROM P.R.M. 15-99-DA-15D

THENCE S 07 DEG. 32 MIN. 47 SEC. W A DISTANCE OF 1042.35 FEET TO A POINT;  
THENCE S 11 DEG. 21 MIN. 09 SEC. W A DISTANCE OF 1068.35 FEET TO A POINT;  
THENCE S 08 DEG. 34 MIN. 07 SEC. W A DISTANCE OF 937.18 FEET TO A POINT; SAID POINT BEING S 52 DEG. 55 MIN. 00 SEC. W A DISTANCE OF 391.59 FEET FROM P.R.M. 15-90-DA-16

THENCE S 09 DEG. 02 MIN. 22 SEC. W A DISTANCE OF 925.87 FEET TO A POINT;  
THENCE S 08 DEG. 26 MIN. 56 SEC. W A DISTANCE OF 842.15 FEET TO A POINT; SAID POINT BEING S 83 DEG. 18 MIN. 33 SEC. W A DISTANCE OF 294.00 FEET FROM P.R.M. 15-90-DA-17

THENCE S 08 DEG. 58 MIN. 42 SEC. W A DISTANCE OF 1003.31 FEET TO A POINT;  
THENCE S 09 DEG. 44 MIN. 12 SEC. W A DISTANCE OF 999.70 FEET TO A POINT;  
THENCE S 07 DEG. 06 MIN. 36 SEC. W A DISTANCE OF 1018.74 FEET TO A POINT; SAID POINT BEING S 58 DEG. 34 MIN. 03 SEC. W A DISTANCE OF 286.29 FEET FROM P.R.M. 15-90-DA-17A

THENCE S 03 DEG. 13 MIN. 41 SEC. W A DISTANCE OF 945.73 FEET TO A POINT; SAID POINT BEING N 81 DEG. 56 MIN. 00 SEC. W A DISTANCE OF 185.57 FEET FROM P.R.M. NARROW-D

THENCE S 03 DEG. 04 MIN. 13 SEC. E A DISTANCE OF 1007.95 FEET TO A POINT; SAID POINT BEING S 65 DEG. 19 MIN. 29 SEC. W A DISTANCE OF 224.06 FEET FROM P.R.M. 15-90-DA-17B

THENCE S 07 DEG. 10 MIN. 52 SEC. E A DISTANCE OF 992.16 FEET TO A POINT;  
THENCE S 01 DEG. 26 MIN. 06 SEC. E A DISTANCE OF 1052.88 FEET TO A POINT; SAID POINT BEING N 38 DEG. 18 MIN. 22 SEC. W A DISTANCE OF 165.58 FEET FROM P.R.M. NARROW 1973

THENCE S 06 DEG. 16 MIN. 25 SEC. E A DISTANCE OF 1026.24 FEET TO A POINT;  
THENCE S 05 DEG. 09 MIN. 02 SEC. E A DISTANCE OF 987.26 FEET TO A POINT;

THENCE S 05 DEG. 44 MIN. 05 SEC. E A DISTANCE OF 1008.15 FEET TO A POINT;

THENCE S 09 DEG. 31 MIN. 40 SEC. E A DISTANCE OF 1026.84 FEET TO A POINT;

THENCE S 10 DEG. 15 MIN. 12 SEC. E A DISTANCE OF 1055.82 FEET TO A POINT;

THENCE S 08 DEG. 21 MIN. 08 SEC. E A DISTANCE OF 807.89 FEET TO A POINT; SAID POINT BEING S 47 DEG. 45 MIN. 21 SEC. W A DISTANCE OF 198.85 FEET FROM P.R.M. NARROW F

THENCE S 16 DEG. 22 MIN. 08 SEC. E A DISTANCE OF 945.97 FEET TO A POINT;

THENCE S 14 DEG. 05 MIN. 54 SEC. E A DISTANCE OF 1055.33 FEET TO A POINT;

THENCE S 18 DEG. 31 MIN. 36 SEC. E A DISTANCE OF 1000.74 FEET TO A POINT;

THENCE S 20 DEG. 00 MIN. 49 SEC. E A DISTANCE OF 955.41 FEET TO A POINT;

