Any modifications that occur to the Request for Qualifications will be posted at the web site and may result in an extension of the deadline.

WHARTON-SMITH, INC.

INVITATION TO BID

BID DATE: Thursday, June 14, 2012, 2:00 p.m.

PROJECT: University of Central Florida Arts, Complex II, Administration Addition

Sealed Bids are being solicited by Wharton-Smith, Inc., the Construction Manager for UCF, Arts, Complex II, Administration Addition, Orlando, FL. The construction consists of a two-story, 2,700 s.f. addition to the Performing Arts Center. The work includes, but is not limited to; sitework; storm drainage; concrete; hollow core; masonry; millwork; roofing; doors, frames & finish hardware; glass & glazing; framing & drywall; floor finishes; acoustical wall panels and ceilings; mechanical; plumbing; fire protection and electrical. Only prequalified bids will be accepted. Contact: Tonja Williams, (407)321-8410 or email: twilliams@wharton smith.com for more details. Payment and Performance Bonds may be required.

Sealed Bids will be received at the Offices of Wharton-Smith, Inc., 750 Monroe Road, Sanford, FL 32771, by 2:00 p.m., June 14, 2012. A non-mandatory Pre-Bid Meeting will be held at the jobsite: Wednesday, May 30, 2012, 10:00 a.m.

Bid documents will be available at: Central Florida Builders Exchange, (407)629-2411, F. W. Dodge, (904)448-2032 or via the web-based site: iSqFt by contacting: Tonja Williams, (407)321-8410. Do not contact the Architect or Owner for information on this project. All questions for this project should be directed to: Preconstruction Department, email: comest@whartonsmith.com.

AUCILLA AREA SOLID WASTE ADMINISTRATION

Request for Qualifications (RFQ) for Financial Audit Services The Aucilla Area Solid Waste Administration is soliciting letters of interest and statement of qualifications for Financial Audit Services.

Aucilla Area Solid Waste Administration, will receive proposals to provide Financial Audit Services for the Annual Independent Audit of its financial statements until 11:00 a.m. (EDT), July 2, 2012.

Parties interested in this Request for Qualifications (RFQ) may obtain a copy from the Landfill's Office by written request. Requests should be directed to the John McHugh, Landfill Administrator, 1313 S.W. Greenville Hills Roads, Greenville, FL 32331, e-mail: auclf@aol.com.

Any proposals not prepared in conformance with the procedures and format as requested in the RFQ will not be considered.

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

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 JH Global Services, Inc., intends to allow the establishment of Big Don's Golf Carts, as a dealership for the sale of low-speed vehicles manufactured by JH Global Services, Inc. (line-make STAR) at 2629 415-301 Boulevard East, Bradenton (Manatee County), Florida 34208, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Big Don's Golf Carts are dealer operator(s): Roy Sumner, 415-301 Boulevard East, Bradenton, Florida 34208; principal investor(s): Roy Sumner, 415-301 Boulevard East, Bradenton, Florida 34208.

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: Jane Zhang, JH Global Services. Inc., 378 Neely Ferry Road, Simpsonville, South Carolina 29681.

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 Hyosung Motors America, Inc., intends to allow the establishment of Cycle Exchange LLC, d/b/a Cycle Exchange as a dealership for the sale of motorcycles manufactured by Hyosung (line-make HYOS) at 14540 North Florida Avenue, Tampa (Hillsborough County), Florida 33613, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Cycle Exchange LLC, d/b/a Cycle Exchange are dealer operator(s): Patcharee Clark, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Patcharee Clark, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Tony (Tae-In) Kim, Hyosung Motors America, Inc., 5815 Brook Hollow Parkway, Suite C, Norcross, Georgia 30071.

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 Qlink, L.P., intends to allow the establishment of Duke Imports, Inc., d/b/a AutoMac as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Motorcycle Manufacturing Co. Ltd. (line-make JIAJ) at 8080 103rd Street, Jacksonville (Duval County), Florida 32210, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Duke Imports, Inc., d/b/a AutoMac are dealer operator(s): Thomas Duke, 8080 103rd Street, Jacksonville, Florida 32210; principal investor(s): Thomas Duke, 8080 103rd Street, Jacksonville, Florida 32210.

