

PROJECT NUMBER: JB-27015000
 PROJECT NAME: Water Intrusion – Supreme Court
 PROJECT LOCATION: Tallahassee, Florida
 APPROXIMATE CONSTRUCTION
 BUDGET: \$2,700,000.00
 For details please visit the Department’s website listed below and click on “Search Advertisement – Division of Real Estate Development and Management.” http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

Notice of Bid/Request for Proposal
 EITS-26020000 CM

FOR CONSTRUCTION CONTRACTORS TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES REQUEST FOR QUALIFICATIONS (RFQ): The Department of Management Services, Division of Real Estate Development and Management, requests qualifications for licensed general contractors, to submit for Construction Management at Risk services on the following project:
 PROJECT NUMBER: EITS 26020000
 PROJECT NAME: Backup Chiller Installation, Shared Resource Center, Capital Circle Office Center
 ESTIMATED CONSTRUCTION BUDGET: \$430,000.00
 The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Departments Division of Real Estate Development and Management. For details please visit the Department’s website listed below and click on “Search Advertisement – Division of Real Estate Development and Management.” http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

Section XII
 Miscellaneous

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation intends to issue an “Airport Site Approval Order,” in accordance with Chapter 330, Florida Statutes, “Regulation of Aircraft, Pilots, and Airports” and Chapter 14-60, Florida Administrative Code, “Airport Licensing, Registration, and Airspace Protection” for the following site:

Fort Atkinson Plantation Airpark Community, a private airport, in Lafayette County, at Latitude 30° 11' 47" and Longitude 83° 18' 23", to be owned and operated by Mr. Marvin Buchanan, Post Office Box 219, Day, FL 32013.

A copy of the Airport Site Approval Order, the Airport’s application, the applicable rules, and other pertinent information may be obtained by contacting: Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4500; aviation.fdot@dot.state.fl.us, Website: <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

The Florida Department of Transportation intends to issue an “Airport Site Approval Order,” in accordance with Chapter 330, Florida Statutes, “Regulation of Aircraft, Pilots, and Airports” and Chapter 14-60, Florida Administrative Code, “Airport Licensing, Registration, and Airspace Protection” for the following site:

Thomas Contracting, a private airport, in Duval County, at Latitude 30° 09' 28" and Longitude 81° 32' 16", to be owned and operated by Mr. Guy Thomas, 6690-2 Columbia Park Drive, Jacksonville, FL 32258.

A copy of the Airport Site Approval Order, the Airport’s application, the applicable rules, and other pertinent information may be obtained by contacting Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4500, aviation.fdot@dot.state.fl.us, Website: <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the

Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Feel Good Cars, Inc. d/b/a ZENN Motor Company, intends to allow the establishment of Custom Carriages, Inc. d/b/a Golf & Electric Vehicles, Inc., as a dealership for the sale of ZENN Neighborhood electric vehicles (FGCI) NEV at 18754 East Colonial Drive, Orange Park (Clay County), Florida 32820, on or after May 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Custom Carriages, Inc. d/b/a Golf & Electric Vehicles, Inc. are dealer operator(s): Roger Brownell, 17051 Jean Street, Unit 1, Fort Myers, Florida 33912; principal investor(s): Roger Brownell, 17051 Jean Street, Unit 1, Fort Myers, Florida 33912.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Sherry B. Good, Sales Assistant, ZENN Motor Company, 85 Scarsdale Road, Suite 100, Toronto, Ontario, Canada M3B2R2.

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

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

Pursuant to Section 320.642, Florida Statutes, notice is given that KTM North America, intends to allow the establishment of D & D Cycles, Inc., as a dealership for the sale of KTM motorcycles at 2400 Fernwood Avenue, Pensacola (Escambia County), Florida 32505, on or after April 16, 2007.

The name and address of the dealer operator(s) and principal investor(s) of D & D Cycles, Inc. are dealer operator(s): Robert D. McLendon, Jr., 1174 Harrison Avenue, Gulf Breeze, Florida 32563; principal investor(s): Robert D. McLendon, Jr., 1174 Harrison Avenue, Gulf Breeze, Florida 32563.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Jon-Erik Burleson, President, 1119 Milan Avenue, Amherst, Ohio 44001.