THENCE S 23 DEG. 14 MIN. 21 SEC. E A DISTANCE OF 1143.32 FEET TO A POINT; SAID POINT BEING N 33 DEG. 07 MIN. 28 SEC. W A DISTANCE OF 306.41 FEET FROM P.R.M. 15-99-DA-17D

THENCE S 26 DEG. 26 MIN. 13 SEC. E A DISTANCE OF 1042.97 FEET TO A POINT;

THENCE S 27 DEG. 40 MIN. 08 SEC. E A DISTANCE OF 909.61 FEET TO A POINT; SAID POINT BEING S 21 DEG. 34 MIN. 34 SEC. E A DISTANCE OF 413.73 FEET FROM P.R.M. 15-99-DA-17E

THENCE S 23 DEG. 13 MIN. 08 SEC. E A DISTANCE OF 1041.21 FEET TO A POINT; SAID POINT BEING S 52 DEG. 14 MIN. 08 SEC. W A DISTANCE OF 243.78 FEET FROM P.R.M. 15-90-DA-18-

THENCE S 32 DEG. 43 MIN. 28 SEC. E A DISTANCE OF 986.47 FEET TO A POINT; SAID POINT BEING S 81 DEG. 06 MIN. 22 SEC. W A DISTANCE OF 372.27 FEET FROM P.R.M. 15-90-DA-19

THENCE S 30 DEG. 01 MIN. 06 SEC. E A DISTANCE OF 1141.23 FEET TO A POINT; SAID POINT BEING S 87 DEG. 31 MIN. 26 SEC. W A DISTANCE OF 310.01 FEET FROM P.R.M. 15-90-DA-19A

THENCE S 28 DEG. 33 MIN. 11 SEC. E A DISTANCE OF 1019.19 FEET TO A POINT;

THENCE S 29 DEG. 48 MIN. 05 SEC. E A DISTANCE OF 1055.71 FEET TO A POINT; SAID POINT BEING S 64 DEG. 59 MIN. 28 SEC. W A DISTANCE OF 479.72 FEET FROM P.R.M. REDINGTON C

THENCE S 32 DEG. 33 MIN. 47 SEC. E A DISTANCE OF 897.43 FEET TO A POINT;

THENCE S 28 DEG. 13 MIN. 59 SEC. E A DISTANCE OF 1251.16 FEET TO A POINT; SAID POINT BEING S 05 DEG. 58 MIN. 41 SEC. E A DISTANCE OF 368.31 FEET FROM P.R.M. REDINGTON B

THENCE S 30 DEG. 16 MIN. 33 SEC. E A DISTANCE OF 1049.54 FEET TO A POINT; SAID POINT BEING N 48 DEG. 34 MIN. 19 SEC. W A DISTANCE OF 431.12 FEET FROM P.R.M. REDINGTON D

THENCE S 41 DEG. 35 MIN. 40 SEC. E A DISTANCE OF 994.66 FEET TO A POINT;

THENCE S 41 DEG. 22 MIN. 31 SEC. E A DISTANCE OF 1026.81 FEET TO A POINT;

THENCE S 42 DEG. 16 MIN. 24 SEC. E A DISTANCE OF 1014.78 FEET TO A POINT;

THENCE S 44 DEG. 17 MIN. 33 SEC. E A DISTANCE OF 1093.62 FEET TO A POINT;

THENCE S 51 DEG. 16 MIN. 25 SEC. E A DISTANCE OF 1007.73 FEET TO A POINT; SAID POINT BEING S 42 DEG. 47 MIN. 55 SEC. E A DISTANCE OF 416.81 FEET FROM P.R.M. 15-90-DA-20

THENCE S 53 DEG. 28 MIN. 17 SEC. E A DISTANCE OF 1021.65 FEET TO A POINT;

THENCE S 53 DEG. 16 MIN. 45 SEC. E A DISTANCE OF 1013.94 FEET TO A POINT;

THENCE S 49 DEG. 58 MIN. 44 SEC. E A DISTANCE OF 946.38 FEET TO A POINT; SAID POINT BEING N 55 DEG. 03 MIN. 21 SEC. W A DISTANCE OF 935.27 FEET FROM P.R.M. 15-99-DA-21B

THENCE S 48 DEG. 27 MIN. 21 SEC. E A DISTANCE OF 1246.53 FEET TO A POINT;