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: Pony Ma, Qlink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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 Qlink, L.P., intends to allow the establishment of Duke Imports, Inc., d/b/a AutoMac as a dealership for the sale of motorcycles manufactured by Chongqing Shineray Motorcycle Co. Ltd. (line-make SHIN) at 8080 103rd Street, Jacksonville (Duval County), Florida 32210, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Duke Imports, Inc., d/b/a AutoMac are dealer operator(s): Thomas Duke, 8080 103rd Street, Jacksonville, Florida 32210; principal investor(s): Thomas Duke, 8080 103rd Street, Jacksonville, Florida 32210.

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: Pony Ma, Qlink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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 Qlink, L.P., intends to allow the establishment of Duke Imports, Inc., d/b/a AutoMac as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (line-make QING) at 8080 103rd Street, Jacksonville (Duval County), Florida 32210, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Duke Imports, Inc., d/b/a AutoMac are dealer operator(s): Thomas Duke, 8080 103rd Street, Jacksonville, Florida 32210; principal investor(s): Thomas Duke, 8080 103rd Street, Jacksonville, Florida 32210.

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: Pony Ma, Qlink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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 Qlink, L.P., intends to allow the establishment of Duke Imports, Inc., d/b/a AutoMac as a dealership for the sale of motorcycles manufactured by Zhejiang Qianjiang Motorcycle Manufacturing Co. Ltd. (line-make ZHQM) at 8080 103rd Street, Jacksonville (Duval County), Florida 32210, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Duke Imports, Inc., d/b/a AutoMac are dealer operator(s): Thomas Duke, 8080 103rd Street, Jacksonville, Florida 32210; principal investor(s): Thomas Duke, 8080 103rd Street, Jacksonville, Florida 32210.

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: Pony Ma, Qlink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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 Hyosung Motors America Inc., intends to allow the establishment of Eco Green Machine, LLC, d/b/a Eco Green Machines as a dealership for the sale of motorcycles

manufactured by Hyosung (line-make HYOS) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC, d/b/a Eco Green Machines are dealer operator(s): Patcharee Clark, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Patcharee Clark, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Tony (Tae-In) Kim, Hyosung Motors America, Inc., 5815 Brook Hollow Parkway, Suite C, Norcross, Georgia 30071.

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 JH Global Services, Inc., intends to allow the establishment of Electric Cart Company, LLC, as a dealership for the sale of low-speed vehicles manufactured by JH Global Services, Inc. (line-make STAR) at 5480 US Highway 98 West, Santa Rosa Beach (Walton County), Florida 32459, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Electric Cart Company, LLC, are dealer operator(s): Tom Waldrop, 5480 US Highway 98 West, Santa Rosa Beach, Florida 32459, principal investor(s): Thomas B. Waldrop, 2432 Bay Grove Road, Freeport, Florida 32439 and Jonathan C. Waldrop, 322 Club House Drive East, Freeport, Florida 32439.

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, 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: Jane Zhang, JH Global Services, Inc., 378 Neely Ferry Road, Simpsonville, South Carolina 29680.

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 Classic Motorworks, Ltd. Inc., intends to allow the establishment of Faberge Group, LLC, d/b/a Ural of Naples as a dealership for the sale of motorcycles manufactured by Royal Enfield Motors, Ltd. (line-make ENFI) at 3485 Domestic Avenue, Suite A, B-9 and 10, Naples (Collier County), Florida 34104, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Faberge Group, LLC, d/b/a Ural of Naples are dealer operator(s): Rita Sherman, 557 104 Avenue North, Naples, Florida 34108; principal investor(s): Rita Sherman, 557 104 Avenue North, Naples, Florida 34108.

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: Kevin Mahoney, Classic Motorworks, Ltd. Inc., 1405 Cannon Circle, Faribault, Minnesota 55021.

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 JH Global Services, Inc., intends to allow the establishment of Fairway Golf and E Cars, LLC, as a dealership for the sale of low-speed vehicles manufactured by JH Global Services, Inc. (line-make STAR) at 13910 Lynmar Boulevard, Tampa (Hillsborough County), Florida 33626, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Fairway Golf and E Cars, LLC, are dealer operator(s): Tom Stead, 13910 Lynmar Boulevard, Tampa, Florida 33626; principal investor(s): Tom Stead, 13910 Lynmar Boulevard, Tampa, Florida 33626.

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: Jane Zhang, JH Global Services, Inc., 378 Neely Ferry Road, Simpsonville, South Carolina 29681.