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

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Piaggio Group Americas, Inc., intends to allow the establishment of Dorsch, Inc. d/b/a Fun Bike Center, as a dealership for the sale of Aprilia motorcycles (APRI) at 1845 East Memorial Boulevard, Lakeland (Polk County), Florida 33801, on or after June 21, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Dorsch, Inc. d/b/a Fun Bike Center are dealer operator(s): David Dorsch, 1845 East Memorial

Boulevard, Lakeland, Florida 33801; principal investor(s): David Dorsch, 1845 East Memorial Boulevard, Lakeland, Florida 33801.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

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

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Feel Good Cars, Inc. d/b/a ZENN Motor Company, intends to allow the establishment of Golf & Electric Vehicles, Inc., as a dealership for the sale of ZENN Neighborhood electric vehicles (FGCI) NEV at 17051 Jean Street, Unit #1, Fort Myers (Lee County), Florida 33967, on or after May 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Golf & Electric Vehicles, Inc. are dealer operator(s): Roger Brownell, 17051 Jean Street, Unit 1, Fort Myers, Florida 33912; principal investor(s): Roger Brownell, 17051 Jean Street, Unit 1, Fort Myers, Florida 33912.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Sherry B. Good, Sales Assistant, ZENN Motor Company, 85 Scarsdale Road, Suite 100, Toronto, Ontario, Canada M3B2R2.

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

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Carter Brothers Manufacturing, intends to allow the establishment of Scooter Pro, LLC, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 551 Anastasia Boulevard, St. Augustine (St. Johns County), Florida 32080, on or after June 18, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Pro, LLC are dealer operator(s): Joe Homann, 24 Mickler, St. Augustine, Florida 32080; principal investor(s): Joe Homann, 24 Mickler, St. Augustine, Florida 32080.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Mullinax, Sale Manager, Carter Brothers Manufacturing, 1871 U.S. Highway 231 South, Brundidge, Alabama 36010.

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

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

Pursuant to Section 320.642, Florida Statutes, notice is given that APC Holdings Group, LLC d/b/a American Performance Cycle, intends to allow the establishment of Two Wheeled Dreams, LLC, as a dealership for the sale of American Performance Cycle (AMPF) motorcycles at 3388 Fowler Street, Fort Myers (Lee County), Florida 33901, on or after June 15, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Two Wheeled Dreams, LLC are dealer operator(s): Douglas J. Cahn, 4826 Regal Drive, Bonita Springs, Florida 34134; principal investor(s): Thomas Hay, 995 Westshore Drive, Fox Lake, Illinois 60020.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Michael E. Sample, President, American Performance Cycle, 6895 Speedway Boulevard #Z101, Las Vegas, Nevada 89115.

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

**BOARD OF TRUSTEES OF THE INTERNAL
IMPROVEMENT TRUST FUND**

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

NOTICE OF QUOTA LIQUOR LICENSE DRAWINGS

The Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation announces Quota Liquor License Drawings to which all persons are invited for the following counties: ALACHUA(1), BREVARD(1), BROWARD(2), CITRUS(1), CLAY(1), COLLIER(2), DADE(10), DUVAL(4), FLAGLER(1), HENDRY(1), HERNANDO(1), HILLSBOROUGH(3), LEE(3), LEON(2), MANATEE(1), MARION(2), MARTIN(1), OKALOOSA(1), ORANGE(4), OSCEOLA (1), PALM BEACH(3), PASCO (2), PINELLAS(1), POLK(3), ST. JOHNS(1), ST. LUCIE(2), SANTA ROSA (1), SARASOTA (2), SEMINOLE (1), SUMTER (1), VOLUSIA (2).

DATE AND TIME: July 12, 2007, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Centre, Alcoholic Beverages and Tobacco Conference Room, 1940 North Monroe Street, Tallahassee, FL

PURPOSE: To conduct double random computer drawings from the pool of qualified applicants for new quota liquor licenses in each of the above referenced counties and establish each qualified applicant's standing to receive one of the new licenses. Those applicants chosen in the drawings will be notified by certified mail of their eligibility to apply for a license.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No. 0144913-006) to PCS Phosphate – White Springs (PCS), Post Office Box 300, White Springs, Florida 32096 under Section 378.212(1)(b), Florida Statutes (F.S.) from posting of security on the number of acres that PCS must reclaim during the 2006-2010 five-year period required by portions of Section 378.208(2)(f), F.S. and paragraph 62C-16.0075(1)(b), F.A.C. The variance is requested for a five-year period ending December 31, 2010.

