

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Thomas L. Bisanz, Unit Owner, In RE: Village des Pins Condominium Association, Inc., Docket No. 2008055178 on September 30, 2008. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because a declaration may not address issues without sufficient evidence; where facts are in dispute; or where an issue is moot.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

#### 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 VIII Notices of Petitions and Dispositions Regarding the Validity of Rules

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

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

### Section IX Notices of Petitions and Dispositions Regarding Non-rule Policy Challenges

**NONE**

### Section X Announcements and Objection Reports of the Joint Administrative Procedures Committee

**NONE**

### Section XI Notices Regarding Bids, Proposals and Purchasing

#### 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."

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#### EARLY LEARNING COALITION OF PUTNAM AND ST. JOHNS COUNTIES, INC.

Request for Proposal #ELCPSJ-09/10-001

School Readiness and Voluntary Prekindergarten Services  
The Early Learning Coalition of Putnam and St. Johns Counties, Inc. is requesting proposals for School Readiness and Voluntary Prekindergarten services in Putnam and St. Johns Counties. The potential contractor will be responsible for coordinating and delivering School Readiness services to children birth through 12 years of age and Voluntary Prekindergarten (VPK) services for four year old children in fiscal year 2009/2010. Services include Child Care Resource and Referral, Inclusion, Quality Support Services, Eligibility and Enrollment, and Fiscal Administration.

The Request for Proposal will be released January 12, 2009 and may be obtained at: [www.elcpsj.org](http://www.elcpsj.org). The Notice of Intent to Submit a Proposal is due to the Coalition no later than January 26, 2009, 4:00 p.m. (EST). The deadline for all sealed

proposals to be submitted to the Coalition is no later than March 2, 2009, 4:00 p.m. (EST). The date, time, and location of the Public Opening of Proposals is included in the Calendar of Events in the RFP document posted to the Coalition website, as well as all other dates, times, and locations of events as it relates to this RFP. The anticipated dates for the Posting of the Notice of Intended Award are April 2 – April 6, 2009 to the Coalition’s website: [www.elcpsj.org](http://www.elcpsj.org). Certified Minority Business Enterprises are encouraged to submit a proposal.

Only written correspondence and/or inquiries directed to the Coalition’s Procurement Manager (who is the sole point of contact with the Coalition for purposes of this RFP) will be accepted. The Procurement Manager’s name and contact information is: Robert K. Hund, C.P.A., Early Learning Coalition of Putnam and St. Johns Counties, Inc., 200 Reid Street, Suite 2, Palatka, FL 32177, [rhund@elcpsj.org](mailto:rhund@elcpsj.org).

After the release of this RFP, if any solicitation revisions become necessary or appropriate, as determined by the Coalition, the Coalition will electronically post the addenda to the Coalition’s website: [www.elcpsj.org](http://www.elcpsj.org). Proposers are responsible for checking the Coalition website and contacting the Coalition’s Point of Contact for this solicitation before the RFP deadline to ascertain whether any addenda have been issued.

The Early Learning Coalition of Putnam and St. Johns Counties, Inc. reserves the right to reject any and all solicitations or ignore or correct minor irregularities when it is in the best interest of the Coalition.

Funding Sources: The project described in this RFP and the resulting Contract will be funded by the General Revenue from the State of Florida and Federal funds. The State of Florida Voluntary Prekindergarten Program is 100% state funded. The State of Florida School Readiness Program, on a statewide level, is approximately 76.24% federally funded.

Sponsored by: Early Learning Coalition of Putnam and St. Johns Counties, Inc., and the State of Florida, Agency for Workforce Innovation.

## Section XII Miscellaneous

### DEPARTMENT OF COMMUNITY AFFAIRS

In Re: CITY OF MARATHON LAND  
DEVELOPMENT REGULATIONS  
ADOPTED BY ORDINANCE NO. 2008-26

#### FINAL ORDER

The Department of Community Affairs (the “Department”) hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, and Section 380.0552(9),

Florida Statutes (2007), rejecting a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

#### FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and the City of Marathon is a local government within the Florida Keys Area.
2. On October 30, 2008, the Department received for review City of Marathon Ordinance No. 2008-26 that was adopted by the City of Marathon Board of City Commissioners on September 23, 2008 (“Ord. 2008-26”). The purpose of Ord. 2008-26 is to amend Chapter 106 and Chapter 110 of the Land Development Regulations allowing for the distinction between riparian mangrove fringes and isolated mangrove communities on infill, landlocked lots; to allow the placement of fill into isolated mangrove communities and for shoreline development to preserve, to the maximum extent possible, riparian mangrove fringes.
3. Ord. 2008-26 is inconsistent with the City’s 2010 Comprehensive Plan: Policy 4-1.3.1 Protect, Conserve and Enhance Coastal Resources, Wetlands, Water Resources, Living Marine Resources, Wildlife Habitats and Other Natural Resources and the Environmental Health of Florida Bay, the Atlantic Ocean and All Surface and Ground Waters; Policy 4-1.2.11 Limit Development Impacts on Wetlands; Policy 4-1.2.10 Regulate Development in Wetlands through KEYWEP; Policy 4-1.3.4 Restrict Development in Wetlands; Policy 4-1.4.6 Shoreline Vegetation Trimming or Removal; and Policy 4-1.5.3 Provide for Open Space.
4. Ord. 2008-26 is inconsistent with the City’s Land Development Regulations: Table 106.16.1 Open Space Requirements by Habitat Type; Section 106.27 Jurisdiction and Delineation; and Section 106.29 General Approval Criteria.

#### CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. Section 380.05(6), Florida Statutes, and Section 380.0552(9), Florida Statutes (2007).
6. The City of Marathon is a local government within the Florida Keys Area of Critical State Concern. Section 380.0552, Florida Statutes (2007) and Rule 31-31.002 (superseding Chapter 27F-8), Florida Administrative Code.
7. “Land development regulations” include local zoning, subdivision, building and other regulations controlling the development of land. Section 380.031(8), Florida Statutes (2007). The regulations adopted by Ord. 2008-26 are land development regulations.