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 Puma Cycles Corporation, intends to allow the establishment of Harbor Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Foshan City Fosti Motocycle Manufacturing Co. Ltd. (line-make FSTI) at 3315 Tamiami Trail, Unit A, Punta Gorda (Charlotte County), Florida 33950, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Harbor Scooters, LLC, are dealer operator(s): Michael Randy Neisser, 1035 Beckley Circle, Venice, Florida 34292, principal investor(s): Michael Randy Neisser, 1035 Beckley Circle, Venice, Florida 34292, Dianne Louise Neisser, 1035 Beckley Circle, Venice, Florida 34292.

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, 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: Josef Stutz, Puma Cycles Corporation, 1550 South Sinclair Street, Anaheim, California 92806.

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 SportChassis, LLC, intends to allow the establishment of Land Rover Southpointe, Inc., as a dealership for the sale of heavy duty pickup trucks manufactured by SportChassis, LLC (line-make FRHT) at 5151 Clark Road, Sarasota (Sarasota County), Florida 34233, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Land Rover Southpointe, Inc., are dealer operator(s): Don Urfer, 5141 Clark Road, Sarasota, Florida 34233; principal investor(s): Don Urfer, 5141 Clark Road, Sarasota, Florida 34233.

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: Brian Aneshansley, SportChassis, LLC, 2300 South Thirteenth Street, Clinton, Oklahoma 73601.

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 Gorilla Motor Works, LLC, intends to allow the establishment of Lane Mashburn, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (line-make ZHNG) at 2266 South 8th Street, Fernandina Beach (Nassau County), Florida 32034, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Lane Mashburn, Inc., are dealer operator(s): Lane F. Mashburn, 2266 South 8th Street, Fernandina, Florida 32034, principal investor(s): Lane F. Mashburn, 2266 South 8th Street, Fernandina, Florida 32034.

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, 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: Diana Hammer, Gorilla Motor Works, LLC, 12485 44th Street North, Suite A, Clearwater, Florida 33762.

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 Parallel Intelligent Transportation, Inc., intends to allow the establishment of Larkin MotorWorks, LLC, d/b/a St. Pete Scooter as a dealership for the sale of motorcycles manufactured by Guangdong Qingxin Liantong Industry Co. Ltd. (line-make QNGX) at 3029 Dr. Martin Luther King Jr. Street North, St. Petersburg (Pinellas County), Florida 33704, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Larkin MotorWorks, LLC, d/b/a St. Pete Scooter are dealer operator(s): Ron Larkin, 3029 Dr. Martin Luther King Jr. Street North, St. Petersburg, Florida 33704; principal investor(s): Ron Larkin, 3029 Dr. Martin Luther King Jr. Street North, St. Petersburg, Florida 33704.

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: Brett Moorer, Parallel Intelligent Transportation, Inc., 6950 Central Highway, Pennsauken, New Jersey 08109.

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 American Suzuki Motor Corporation, intends to allow the establishment of Longwood Motorsports, LLC, as a dealership for the sale of Suzuki motorcycles manufactured by Suzuki (line-make SUZI) at 855 North Highway 17-92, Longwood (Seminole County), Florida 32750, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Longwood Motorsports, LLC, are dealer operator(s): Robert McClelland, 2626 North Narcoossee Road, St. Cloud, Florida 34771; principal investor(s): Jeffrey Lampe, 16522 Arrowhead Trail, Clermont, Florida 34711.

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: Rod Lopusnak, American Suzuki Motor Corporation, 3251 East Imperial Highway, Brea, California 92821.

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 Nissan North America, Inc. Infiniti Division, intends to allow the establishment of Mar & Beyond Stuart, LLC, d/b/a Infiniti Stuart as a dealership for the sale of Infiniti automobiles manufactured by Nissan (line-make INFI) at "Port Sewall, part of tracts 160-164 Description as: Beginning 425.02' N.W. of intersection of W. R/W US Highway 1 & N. R/W S.E. MARKET PLACE, Continuing N.W. along W. R/W 1000.44', swly, PARA S.E. MARKET PL, 810.11', SELY PARA US HWY 1, 1020.54' & NELY 810.11' TO POB.", Stuart (Martin County), Florida 34997, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Mar & Beyond Stuart, LLC, d/b/a Infiniti Stuart are dealer operator(s): Mario Murgado, 690 Southwest 8th Street, Miami, Florida 33130, principal investor(s): Mario Murgado, 690 Southwest 8th Street, Miami, Florida 33130.

