

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.015 Afterschool Meal Program

PURPOSE AND EFFECT: To update rules to be consistent with changes in Section 381.0072, F.S., in accordance with Ch. 2012-184, Laws of Florida.

SUMMARY: This proposed rule will provide the minimum standards relating to USDA Afterschool Meal Programs that are not regulated by another state agency for compliance with sanitation standards nor are used for any other food service operation.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed changes result in a relaxation of standards or provide alternatives to the requirements for Afterschool Meal Programs. This proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1 million within five years as established in Section 120.541, F.S.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 381.0072 FS.

LAW IMPLEMENTED: 381.0072 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: December 30, 2013, 9:00 a.m.

PLACE: Conference Room 301, Capital Circle Office Center, 4025 Esplanade Way, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ric Mathis, Environmental Health Program Consultant, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida, 32399-1710. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ric Mathis, Environmental Health Program Consultant, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida, 32399-1710, telephone: (850)245-4444; email: Ric.Mathis@flhealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-11.015 Afterschool Meal Program.

(1) Facilities participating in the United States Department of Agriculture (USDA) Afterschool Meal Program, which are not used for any other food service operation or for multiple USDA Afterschool Meal Programs, shall comply with all applicable sanitary requirements of this chapter when minimum standards are not specified in this section.

(2) Food preparation sink – The sanitizing compartment of a two or three compartment sink may be used as a food preparation sink provided that the Afterschool Meal Program entity has a written procedure of use, which has been approved by the Department prior to the implementation of the procedure. At minimum, the written procedures shall:

(a) Ensure the third compartment is clean to the sight and touch and sanitized, prior to and after use as a food preparation sink;

(b) Ensure no other sink compartment(s) is used for any other purpose while the sink is in use as a food preparation sink;

(c) Ensure only workers, who have been trained on the procedure, use the sink for food preparation; and

(d) Ensure the approved procedure is posted at the sink.

(3) Hot and Cold Holding Equipment – In order to comply with holding temperature requirements, electronic hot and cold holding equipment shall be used for food storage; however, controls for the adjustment of temperature are not required.

(4) Cleaning facilities – Food operations restricted to the receipt of pre-portioned catered meals or service of prepackaged food items may use a self-contained mopping apparatus, provided it is used in accordance with the manufacturer’s instructions and always available for use.

(5) Manual washing, rinsing and sanitizing – Sinks, drainboards and dishtables shall be cleaned prior to use. A two-compartment sink may be used when warewashing is limited to a batch operation in which cleaning of kitchenware and tableware is suspended until the end of the service period. For batch cleaning, the following process applies:

(a) Prior to using this process, Department approval shall be obtained;

(b) Prior to washing, multi-use tableware and kitchenware must be pre-flushed or pre-scraped and, when necessary, pre-soaked to remove gross food particles and soil;

(c) Immediately before use, prepare the cleaning and sanitizing solutions in sinks, which are free of debris and residue and clean to the sight and touch;

(d) In the first compartment use a detergent-sanitizer product, which is a detergent that contains a sanitizer, and apply the detergent-sanitizer in accordance with the manufacturer’s instructions;

(e) In the second compartment use a sanitization method in accordance with paragraph 64E-11.006(5)(a), F.A.C. If using a chemical sanitizer, the sanitizing agent shall be the same chemical agent contained in the detergent-sanitizer; and

(f) Immediately after use, drain sinks.

(6) Drains – For an existing building with an existing food service operation, all drainage connection shall be deemed acceptable if in good working order and capable of being maintained in a sanitary condition. Replacement materials and repairs shall meet the requirements specified in paragraph 64E-11.007(3)(b), F.A.C.

(7) Handwashing Facilities – For sites that receive pre-portioned catered meals or only serve prepackaged food items and employees do not open prepackaged items or otherwise come into contact with exposed food, a designated lavatory, equipped with hand cleansing soap or detergent and individual single use sanitary towels or a heated-air hand drying device is required but need not be in the same room. However, where food is served, dispensed, or otherwise unpackaged, a designated handwashing lavatory, equipped with hand cleansing soap or detergent and individual single use sanitary towels or a heated-air hand drying device, shall be located in the same room and within 20 feet of the area where food is served or dispensed.

(8) Hot Water – Food operations restricted to the receipt of proportioned catered meals or service of prepackaged food items and do not require ware washing are not required to have hot water.

(9) Manager Certification – manager certification standards in accordance with Rule 64E-11.012, F.A.C., shall be required for the following Afterschool Meal Program sites:

(a) Those sites routinely inspected three times or four times per year and which result in three consecutive routine inspections each containing violations involving three of the four foodborne illness risk factors listed in paragraph (c) below.