THENCE S 47 DEG. 56 MIN. 03 SEC. E A DISTANCE OF 664.00 FEET TO A POINT;

THENCE S 49 DEG. 28 MIN. 22 SEC. E A DISTANCE OF 1004.20 FEET TO A POINT; SAID POINT BEING S 32 DEG. 26 MIN. 37 SEC. W A DISTANCE OF 76.33 FEET FROM P.R.M. 15-77-B-08

THENCE S 48 DEG. 37 MIN. 59 SEC. E A DISTANCE OF 1138.52 FEET TO A POINT;

THENCE S 46 DEG. 15 MIN. 52 SEC. E A DISTANCE OF 1018.71 FEET TO A POINT; SAID POINT BEING S 45 DEG. 27 MIN. 31 SEC. E A DISTANCE OF 146.57 FEET FROM P.R.M. 15-90-DA-22



THENCE S 48 DEG. 24 MIN. 15 SEC. E A DISTANCE OF 999.23 FEET TO A POINT; SAID POINT BEING N 61 DEG. 25 MIN. 44 SEC. W A DISTANCE OF 281.75 FEET FROM P.R.M. 15-90-DA-23

THENCE S 45 DEG. 40 MIN. 42 SEC. E A DISTANCE OF 1048.59 FEET TO A POINT;  
THENCE S 46 DEG. 48 MIN. 16 SEC. E A DISTANCE OF 1032.67 FEET TO A POINT; SAID POINT BEING S 08 DEG. 42 MIN. 56 SEC. E A DISTANCE OF 231.93 FEET FROM P.R.M. 15-90-DA-23A

THENCE S 38 DEG. 53 MIN. 00 SEC. E A DISTANCE OF 1111.85 FEET TO A POINT; SAID POINT BEING S 75 DEG. 47 MIN. 09 SEC. W A DISTANCE OF 265.95 FEET FROM P.R.M. 15-90-DA-24

THENCE S 33 DEG. 36 MIN. 42 SEC. E A DISTANCE OF 898.50 FEET TO A POINT;

THENCE S 40 DEG. 23 MIN. 00 SEC. E A DISTANCE OF 1023.41 FEET TO A POINT; SAID POINT BEING S 32 DEG. 21 MIN. 48 SEC. W A DISTANCE OF 317.22 FEET FROM P.R.M. 15-90-DA-25

THENCE S 40 DEG. 20 MIN. 19 SEC. E A DISTANCE OF 518.63 FEET TO A POINT; SAID POINT BEING N 17 DEG. 38 MIN. 08 SEC. W A DISTANCE OF 477.58 FEET FROM P.R.M. RAINEY 1973

THENCE S 30 DEG. 22 MIN. 57 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF JOHNS PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 17 DEG. 38 MIN. 08 SEC. W A DISTANCE OF 477.58 FEET FROM P.R.M. RAINEY 1973.

RECOMMENCE AT P.R.M. MADERIA 1934, THENCE N 09 DEG. 49 MIN. 49 SEC. E A DISTANCE OF 392.71 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE;

THENCE N 30 DEG. 23 MIN. 13 SEC. W TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORE OF JOHNS PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 09 DEG. 49 MIN. 49 SEC. E A DISTANCE OF 392.71 FEET FROM P.R.M. MADERIA 1934.

THENCE S 07 DEG. 28 MIN. 16 SEC. E A DISTANCE OF 1210.21 FEET TO A POINT; SAID POINT BEING N 64 DEG. 59 MIN. 06 SEC. W A DISTANCE OF 707.25 FEET FROM P.R.M. 15-90-DA-25A

THENCE S 27 DEG. 10 MIN. 23 SEC. E A DISTANCE OF 1091.59 FEET TO A POINT; SAID POINT BEING S 65 DEG. 59 MIN. 32 SEC. W A DISTANCE OF 412.19 FEET FROM P.R.M. 15-90-DA-25B

THENCE S 60 DEG. 18 MIN. 50 SEC. E A DISTANCE OF 809.87 FEET TO A POINT;

THENCE N 22 DEG. 51 MIN. 04 SEC. E A DISTANCE OF 184.68 FEET TO A POINT;

THENCE S 64 DEG. 27 MIN. 27 SEC. E A DISTANCE OF 302.05 FEET TO A POINT; SAID POINT BEING S 13 DEG. 11 MIN. 12 SEC. E A DISTANCE OF 302.57 FEET FROM P.R.M. 15-90-DA-25C