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, 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: Randy Glenn, Nissan North America, Inc. Infiniti Division, One Nissan Way, Franklin, Tennessee 37067.

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 Fairplay Electric Cars, LLC, intends to allow the establishment of Planas Motor Group, LLC, as a dealership for the sale of low-speed vehicle manufactured by Fairplay

Electric Cars, LLC (FPEC) at 201 Southwest 2nd Avenue, #105, Florida City (Miami-Dade County), Florida, 33034, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Planas Motor Group, LLC are dealer operator(s): Juan E. Planas, 201 Southwest 2nd Avenue #105, Florida City, Florida 33034; principal investor(s): Sylvia P. Thomaselli, 201 Southwest 2nd Avenue #105, Florida City, Florida 33034.

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: Keith Andrews, Fairplay Electric Cars, LLC, 743 Horizon Court, Suite 333, Grand Junction, Colorado, 81506.

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 Puma Cycles Corporation, intends to allow the establishment of Sun Sports Cycle and Watercraft, Inc., as a dealership for the sale of motorcycles manufactured by Foshan City Fosti Motocycle Manufacturing Co. Ltd. (line-make FSTI) at 3441 Colonial Boulevard, Ft. Myers (Lee County), Florida 33966, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Sun Sports Cycle And Watercraft, Inc., are dealer operator(s): Iain Johnstone, 16540 South Oleander Drive, Ft. Myers, Florida 33908; principal investor(s): Iain Johnstone, 16540 South Oleander Drive, Ft. Myers, Florida 33908.

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: Josef Stutz, Puma Cycles Corporation, 1550 South Sinclair Street, Anaheim, California 92806.

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 Value Group Enterprises, Inc., intends to allow the establishment of TGR Companies, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (line-make ZHNG) at 2327 East Semoran Boulevard, Apopka (Orange County), Florida 32703, on or after June 18, 2012.

The name and address of the dealer operator(s) and principal investor(s) of TGT Companies, Inc., are dealer operator(s): Heidi Drawl, 1918 South Orange Blossom Trail, Apopka, Florida 32703; principal investor(s): Heidi Drawl, 1918 South Orange Blossom Trail, Apopka, Florida 32703.

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 Leija, Value Group Enterprises, Inc., 12825 Alondra Boulevard, Norwalk, California 90650.

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.

AGENCY FOR HEALTH CARE ADMINISTRATION

GRACE PERIOD LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the May 16, 2012, application filing date for the 1st 2012 Other Beds and Programs batching cycle:

County: Lake District: 3
Date Filed: 4/19/2012 LOI #: N1204015
Facility/Project: Passages Hospice of Central Florida, Inc.
Applicant: Passages Hospice of Central Florida, Inc.
Project Description: Establish a new hospice program

County: Lake District: 3
Date Filed: 5/2/2012 LOI #: N1204016
Facility/Project: Harbor Light Hospice of Florida, Inc.
Applicant: Harbor Light Hospice of Florida, Inc.
Project Description: Establish a new hospice program

County: Broward District: 10
Date Filed: 4/23/2012 LOI #: N1204017
Facility/Project: Memorial Regional Hospital
Applicant: South Broward Hospital District

Project Description: Establish an adult heart transplantation

program

County: Broward District: 10
Date Filed: 5/2/2012 LOI #: N1204018

Facility/Project: Broward Health Broward General Medical

Center

Applicant: North Broward Hospital District

Project Description: Establish an adult kidney transplantation

program

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after June 20, 2012, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on June 1, 2012.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF AVAILABILITY FLORIDA REAFFIRMATION NOTICE BRADENTON, FLORIDA

The Florida Department of Environmental Protection is reaffirming its earlier determination that the proposed Bradenton stormwater management facilities will not have a significant adverse affect on the environment. The proposed project consists of rehabilitating the stormwater management facilities at a cost estimated to be \$14,886,300. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Reaffirmation Notice can be obtained by writing: Pankaj Shah, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400.