(b) Those sites routinely inspected one time or two times per year and which result in two out of three consecutive routine inspections each containing violations involving three of the four foodborne illness risk factors listed in paragraph (c) below.

(c) Risk Factors are significant contributors to foodborne illness and are identified as:

1. Employee health and hygiene, such as improper handwashing and the presence of ill food workers in accordance with Rule 64E-11.005, F.A.C.;

2. Holding temperatures (Hot and cold holding and cooling);

3. Inadequate cooking or reheating; and

4. Food from unapproved sources.

(10) Time as a public health control – Time may be used in lieu of the holding temperature requirements of subsection 64E-11.004(2), F.A.C., provided that potentially hazardous foods are cooked or reheated in accordance with Rule 64E-11.004, F.A.C.; the Department is notified at least 14 days prior to the implementation of time as a public health control; and the Afterschool Meal Program:

(a) Provides the Department a copy of the written procedures, which at a minimum indicates the meal service times and the following:

1. The specific location, which the potentially hazardous foods proposed for use under time as a public health control are prepared;

2. The proposed delivery schedule, if potentially hazardous foods are received from an outside approved source; and

3. The names of the food workers who have been trained regarding these written procedures.

(b) Maintains a daily log for potentially hazardous foods cooked or reheated onsite, which indicates the date, name of the potentially hazardous foods, final cooking temperature, and the time that the final cooking temperature was reached. In addition, each potentially hazardous food product or the container holding the product shall be labeled with an expiration time, which shall not exceed 4 hours from the time that the product reached the final cooking temperature. Potentially hazardous food products shall be discarded upon reaching the expiration time or if no expiration time is indicated.

(c) Maintains a valid copy of the caterer’s license, if a caterer is used, and documents the name of food suppliers, for ready-to-eat potentially hazardous food products that are not cooked or reheated onsite. In addition, a daily product log shall be maintained that documents the following: the date, name, and quantity of the potentially hazardous food products that are obtained or received; the time and temperature of potentially hazardous food products received or obtained by the Afterschool Meal Program; the expiration time, which shall not exceed 4 hours from the time that the Afterschool Meal Program takes possession of the potentially hazardous food product; and the name and quantity of potentially hazardous food products discarded.

(d) Provides and documents training for food workers regarding the Afterschool Meal Program site’s use of time as a public health control, including written procedures and this section. Only trained employees shall complete the daily logs and document expiration times.

(e) Maintains all documentation, including logs and licenses, for one year on site and makes them available to the Department upon request.

(11) Any potentially hazardous food product that does not meet the requirements of subsection 64E-11.004(20), shall not be accepted or served by the Afterschool Meal Program Site.
 Rulemaking Authority 381.0072 FS. Law Implemented 381.0072 FS.
 History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Ric Mathis, Environmental Health Program Consultant,
 Bureau of Environmental Health
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: John H. Armstrong, MD, FACS, Surgeon
 General and Secretary of Health
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: December 3, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: January 24, 2013

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:
 12-21.208 Withholding of Vendor Payments
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 205, October 21, 2013 issue of the Florida Administrative Register.

In response to comments received from the Joint Administrative Procedures Committee, proposed subsection (2) of Rule 12-21.208, F.A.C., has been changed so that, when adopted, that subsection will read:

(2) The Department will request that payments to any person, as defined in Section 212.02, F.S., who provides commodities or services to the State, leases real property to the State, or constructs a public building or public work for the State be withheld by the Chief Financial Officer when such person has an outstanding warrant.

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:
 12A-16.008 Public Use Forms
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12A-16.008, F.A.C., published in Vol. 39, No. 205, pp. 5261-5262, October 21, 2013, issue of the Florida Administrative Register that incorporate, by reference, updates to Form DR-15SWN (Instructions for DR-15SW Solid Waste and Surcharge Returns). In response to comments provided by the Joint Administrative Procedures Committee regarding the “Warning,” Page 3, Form DR-15SWN, changes have been made, so that, when adopted, the “Warning” will read:

Section 212.12(2), Florida Statutes (F.S.), provides in part for specific penalties for a taxpayer who:

- Willfully attempts in any manner to evade any tax, surcharge, or fee imposed or administered by Chapter 212, F.S., or the payment thereof – in addition to any other penalties provided by law, the taxpayer is liable for a specific penalty in the amount of 100 percent of the tax, surcharge, or fee, and commits a felony of the third degree, punishable as provided in Section 775.082, 775.083 or 775.084, F.S.
- Makes a false or fraudulent return with a willful intent to evade a tax or fee imposed or administered by Chapter 212, F.S. – in addition to the other penalties provided by law, the taxpayer is liable for a specific penalty of 100% of the tax bill or fee and upon conviction, for fine and punishment as provided in Section 775.082, 775.083 or 775.084, F.S.