A reduction in the rate of mining during 2001 and 2002 coupled with PCS' decision to utilize existing clay storage capacity in its SA4 Clay Settling Area significantly reduced the amount of land available for reclamation during the 2001-2005 five-year period. Section 378.209(1)(e), F.S., and paragraph 62C-16.0075(5)(e), F.A.C., require that for the fifth five-year period of mining for new mines, and each five-year period thereafter, reclamation of acres mined shall be completed at the rate of an acreage equivalent of 100 percent of the acres mined during the immediately preceding five-year period. Section 378.208(2), F.S., and paragraph 62C-16.0075(1)(a), F.A.C., require that if the Department determines that an operator is not in compliance with the rate of reclamation, the Department shall notify the operator in writing that the operator shall have 30 days to post one or more of the forms of security specified in Sections 378.208(2)(a)-(c), F.S., and subparagraphs 62C-16.0075(1)(a)1.-5., F.A.C., Section 378.208(2)(f), F.S., and paragraph 62C-16.0075(1)(b), F.A.C., require that the security posted shall cover the number of acres that the operator is delinquent in reclaiming in the required time period as well as the number of acres that the operator must reclaim in the current five-year period. Based on the information in PCS' 2006 annual report, the Department has determined that PCS is delinquent in reclaiming 453 acres during the required (2001-2005) time period and the number of acres that PCS must reclaim during the current (2006-2010) time period totals 2,824 acres.

As it is an objective of both PCS and the Department to minimize the acreage committed to clay settling areas, and since PCS delayed reclamation of SA4 in order to utilize existing clay storage capacity within the existing SA4 clay settling area, and the delay in reclamation of SA4 is related to the deficiency in the rate of reclamation, the Department has determined that there exists sufficient justification for granting approval of a variance from the posting of security on the number of acres that PCS must reclaim during the current (2006-2010) five-year period. The term of the variance will be until December 31, 2010, unless a later date is approved in writing by the Department.

Normally, PCS would be required to post security on the 453 acres for which it is delinquent in reclaiming during the required (2001-2005) five-year period. However, since becoming out of compliance with the rate of reclamation for the five-year period ending December 31, 2005, PCS also sought approval of a variance (File No. 0144913-009) from reclamation standards required by Rule 62C-16.0051, F.A.C., on approximately 376 acres of mandatory lands associated with its Swift Creek phosphogypsum stack (GypStack) complex. The variance from reclamation standards on the 376 acres of GypStack complex will allow PCS to immediately reclaim 55 mandatory mined acres within reclamation program SC-SP(3) and 241 mandatory mined acres within reclamation program SC-84(1) (296 mandatory mined acres in total) to

industrial use and apply the completed reclamation towards its rate of reclamation obligation for the five-year period ending December 31, 2010. Since reclamation of the 296 mandatory mined acres within programs SC-SP(3) and SC-84(1) is immediate and in addition to the normal schedule for reclamation at the Hamilton County Mine, the Department has agreed to reduce the acreage for which PCS will be required to post security for the required (2001-2005) five-year period by 296 acres. Therefore, the number of acres for which PCS will be required to post security for the required (2001-2005) five-year period is 157 acres.

PCS will be required to post security at a rate of \$7,502 per acre to cover the remaining 157-acre deficiency in the rate of reclamation during the required (2001-2005) time period. The security required per acre is based on paragraph 62C-16.0075(2)(e), F.A.C., and on the first issue of the December 2006 Engineering News Record. The security shall be posted by August 31, 2007, unless another date is approved in writing by the Department. The full amount of security shall remain in place until PCS provides demonstration that all delinquent acres have been reclaimed within the 2006-2010 five-year period. Demonstration that all delinquent acres have been reclaimed shall be achieved by PCS meeting the rate of reclamation for the 2006-2010 five-year period or by equaling or exceeding the average rate of reclamation required to comply with the overall rate of reclamation required during the 2006-2010 five-year period over at least two consecutive years, whichever occurs first. The average rate of reclamation for the 2006-2010 five-year period shall be based on the information contained in PCS' completed annual reports. Failure to reclaim all delinquent acres by December 31, 2010, shall result in forfeiture of the security.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Florida Department of Environmental Protection, Bureau of Mine Reclamation, 2051 East Dirac Drive, Tallahassee, Florida 32310-3760, (850)488-8217.

Under this intent to issue, this variance is hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with Section 50.051, F.S. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to issue automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. When proof of publication is provided, if required

by this intent, and if a sufficient petition is not timely filed, the variance will be issued as a ministerial action. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the variance has been executed and delivered. Mediation is not available.

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

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

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

In accordance with Section 378.212, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a

waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

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

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S., which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No. 0144913-009) to PCS Phosphate – White Springs (PCS), Post Office Box 300, White Springs, Florida 32096 under Section 378.212, Florida Statutes (F.S.) from the provisions of Rule 62C-16.0051, Florida Administrative Code (F.A.C.), which provides minimum standards for mandatory phosphate mine reclamation, in order to allow reclamation of approximately 376 acres of its Swift Creek phosphogypsum stack (Gypstack) to industrial use. The variance will be permanent.