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of paragraph 62-4.244(5)(c), F.A.C., to the St. Lucie County Erosion District (File No. 0154626-002-BV), to allow the turbidity mixing zone to exceed 150 meters at the beach placement site, if using an upland sand source. The mixing zone would extend 65 meters cross-shore, and 500 meters downcurrent of fill placement activities.

The associated project (0154626-001-JC) will restore approximately 3.4 miles of beach and dune along the South Beach shoreline of St. Lucie County, using approximately 485,900 cy of fill dredged from an offshore borrow area or from upland sources. The project is located approximately between Department reference monument R-98 and the St. Lucie/Martin County Line at R-115+1000, Sections 27, 34, 35, Township 36 and 37 South, Range 41 East, Atlantic Ocean, Class III Waters. The offshore borrow area is located on the southern portion of St. Lucie Shoal, 3 to 4 miles offshore of R-98 through R-115, and the mitigation reef is approximately 400-550 feet offshore between R-90 and R-91, in the Atlantic Ocean off of St. Lucie County.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, 4708 Capital Circle N.W., Tallahassee, Florida 32303, (850)488-7708.

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, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S. is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the

applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 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, Department of Environmental Protection, 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.

In the event that 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. Any intervention will be 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 subsections 28-106.111(2) and paragraph 62-110.106(3)(a), (4), F.A.C., 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; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (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.S. 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 action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. 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, Florida Rules of Appellate Procedure, with the Clerk of the Department, 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 final 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, comments deadlines and the address for providing comments are available at: http://appprod.dep.state. fl.us/clearinghouse/. For information, call: (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

Notice of Emergency Action

On May 7, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Basim Ibrahim Elhabashy, M.D., License #ME 94356. This Emergency Suspension Order was predicated upon the State

Surgeon General'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 (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On May 7, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Michael Anthony Boston, R.N., License #RN 9225995. This Emergency Suspension Order was predicated upon the State Surgeon General'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 (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On May 7, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Steven Michael Hurson, R.N., License #RN 9266081. This Emergency Suspension Order was predicated upon the State Surgeon General'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 (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On May 7, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Sharon Dawn Weil, P.T.A., License #PTA 1685. This Emergency Suspension Order was predicated upon the State Surgeon General'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 (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FISH AND WILDLIFE CONSERVATION COMMISSION

AVAILABILITY OF GRANT FUNDS FOR LOCAL GOVERNMENTS

The Florida Fish and Wildlife Conservation Commission (FWC) announces the availability of grant funds under the Florida Boating Improvement Program (FBIP). Eligible projects include construction and repair of boating access facilities, uniform waterway markers, derelict vessel removal, and other local boating-related activities. County governments, municipalities and other governmental entities of the State of

Florida are eligible to apply. Applications for grant funding for Fiscal Year 2012-2013 will be accepted beginning May 21, 2012. Applications must be received by FWC before close of business on July 20, 2012. Applications received after the deadline will be ineligible for consideration.

Program guidelines and application forms may be downloaded from the web site: http://myfwc.com/boating/grant-programs/fbip/.

For more information, email: FBIP@MyFWC.com or call: (850)488-5600.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division 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 Agency Clerk as follows:

By Mail or Facsimile By Hand Delivery Agency Clerk Agency Clerk Office of Financial Office of Financial Regulation Regulation P. O. Box 8050 General Counsel's Office The Fletcher Building Tallahassee, Florida Suite 118 32314-8050 Phone (850)410-9800 101 East Gaines Street Fax: (850)410-9548 Tallahassee, Florida 32399-0379 Phone: (850)410-9889

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., June 8, 2012):

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: Community Holding Company of Florida, Inc. (Community Bank, Destin), Miramar Beach, Florida

Proposed Purchaser: Community Bancshares of Mississippi, Inc., Brandon, Mississippi

Received: May 4, 2012

DEPARTMENT OF ECONOMIC OPPORTUNITY

Final Order No.: DEO-12-044

DEPARTMENT OF ECONOMIC OPPORTUNITY
In re: POLK COUNTY LAND DEVELOPMENT
REGULATIONS ADOPTED BY
POLK COUNTY ORDINANCE NO. 12-006

FINAL ORDER

The Department of Economic Opportunity (the "Department") hereby issues its Final Order, pursuant to Sections 380.05(6) and (11), Florida Statutes, (2011), approving Polk County Ordinance No. 12-006 (the "Ordinance").