DEPARTMENT OF REVENUE

RULE NO.: RULE TITLE:
 12A-19.071 Department of Revenue Electronic Database
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12A-19.071, F.A.C.,

published in Vol. 39, No. 205, pp. 5262-5265, October 21, 2013, issue of the Florida Administrative Register that incorporate, by reference, updates to the User’s Guide for the Address/Jurisdiction Database. In response to comments provided by the Joint Administrative Procedures Committee the following changes to paragraph 12A-19.071(2)(b), F.A.C., and to the User’s Guide for the Address/Jurisdiction Database have been made:

Paragraph (b) of subsection (2) of Rule 12A-19.071, F.A.C., so that, when adopted, that paragraph will read:

(b) Local taxing jurisdictions must submit information requesting changes to the Address/Jurisdiction Database electronically following the on-line User’s Guide for the Address/Jurisdiction Database Address Change Requests (December 2013 October 4, 2009, hereby incorporated by reference, effective 01/14 06/10). Only local taxing jurisdictions that are registered users of the Department’s electronic change submission process can access the User’s Guide for the Address/Jurisdiction Database Address Change Requests. Authorized local jurisdiction contact persons may access the login screen for registered users at https://pointmatch.state.fl.us http://geotax.state.fl.us. Local taxing jurisdictions that do not have access to computers with Internet access should contact the Department to request authorization to submit changes through alternative electronic media. The information must also be submitted on Form DR-700022, Notification of Jurisdiction Change for Local Communications Services and Local Insurance Premium Tax (incorporated by reference in Rule 12A-19.100, F.A.C.). The User’s Guide for the Address/Jurisdiction Database has been revised as follows:

Page 22. The last paragraph of “Submitting a Request for Correction” to read: Department of Revenue employees requesting adjustments in SUNTAX may also submit a request; however, address overrides or corrections must be referred to Account Management.

Page 22. The subtitle “Correction Request Form (DR-700025)” has been removed.

Pages 23, 24, and 25. The title of each of the screenshots currently titled “Initiate Address Objection Form DR-700025” has been changed to “Initiate Address Objection.”

Page 25. The screenshot “Initiate Address Objection” (new title) has been changed. The following statement has been removed: Please Note: We may contact you via email if we need any additional details regarding this objection.

The section for FDOR employees has been revised, so that, when adopted, that section will read:

FDOR Employees Only: Provide a copy of the following screenshots

- SUNTAX, Contract Object page to show “Distribution Stamp” area, County/JBP A/C field [COUNTY] (if applicable)
- Address Lookup using <https://pointmatch.state.fl.us>
- County Property Appraiser location search result using <http://dor.myflorida.com/dor.property/appraisers.html>

The section titled “What is competent evidence?” has been revised, so that, when adopted, that section will read:

Competent Evidence. To object to the jurisdiction to which an address is assigned in the Department of Revenue’s Address/Jurisdiction Database, you must provide supporting evidence that the address is located within the jurisdiction indicated. For example, a copy of a property tax bill indicating the jurisdiction in which an address is located.

DEPARTMENT OF REVENUE

Insurance Premium Taxes, Fees and Surcharges

RULE NO.:	RULE TITLE:
12B-8.003	Tax Statement; Overpayments
	NOTICE OF CHANGE

Notice is hereby given that the following changes have been made in accordance with subparagraph 120.54(3)(d)1., F.S., to the proposed amendments to Rule 12B-8.003, F.A.C., published in Vol. 39, No. 205, pp. 5270-5271, October 21, 2013, issue of the Florida Administrative Register that incorporate, by reference, updates to Form DR-908N, Instructions For Preparing Insurance Premium Taxes and Fees Return. In response to comments provided by the Joint Administrative Procedures Committee the reference to “Chapter 252, F.S.” on Page 13, Form DR-908N (Instructions For Preparing Form DR-908 Florida Insurance Premium Taxes and Fees Return), has been revised to read “Section 252.372, F.S.”