The Swift Creek Gypstack is located off United States Highway 41 at PCS' Hamilton County Mine in Hamilton County, Florida. Mandatory phosphate mine reclamation programs SC-SP(3) and SC-84(1) are located within the limits of the Swift Creek Gypstack property in Sections 25, 26, 35, and 36, Township 1 North, Range 14 East in the Suwannee River Watershed, Class III waters.

Reclamation programs SC-SP(3) and SC-84(1) are subject to mandatory reclamation requirements under Chapter 62C-16, F.A.C. However, the Swift Creek Gypstack will be the permanent repository for phosphogypsum material produced as a byproduct of PCS' chemical plant operation and there is no known or practicable means to reclaim the Swift Creek Gypstack site to mandatory phosphate reclamation requirements. Therefore it is in the public interest that a variance be granted from mandatory phosphate mine reclamation standards on reclamation programs SC-SP(3) and SC-84(1) such that the Swift Creek Gypstack may continue to be used, operated, and closed using best engineering practices and institutional controls in accordance with the conditions of the closure plan for the Swift Creek Gypstack (DEP Wastewater Facility ID No. 0036226). Details related to the closure of the phosphogypsum stack can be found in the General Closure Plan and Closure Cost Estimate on file with the Department's Northeast District Office Industrial Wastewater Program.

The approved reclamation plans for programs SC-SP(3) and SC-84(1) originally required reclamation of nine acres and 52 acres of forested wetlands, respectively. Issuance of this variance will allow PCS to reclaim programs SC-SP(3) and SC-84(1) to industrial use, thereby reducing required wetland reclamation in the approved programs by 61 acres. As a consideration for the granting of this variance, PCS has agreed to transfer fee-simple ownership of the Cabbage Head mitigation wetland area (132 acres, of which 123 are wetland) and the connection channel to Four Mile Branch (25 acres, of which 17 acres are wetland) to the Board of Trustees of the Internal Improvement Trust Fund by December 31, 2007, unless a later date is approved in writing by the Department. Conveyance of the Cabbage Head mitigation wetland and the Four Mile Branch connection channel to the Board of Trustees of the Internal Improvement Trust Fund will satisfy the

wetland reclamation requirement for reclamation programs SC-SP(3) and SC-84(1) and will also provide 79 acres of credit toward PCS' obligations in Specific Condition 22a of Wetland Resource Permit (WRP) No. 0144913-003, and will also satisfy Specific Condition 3 of WRP No. 0144913-003. This variance does not limit or otherwise alter the requirement for acre-for-acre, type-for-type wetland reclamation within the conceptual reclamation plan boundary of the Hamilton County Mine.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Florida Department of Environmental Protection, Bureau of Mine Reclamation, 2051 East Dirac Drive, Tallahassee, Florida 32310-3760, (850)488-8217.

Under this intent to issue, this variance is hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with Section 50.051, F.S. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to issue automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. When proof of publication is provided, if required by this intent, and if a sufficient petition is not timely filed, the variance will be issued as a ministerial action. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the variance has been executed and delivered. Mediation is not available.

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

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard,

Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

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

In accordance with Section 378.212, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; and

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

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

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S., which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects is available at: http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/ ("Current Project Information") or call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Jacqueline M. Buell, R.N., license number RN 9253828. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Brenda L. Crumity, C.N.A., license number CNA 83564. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6),

Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Rose Fenelon, R.N., license number RN 9256909. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Aliette Julien, L.P.N., license number PN 5174382. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Rosaline Sejour, R.N., license number RN 9252183. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 25, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Beverly L. Robinson, R.N., license number RN 9255935. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6),

Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following applications. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., July 27, 2007):

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: Gateway Bank of Southwest Florida, 2033 Main Street, Suite 200, Sarasota, Sarasota County, Florida 34236

Correspondent: John P. Greeley, 255 South Orange Avenue, Suite 800, Orlando, Florida 32801

Received: June 21, 2007

APPLICATION TO ACQUIRE CONTROL

Financial Institutions to be Acquired: Cygnet Private Bank, (Cygnet Financial Corporation), Ponte Vedra Beach, Florida

Proposed Purchaser: Florida Bank Group, Tampa, Florida

Received: June 21, 2007

EXPANDED FIELD OF MEMBERSHIP

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at <http://www.fldfs.com/ofr/banking/cufm.asp>

Name and Address of Applicant: University Credit Union, Post Office Box 248133, Coral Gables, Florida 33124

Expansion Includes: Geographic area

Received: June 21, 2007