FINDINGS OF FACT

- 1. The Green Swamp Area is designated by Section 380.0551, Florida Statutes (2011), and rule Chapter 28-26, Florida Administrative Code, as an area of critical state concern. Polk County is a local government within the Green Swamp Area.
- The Ordinance was adopted by Polk County on February 23, 2012. The Department received the Ordinance for review on March 12, 2012.
- 3. The Ordinance amends Sections 120 and 917 of the Land Development Code to revise the regulations governing nonconforming uses.

CONCLUSIONS OF LAW

- 4. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Green Swamp Area of Critical State Concern. Sections 380.05(6) and (11), Florida Statutes.
- "Land Development Regulations" include local zoning, subdivision, building and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
- 6. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. Section 380.05(6), Florida Statutes. The Principles for Guiding Development for the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003, Florida Administrative Code ("Principles").
- 7. The Ordinance is consistent with the Principles for Guiding Development as a whole and is not inconsistent with any Principle.
- 8. The Ordinance is consistent with the Polk County Comprehensive Plan as a whole.

WHEREFORE, IT IS ORDERED that Polk County Ordinance No. 12-006 is found to be consistent with the Principles for Guiding Development of the Green Swamp Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS AFFECTED BY THIS ORDER HAS THE **OPPORTUNITY FOR** AN **ADMINISTRATIVE** PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR REQUESTING AN**ADMINISTRATIVE** PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. ΙN AN**INFORMAL** ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE **HEARING BEFORE** AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA **ADMINISTRATIVE** CODE. ΑT A **FORMAL ADMINISTRATIVE** YOU MAY HEARING, BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE TO PRESENT AND OPPORTUNITY **EVIDENCE** ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND **SUBMIT** REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

YOU DESIRE EITHER AN ΙF INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST THE AGENCY CLERK OF FILE WITH DEPARTMENT OF ECONOMIC OPPORTUNITY A WRITTEN PLEADING ENTITLED, "PETITION FOR PROCEEDINGS" ADMINISTRATIVE WITHIN CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 107 EAST MADISON STREET. MSC 110, TALLAHASSEE, FLORIDA 32399-4128.

THE PETITION MUST MEET THE FILING REQUIREMENTS SUBSECTION 28-106.104(2), ΙN FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), **FLORIDA** ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 8th day of May, 2012.

Miriam Snipes, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC #110
Tallahassee, FL 32399-4128

By U.S. Mail: Michael F. Craig, Esq. Polk County Attorney Drawer AT01 P. O. Box 9005 Bartow, FL 33831 Thomas Deardorff, Director Growth Management Department P. O. Box 9005, Drawer GM03 Bartow, FL 33831

Richard M. Weiss, Clerk Board of County Commissioners P. O. 988 Bartow, FL 33831

By Hand Delivery or Interagency Mail:

Rebecca Jetton, Community Planning Administrator, DEO, Tallahassee, FL

David L. Jordan, Assistant General Counsel, DEO, Tallahassee, FL

Final Order No.: DEO-12-043

DEPARTMENT OF ECONOMIC OPPORTUNITY
In re: POLK COUNTY LAND DEVELOPMENT
REGULATIONS ADOPTED BY
POLK COUNTY ORDINANCE NO. 12-008

FINAL ORDER

The Department of Economic Opportunity (the "Department") hereby issues its Final Order, pursuant to Sections 380.05(6) and (11), Florida Statutes (2011), approving Polk County Ordinance No. 12-008 (the "Ordinance").

FINDINGS OF FACT

- 1. The Green Swamp Area is designated by section 380.0551, Florida Statutes (2011), and rule Chapter 28-26, Florida Administrative Code, as an area of critical state concern. Polk County is a local government within the Green Swamp Area.
- 2. The Ordinance was adopted by Polk County on February 23, 2012. The Department received the Ordinance for review on March 12, 2012.
- 3. The Ordinance amends Section 303 of the Land Development Code to allow an alternative shoreline slope plan for reclamation of mines located in remote, rural areas of the County.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Green Swamp Area of Critical State Concern. Sections 380.05(6) and (11), Florida Statutes.

- "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
- 6. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. Section 380.05(6), Florida Statutes. The Principles for Guiding Development for the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003, Florida Administrative Code ("Principles").
- 7. The Ordinance is consistent with the Principles for Guiding Development as a whole and is not inconsistent with any Principle.
- 8. The Ordinance is consistent with the Polk County Comprehensive Plan as a whole.