THENCE S 48 DEG. 21 MIN. 53 SEC. E A DISTANCE OF 1071.55 FEET TO A POINT; SAID POINT BEING S 23 DEG. 23 MIN. 36 SEC. E A DISTANCE OF 440.40 FEET FROM P.R.M. 15-90-DA-26

THENCE S 48 DEG. 24 MIN. 04 SEC. E A DISTANCE OF 542.26 FEET TO A POINT;

THENCE S 40 DEG. 54 MIN. 58 SEC. E A DISTANCE OF 706.14 FEET TO A POINT; SAID POINT BEING S 24 DEG. 39 MIN. 00 SEC. E A DISTANCE OF 521.14 FEET FROM P.R.M. 15-90-DA-27

THENCE S 30 DEG. 07 MIN. 48 SEC. E A DISTANCE OF 1172.16 FEET TO A POINT; SAID POINT BEING S 04 DEG. 05 MIN. 13 SEC. W A DISTANCE OF 465.39 FEET FROM P.R.M. 15-90-DA-27A

THENCE S 24 DEG. 33 MIN. 20 SEC. E A DISTANCE OF 1142.70 FEET TO A POINT; SAID POINT BEING S 10 DEG. 24 MIN. 32 SEC. W A DISTANCE OF 126.62 FEET FROM P.R.M. RAINEY-J

THENCE S 21 DEG. 11 MIN. 28 SEC. E A DISTANCE OF 1047.43 FEET TO A POINT; SAID POINT BEING S 15 DEG. 42 MIN. 34 SEC. W A DISTANCE OF 195.52 FEET FROM P.R.M. RAINEY-K

THENCE S 15 DEG. 15 MIN. 18 SEC. E A DISTANCE OF 1211.04 FEET TO A POINT; SAID POINT BEING S 11 DEG. 16 MIN. 44 SEC. E A DISTANCE OF 722.72 FEET FROM P.R.M. PBE 144-68

THENCE S 21 DEG. 41 MIN. 59 SEC. E A DISTANCE OF 893.40 FEET TO A POINT; SAID POINT BEING S 24 DEG. 02 MIN. 29 SEC. E A DISTANCE OF 495.77 FEET FROM P.R.M. BLIND-D

THENCE S 16 DEG. 18 MIN. 40 SEC. E A DISTANCE OF 1119.54 FEET TO A POINT; SAID POINT BEING S 21 DEG. 01 MIN. 38 SEC. E A DISTANCE OF 323.48 FEET FROM P.R.M. 15-90-DA-27B

THENCE S 18 DEG. 49 MIN. 11 SEC. E A DISTANCE OF 1041.18 FEET TO A POINT; SAID POINT BEING S 20 DEG. 51 MIN. 53 SEC. E A DISTANCE OF 108.74 FEET FROM P.R.M. 15-90-DA-27D

THENCE S 22 DEG. 13 MIN. 09 SEC. E A DISTANCE OF 1009.65 FEET TO A POINT; SAID POINT BEING S 30 DEG. 19 MIN. 29 SEC. E A DISTANCE OF 501.40 FEET FROM P.R.M. 15-90-DA-28

THENCE S 23 DEG. 02 MIN. 00 SEC. E A DISTANCE OF 1021.67 FEET TO A POINT;

THENCE S 26 DEG. 50 MIN. 32 SEC. E A DISTANCE OF 987.89 FEET TO A POINT; SAID POINT BEING S 33 DEG. 41 MIN. 42 SEC. E A DISTANCE OF 607.43 FEET FROM P.R.M. 15-90-DA-29

THENCE S 34 DEG. 21 MIN. 25 SEC. E A DISTANCE OF 1117.77 FEET TO A POINT;

THENCE S 34 DEG. 46 MIN. 44 SEC. E A DISTANCE OF 748.16 FEET TO A POINT; SAID POINT BEING N 03 DEG. 24 MIN. 18 SEC. W A DISTANCE OF 133.78 FEET FROM P.R.M. COE BLIND PASS

THENCE S 49 DEG. 54 MIN. 18 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF BLIND PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 03 DEG. 24 MIN. 18 SEC. W A DISTANCE OF 133.78 FEET FROM P.R.M. COE BLIND PASS.