WHEREFORE, IT IS ORDERED that Polk County Ordinance No. 12-008 is found to be consistent with the Principles for Guiding Development of the Green Swamp Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

J. Thomas Beck, AICP
Director, Division of Community Planning
Department of Economic Opportunity
NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE **OPPORTUNITY FOR** AN **ADMINISTRATIVE** PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN **ADMINISTRATIVE** PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED **PURSUANT** SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA **ADMINISTRATIVE** CODE. IN AN **INFORMAL** ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN

OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING Α FORMAL ADMINISTRATIVE **HEARING** BEFORE ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, **PURSUANT** TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA CODE. AΤ Α **FORMAL** ADMINISTRATIVE MAY ADMINISTRATIVE HEARING. YOU REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT **EVIDENCE** ARGUMENT ON ALL THE ISSUES INVOLVED, TO CROSS-EXAMINATION CONDUCT AND **SUBMIT** REBUTTAL EVIDENCE, TO SUBMIT **PROPOSED** FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

AN YOU DESIRE **EITHER** \mathbf{IF} **INFORMAL** PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY **CLERK** OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY A WRITTEN PLEADING ENTITLED, "PETITION FOR **ADMINISTRATIVE** PROCEEDINGS" WITHIN CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 107 EAST MADISON STREET. MSC #110, TALLAHASSEE, FLORIDA 32399-4128.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN **SUBSECTION** 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH **SUBSECTION** 28-106.201(2), **FLORIDA** ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 8th day of May, 2012.

_/s/____ Miriam Snipes, Agency Clerk Department of Economic Opportunity 107 East Madison Street, MSC 110 Tallahassee, FL 32399-4128

By U.S. Mail: Michael F. Craig, Esq. Polk County Attorney Drawer AT01 P. O. Box 9005 Bartow, FL 33831

Thomas Deardorff, Director Growth Management Department P. O. Box 9005, Drawer GM03 Bartow, FL 33831

Richard M. Weiss, Clerk Board of County Commissioners P. O. 988 Bartow, FL 33831

By Hand Delivery or Interagency Mail:

Rebecca Jetton, Community Planning Administrator, DEO, Tallahassee, FL

David L. Jordan, Assistant General Counsel, DEO, Tallahassee, FL

Final Order No. DEO-12-045
DEPARTMENT OF ECONOMIC OPPORTUNITY
In re: CITY OF MARATHON LAND DEVELOPMENT

REGULATIONS ADOPTED BY
MARATHON ORDINANCE NO. 2012-01

FINAL ORDER

The Department of Economic Opportunity (the "Department") hereby issues its Final Order, pursuant to Sections 380.05(6) and 380.0552(9), Florida Statutes (2011), approving land development regulations adopted by City of Marathon Ordinance No. 2012-01 (the "Ordinance").

FINDINGS OF FACT

- The Florida Keys Area is designated by Section 380.0552, Florida Statutes, as an area of critical state concern. The City of Marathon is a local government within the Florida Keys Area.
- 2. The Ordinance was adopted by the City on January 24, 2012. The Department received the Ordinance for review on March 22, 2012.
- 3. The Ordinance amends Section 104.62 of the City's land development regulations to provide guidance for the operation of mobile food vendors.

CONCLUSIONS OF LAW

- 4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. Sections 380.05(6), (11) and 380.0552(9), Florida Statutes.
- 5. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
- 6. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for the particular area (the "Principles"). Sections 380.05(6) and 380.0552(9), Florida Statutes. The Principles for the Florida Keys Area of Critical State Concern are set forth in Section 380.0552(7), Florida Statutes.
- 7. The Ordinance is consistent with the following Principles for Guiding Development:
 - (d) Ensuring the maximum well-being of the Florida Keys and its citizens through sound economic development.
- 8. The Ordinance is consistent with Objective 7-16 of the City of Marathon Comprehensive Plan.