RECOMMENCE AT P.R.M. COE BLIND PASS, THENCE S 58 DEG. 33 MIN. 41 SEC. E A DISTANCE OF 645.07 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 49 DEG. 56 MIN. 13 SEC. W TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORE OF BLIND PASS;

THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING S 58 DEG. 33 MIN. 41 SEC. E A DISTANCE OF 645.07 FEET FROM P.R.M. COE BLIND PASS.

THENCE S 42 DEG. 42 MIN. 17 SEC. E A DISTANCE OF 855.96 FEET TO A POINT;

THENCE S 43 DEG. 56 MIN. 11 SEC. E A DISTANCE OF 1032.75 FEET TO A POINT; SAID POINT BEING N 80 DEG. 51 MIN. 12 SEC. W A DISTANCE OF 1193.82 FEET FROM P.R.M. PBE-133

THENCE S 42 DEG. 11 MIN. 00 SEC. E A DISTANCE OF 818.84 FEET TO A POINT;

THENCE S 38 DEG. 19 MIN. 30 SEC. E A DISTANCE OF 978.15 FEET TO A POINT; SAID POINT BEING S 76 DEG. 01 MIN. 02 SEC. W A DISTANCE OF 710.43 FEET FROM P.R.M. BLIND-P

THENCE S 31 DEG. 31 MIN. 26 SEC. E A DISTANCE OF 1091.23 FEET TO A POINT; SAID POINT BEING N 56 DEG. 08 MIN. 09 SEC. W A DISTANCE OF 995.38 FEET FROM P.R.M. 15-77-B-04

THENCE S 24 DEG. 27 MIN. 48 SEC. E A DISTANCE OF 1060.89 FEET TO A POINT;

THENCE S 23 DEG. 59 MIN. 02 SEC. E A DISTANCE OF 1073.57 FEET TO A POINT; SAID POINT BEING S 55 DEG. 13 MIN. 27 SEC. W A DISTANCE OF 403.40 FEET FROM P.R.M. NOAA-D

THENCE S 22 DEG. 31 MIN. 21 SEC. E A DISTANCE OF 1032.35 FEET TO A POINT;

THENCE S 14 DEG. 48 MIN. 07 SEC. E A DISTANCE OF 1018.07 FEET TO A POINT;

THENCE S 12 DEG. 10 MIN. 52 SEC. E A DISTANCE OF 1020.19 FEET TO A POINT; SAID POINT BEING N 33 DEG. 39 MIN. 35 SEC. W A DISTANCE OF 562.29 FEET FROM P.R.M. 15-99-DA-31

THENCE S 08 DEG. 27 MIN. 55 SEC. E A DISTANCE OF 1012.46 FEET TO A POINT;

THENCE S 09 DEG. 10 MIN. 34 SEC. E A DISTANCE OF 989.34 FEET TO A POINT; SAID POINT BEING N 18 DEG. 08 MIN. 28 SEC. W A DISTANCE OF 384.88 FEET FROM P.R.M. NOAA-1973

THENCE S 08 DEG. 15 MIN. 54 SEC. E A DISTANCE OF 1060.18 FEET TO A POINT; SAID POINT BEING S 88 DEG. 33 MIN. 46 SEC. W A DISTANCE OF 360.21 FEET FROM P.R.M. 15-99-DA-31A

THENCE S 05 DEG. 32 MIN. 47 SEC. E A DISTANCE OF 1034.32 FEET TO A POINT;

THENCE S 01 DEG. 22 MIN. 16 SEC. E A DISTANCE OF 1011.97 FEET TO A POINT;

THENCE S 01 DEG. 22 MIN. 34 SEC. E A DISTANCE OF 1033.06 FEET TO A POINT; SAID POINT BEING S 19 DEG. 27 MIN. 36 SEC. W A DISTANCE OF 768.07 FEET FROM P.R.M. 15-99-DA-32

~~THENCE S 00 DEG. 14 MIN. 44 SEC. E A DISTANCE OF 982.27 FEET TO A POINT;~~

~~THENCE S 00 DEG. 52 MIN. 40 SEC. W A DISTANCE OF 927.60 FEET TO A POINT;~~

~~THENCE S 05 DEG. 44 MIN. 48 SEC. W A DISTANCE OF 997.35 FEET TO A POINT; SAID POINT BEING N 48 DEG. 49 MIN. 24 SEC. E A DISTANCE OF 461.65 FEET FROM P.R.M. NOAA-A~~

~~THENCE S 07 DEG. 12 MIN. 21 SEC. W A DISTANCE OF 990.24 FEET TO A POINT;~~

~~THENCE S 00 DEG. 53 MIN. 52 SEC. E A DISTANCE OF 949.29 FEET TO A POINT;~~

~~THENCE S 00 DEG. 36 MIN. 47 SEC. E A DISTANCE OF 556.34 FEET TO A POINT; SAID POINT BEING S 90 DEG. 00 MIN. 00 SEC. E A DISTANCE OF 120.00 FEET FROM P.R.M. NOS 6430 J 1988~~

~~THENCE S 02 DEG. 09 MIN. 26 SEC. E TO THE POINT OF INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE NORTHERN SHORE OF PASS-A-GRILLE CHANNEL; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING S 90 DEG. 00 MIN. 00 SEC. E A DISTANCE OF 120.00 FEET FROM P.R.M. NOS 6430 J 1988.~~

RECOMMENCE AT P.R.M. R170 PNLS 1974, THENCE N 68 DEG. 46 MIN. 13 SEC. E A DISTANCE OF 2327.41 FEET TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE; THENCE N 11 DEG. 17 MIN. 25 SEC. E TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF THE SOUTHERN SHORES OF BUNCES PASS; THENCE RETURN ALONG THE SAME COURSE TO A POINT ON THE COASTAL CONSTRUCTION CONTROL LINE, SAID POINT BEING N 68 DEG. 46 MIN. 13 SEC. E A DISTANCE OF 2327.41 FEET FROM P.R.M. R170 PNLS 1974.

THENCE S 16 DEG. 08 MIN. 36 SEC. W A DISTANCE OF 1036.48 FEET TO A POINT;

THENCE S 14 DEG. 26 MIN. 12 SEC. W A DISTANCE OF 619.62 FEET TO A POINT;

THENCE S 70 DEG. 44 MIN. 02 SEC. W A DISTANCE OF 566.74 FEET TO A POINT;

THENCE S 23 DEG. 22 MIN. 06 SEC. E A DISTANCE OF 739.95 FEET TO A POINT; SAID POINT BEING N 65 DEG. 00 MIN. 00 SEC. E A DISTANCE OF 410.00 FEET FROM P.R.M. R172 PNLS 1990.

THENCE S 16 DEG. 33 MIN. 13 SEC. E A DISTANCE OF 608.99 FEET TO A POINT;

THENCE S 03 DEG. 23 MIN. 06 SEC. E A DISTANCE OF 831.97 FEET TO A POINT;

THENCE S 05 DEG. 51 MIN. 59 SEC. W A DISTANCE OF 1007.45 FEET TO A POINT; SAID POINT BEING N 85 DEG. 00 MIN. 00 SEC. E A DISTANCE OF 130.00 FEET FROM P.R.M. T174 PNLS 1977.

THENCE S 06 DEG. 22 MIN. 44 SEC. W A DISTANCE OF 1068.28 FEET TO A POINT;

THENCE S 01 DEG. 44 MIN. 54 SEC. W A DISTANCE OF 1013.78 FEET TO A POINT;

THENCE S 01 DEG. 16 MIN. 36 SEC. E A DISTANCE OF 1027.75 FEET TO A POINT; SAID POINT BEING N 77 DEG. 13 MIN. 35 SEC. W A DISTANCE OF 23.74 FEET FROM P.R.M. T177 PNLS 1977.