WHEREFORE, IT IS ORDERED that City of Marathon Ordinance No. 2012-01 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

/s/

J. Thomas Beck, AICP Director, Division of Community Planning Department of Economic Opportunity NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE **OPPORTUNITY** FOR AN **ADMINISTRATIVE** PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR REQUESTING AN **ADMINISTRATIVE** PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA **ADMINISTRATIVE** CODE. ΙN AN **INFORMAL** ADMINISTRATIVE PROCEEDING, YOU MAY REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE Α PETITION REQUESTING A **FORMAL ADMINISTRATIVE HEARING BEFORE** AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, **PURSUANT** SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA **ADMINISTRATIVE** CODE. AT **FORMAL ADMINISTRATIVE** HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER OUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE PRESENT OPPORTUNITY TO **EVIDENCE** AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND **SUBMIT** REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

DESIRE IF YOU **EITHER** AN **INFORMAL** PROCEEDING OR A FORMAL HEARING, YOU MUST **FILE** WITH THE AGENCY **CLERK** OF DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN "PETITION **PLEADING** ENTITLED. FOR WITHIN ADMINISTRATIVE PROCEEDINGS" 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 107 EAST MADISON STREET, MSC #110, TALLAHASSEE, FLORIDA 32399-4128.

THE PETITION MUST MEET THE REQUIREMENTS **SUBSECTION** ΙN 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), **FLORIDA** ADMINISTRATIVE CODE.

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CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 8th day of May, 2012.

> Miriam Snipes, Agency Clerk Department of Economic Opportunity 107 East Madison Street, MSC 110 Tallahassee, FL 32399-4128

By U.S. Mail: The Honorable Pete Worthington Mayor, City of Marathon 9805 Overseas Highway Marathon, Florida 33050

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

John Herin, Esq., City Attorney Stearns, Weaver 150 West Flagler Street, Suite 2200 Miami, FL 33130-1536

By Hand Delivery or Interagency Mail: Rebecca Jetton, ACSC Administrator, DCA Tallahassee, FL David L. Jordan, Assistant General Counsel, DCA Tallahassee, FL

Final Order No. DEO-12-046 DEPARTMENT OF ECONOMIC OPPORTUNITY In re: CITY OF MARATHON LAND DEVELOPMENT REGULATIONS ADOPTED BY MARATHON ORDINANCE NO. 2012-02

FINAL ORDER

The Department of Economic Opportunity (the "Department") hereby issues its Final Order, pursuant to Sections 380.05(6) and 380.0552(9), Florida Statutes (2011), approving land development regulations adopted by City of Marathon Ordinance No. 2012-02 (the "Ordinance").

FINDINGS OF FACT

- 1. The Florida Keys Area is designated by Section 380.0552, Florida Statutes, as an area of critical state concern. The City of Marathon is a local government within the Florida
- 2. The Ordinance was adopted by the City on January 24, 2012. The Department received the Ordinance for review on March 22, 2012.
- The Ordinance amends Chapter 107, Article 12 of the City's land development regulations regarding floodplain management to update and ensure consistency with the

U.S. Fish and Wildlife Services' Biological Opinion. The revisions include procedures for coordination with the U.S. Fish and Wildlife Service when development is proposed within habitat shown on the Specific Focus Area Maps.

CONCLUSIONS OF LAW

- The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. Sections 380.05(6), (11) and 380.0552(9), Florida Statutes.
- "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
- 6. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for the particular area (the "Principles"). Sections 380.05(6) and 380.0552(9), Florida Statutes. The Principles for the Florida Keys Area of Critical State Concern are set forth in Section 380.0552(7), Florida Statutes.
- The Ordinance is consistent with the Principles for Guiding Development as a whole, and with the following Principles:
 - (a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.
 - (c) Protecting upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their
- The Ordinance is consistent the City of Marathon Comprehensive Plan, and furthers Policies 4-1.2.2 and 4.1.3.3.

WHEREFORE, IT IS ORDERED that City of Marathon Ordinance No. 2012-02 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

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J. Thomas Beck, AICP Director, Division of Community Planning Department of Economic Opportunity NOTICE OF ADMINISTRATIVE RIGHTS

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ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, **PURSUANT** SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. ΑT Α FORMAL ADMINISTRATIVE HEARING, YOU MAY BEREPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE **OPPORTUNITY** TO PRESENT **EVIDENCE** ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

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By U.S. Mail: The Honorable Pete Worthington Mayor, City of Marathon 9805 Overseas Highway Marathon, Florida 33050

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John Herin, Esq., City Attorney Stearns, Weaver 150 West Flagler Street, Suite 2200 Miami, FL 33130-1536

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