THENCE S 07 DEG. 24 MIN. 14 SEC. W A DISTANCE OF 993.28 FEET TO A POINT;

THENCE S 42 DEG. 09 MIN. 08 SEC. E A DISTANCE OF 1037.55 FEET TO A POINT;

THENCE S 78 DEG. 06 MIN. 46 SEC. E A DISTANCE OF 423.20 FEET TO A POINT;

THENCE N 55 DEG. 36 MIN. 33 SEC. E A DISTANCE OF 811.86 FEET TO A POINT;

THENCE N 60 DEG. 27 MIN. 43 SEC. E A DISTANCE OF 1077.90 FEET TO A POINT;

THENCE N 61 DEG. 06 MIN. 45 SEC. E A DISTANCE OF 943.54 FEET TO A POINT;

THENCE N 69 DEG. 34 MIN. 48 SEC. E A DISTANCE OF 1106.49 FEET TO A POINT;

THENCE N 62 DEG. 48 MIN. 13 SEC. E A DISTANCE OF 942.77 FEET TO A POINT;

THENCE N 62 DEG. 38 MIN. 22 SEC. E A DISTANCE OF 985.06 FEET TO A POINT; SAID POINT BEING S 80 DEG. 51 MIN. 05 SEC. W A DISTANCE OF 520.44 FEET FROM P.R.M. 15-90-DA-30.

THENCE N 62 DEG. 07 MIN. 42 SEC. E A DISTANCE OF 1206.85 FEET TO A POINT; SAID POINT BEING N 34 DEG. 11 MIN. 57 SEC. E A DISTANCE OF 589.49 FEET FROM P.R.M. DESOTO 1973.

THENCE N 62 DEG. 25 MIN. 10 SEC. E A DISTANCE OF 996.75 FEET TO A POINT;

THENCE N 66 DEG. 29 MIN. 17 SEC. E A DISTANCE OF 992.41 FEET TO A POINT;

THENCE N 60 DEG. 09 MIN. 37 SEC. E A DISTANCE OF 855.64 FEET TO A POINT; SAID POINT BEING N 71 DEG. 52 MIN. 35 SEC. W A DISTANCE OF 165.70 FEET FROM P.R.M. 15-90-B01-2.

THENCE N 53 DEG. 04 MIN. 23 SEC. E A DISTANCE OF 686.16 FEET TO A POINT;

THENCE N 29 DEG. 43 MIN. 08 SEC. E A DISTANCE OF 800.27 FEET TO A POINT;

THENCE N 23 DEG. 47 MIN. 42 SEC. E A DISTANCE OF 2362.79 FEET TO A POINT; SAID POINT BEING N 47 DEG. 13 MIN. 03 SEC. W A DISTANCE OF 198.20 FEET FROM P.R.M. DESOTO-B.

THENCE N 23 DEG. 47 MIN. 41 SEC. E; TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE OF TAMPA BAY, SAID POINT BEING THE SOUTHERN TERMINUS OF THE COASTAL CONSTRUCTION CONTROL LINE FOR PINELLAS COUNTY.

Specific Authority 370.021(1) FS. Law Implemented 161.053 FS. History—New 1-16-79, Amended.

## DEPARTMENT OF HEALTH

### Board of Acupuncture

RULE NO.: 64B1-6.005  
 RULE TITLE: Standards for Approval of Continuing Education Credit  
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above referenced rule, noticed in the Florida Administrative Weekly on December 15, 2000, in issue Vol. 26, No. 50, has been withdrawn.

## DEPARTMENT OF HEALTH

### Board of Occupational Therapy Practice

RULE NO.: 64B11-2.003  
 RULE TITLE: Fees; Application  
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 27, No. 39, September 28, 2001, Florida Administrative Weekly has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE RULE WITHDRAWAL IS: Kaye Howerton, Executive Director, Board of Occupational Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

## DEPARTMENT OF HEALTH

### Board of Occupational Therapy Practice

RULE NO.: 64B11-4.005  
 RULE TITLE: Citations  
 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. 27, No. 44, November 2, 2001, issue of the Florida Administrative Weekly. The changes are in response to the Board meeting held on November 5, 2001.

The rule shall now read as follows:

64B11-4.005 Citations.

(1) through (3) No change.

(4) The Board designates the following as citation violations:

(a) Working on an inactive license or unlicensed activity, up to six months, for which the board shall impose a \$100 per month penalty.

(b) Working on a license that was not timely renewed, up to six months, for which the Board shall impose a \$100 per month penalty.

(c) Falsely certifying timely completion of required continuing education courses for renewal or initial licensure, if completed by the time the citation is to be issued, \$100 per contact hour wrongfully claimed.

(d) First time failure to complete required continuing education hours, which may also consist of or include required HIV/AIDS or end of life/palliative health care, during the biennial licensure period. For failure to complete less than 10 hours, the Board shall impose a penalty of \$500. For failure to complete 10 or more hours, the Board shall impose a penalty of \$1,000. In Addition, licensees shall take one additional hour of continuing education for each of the continuing education deficiencies, which shall not count towards meeting the continuing education renewal requirements for the next biennium.

(e) Failure to respond to a continuing education audit/pre-audit request in a timely manner for which the Board shall impose a penalty of \$50.

(5) The penalty specified in the citation shall be the sum of the penalty established by this rule plus the Department's cost of investigation.

(6) No change.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

## DEPARTMENT OF HEALTH

### Board of Pharmacy

RULE NO.: 64B16-28.114  
 RULE TITLE: Prescription Refills  
 NOTICE OF CHANGE

Pursuant to Section 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed rule, as published in Vol. 27, No. 43, October 26, 2001, issue of the Florida Administrative Weekly. The changes are in response to comments provided by the staff of the Joint Administrative Procedures Committee. The rule shall now read as follows:

**64B16-28.114 Prescription Refills.**

No prescription may be refilled in excess of one (1) year from the date the original prescription was written. No prescription for a controlled substance listed in Schedule II may be refilled. No prescription for a controlled substance listed in Schedules III, IV, or V may be filled or refilled more than five times within a period of six (6) months after the date on which the prescription was written.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Taylor, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

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## Section IV Emergency Rules

**NONE**

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

### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Department of Community Affairs has issued an Order Denying Waiver in response to the Petition for Waiver received from PAMECO CORPORATION on October 9, 2001. The Petitioner sought a waiver of reporting requirements and late fees imposed pursuant to Sections 252.81-252.90, Florida Statutes, as implemented by Chapter 14, Florida Administrative Code. Notice of this Petition for Waiver, which was assigned the number DCA01-WAI-155, appeared in the October 26, 2001, edition of the Florida Administrative Weekly.

A copy of the Order may be obtained by writing: Paula P. Ford, Agency Clerk, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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### DEPARTMENT OF TRANSPORTATION

NOTICE IS HEREBY GIVEN that the Florida Department of Transportation (hereafter the "Department") has received a Petition for Waiver of Rule 14-97.003, Florida Administrative Code, from First Coast Energy, L.L.P. (hereafter "First Coast"), on November 26, 2001, seeking a waiver of the provisions of Rule 14-97.003, Florida Administrative Code. Rule 14-97.003, Florida Administrative Code, provides a classification access management system and connection spacing standards to be used for all roads on the State Highway System. By this Petition for Waiver of Rule 14-97.003, First Coast seeks to have access directly to Gate Parkway and is

requesting that the Department waive Rule 14-97.003, Florida Administrative Code, to the extent such regulations apply to First Coast's property.

Comments on this proposed waiver should be filed with the Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458, within 14 days of the publication of this notice.

A copy of the "Petition for Waiver of Rule 14-97.003" may be obtained from the Clerk of Agency Proceedings.

For additional information, contact: Robert C. Downie, II, Assistant General Counsel, (850)414-5265.

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### WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2001-665 DAO-ROW), dated November 15, 2001 to Florida Department of Transportation. The petition for waiver was received by the SFWMD on June 26, 2001. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 27, No. 28 on July 13, 2001. No public comment was received. This Order provides a waiver to allow existing two (2) mast arm signalization poles, three (3) pedestrian crossing poles, associated electrical service with pull boxes (7), guardrail, signal conduit, sidewalk extension, and proposed guardrail opening, culvert and filling of swale for access improvements located within the north and south rights of way of C-11 associated with S.W. 61st Avenue Bridge and the Griffin Road widening improvements, Section 26, Township 50 South, Range 41 East, Broward County. Specifically, the Order grants a waiver from Rule 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in Rule 40E-6.091(1), Fla. Admin. Code, which governs the placement of permanent and semi-permanent above-ground facilities within 40 feet of the top of canal bank and within the District's designated 100' long equipment staging areas located within Works of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) these facilities do not interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule is necessary to prevent Florida Department of Transportation from suffering a substantial hardship.

A copy of the Order can be obtained from: Jan Sluth, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, telephone number (561)682-6299 or by e-mail [jsluth@sfwmd.gov](mailto:jsluth@sfwmd.gov).

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