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-7.511	Policy and Purpose
40E-7.520	Scope and Applicability
40E-7.521	Definitions
40E-7.523	Access to Management Areas; Closures
40E-7.525	Use of Vehicles, Airboats, and Aircraft; Navigational Restrictions
40E-7.526	Equestrian Activities; Use of Saddle Animals
40E-7.527	Hunting
40E-7.528	Bicycling

- 40E-7.529 Overnight Camping
 - 40E-7.530 Trapping
 - 40E-7.532 Operating Hours
 - 40E-7.534 Special Use Licenses
 - 40E-7.535 Event Authorization
 - 40E-7.537 General Prohibitions
 - 40E-7.538 Establishment of South Florida Water Management District Management Areas Open to the Public
 - 40E-7.5381 Special Provisions for Right of Way of the District
 - 40E-7.5382 Special Provisions for Vacant Undesignated District Lands Open to the Public
 - 40E-7.5383 Special Provisions for Stormwater Treatment Areas (STA's) of the District Open to the Public
 - 40E-7.5384 Special Provisions for Impoundment Areas of the District Open to the Public
- NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 189, September 27, 2013 issue of the Florida Administrative Register.

40E-7.511 Policy and Purpose.

(1) No change.

(2) ~~The the~~ District provides no assurance that ~~said~~ District lands are safe for any purpose, that the District has a duty of care toward any person entering ~~said~~ lands or that the District is responsible for any injuries or damage to persons or property caused by an act or omission of any person who enters ~~said~~ District lands, including invitees, licensees, contractors, trespassers or other persons except as provided in Section 373.1395, F.S.

Rulemaking Authority 279.101, 373.044, 373.113, 373.171 FS. Law Implemented 259.101, ~~373.016~~, 373.056, 373.103, 373.1391, 373.1395, 373.59 FS. History—New 5-24-94, Amended 1-5-03, 7-12-06, _____.

40E-7.520 Scope and Applicability.

(1) through (2) No change.

~~(3) A copy of the regulations contained herein may be posted at entry points, activity areas, and recreation sites equipped with bulletin boards or otherwise made reasonably available to the public.~~

~~(3)~~(4) Consistent with the environmental sensitivity of these areas and the purposes for which the lands were acquired, and all rights, privileges, and protections afforded by the provisions of Section 373.1395, F.S., all District lands are hereby deemed open and available to the public for outdoor recreational purposes and access unless otherwise limited, restricted, or prohibited by special provision in this rule. Nothing in this rule prevents other federal, state, or local

agencies, including but not limited to those with management contracts with the District, from requiring compliance with their own rules, permits, regulations, ordinances, or laws to the fullest extent of their lawful authority.

~~(4)~~(5) Any signage prohibiting access to or use of District lands shall only apply to the property or area set forth in or delineated by such signage and a presumption shall exist that all other portions of the Management Areas, Stormwater Treatment Areas, Impoundment Areas, Rights of Way, and vacant undesignated lands where public access or use is not specifically prohibited are open and available for outdoor recreational purposes unless otherwise limited, restricted or prohibited by the Governing Board. This provision shall not be construed to impede enforcement of trespass statutes ~~including but not limited to Chapter 810, F.S.~~

~~(5)~~(6) When the District authorizes another government entity to jointly manage public recreation on District lands, this Part is supplemental to the laws, statutes, ordinances, and rules of the other government entity. When in conflict with this Part, the laws, statutes, ordinances, and rules of the other government entity supersede this Part, unless otherwise inconsistent with Chapter 373, F.S.

~~(6)~~(7) The following District lands are not governed under this Part:

(a) through (d) No change.

~~(7)~~(8) Public Use Activities that are authorized by this Part are not authorized on District lands where the District has less than fee interest and where the underlying fee owner has legally restricted or prohibited public access.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.056, 373.1391, 373.1395, 373.1401, 373.59 FS. History—New 5-24-94, Amended 11-12-95, 1-7-97, 11-13-97, 1-1-99, 1-5-03, 7-12-06, _____.

40E-7.521 Definitions.

No change.

Rulemaking Authority 373.019, 373.044, 373.113, 373.171 FS. Law Implemented ~~373.016~~, 373.056, 373.069, 373.0693, 373.073, 373.079, 373.083, 373.103, 373.1391, 373.59 FS. History—New 5-24-94, Amended 11-13-97, 1-1-99, 1-5-03, 7-12-06, 8-28-12, _____.

40E-7.523 Access to District Lands; Closures.

(1) through (2) No change.

(3) Under the following conditions, activities authorized under this rule will be prohibited or District lands will be closed:

(a) When necessary during emergency conditions such as floods, severe weather events, or wildfire for public safety and the protection of natural resources. Such closures shall require the approval of the Executive Director and concurrence of the Governing Board.

(b) through (c) No change.

(d) ~~Upon designation by the Governing Board pursuant to Section 373.6055, F.S., that certain~~ If District lands or facilities are identified as “critical infrastructure”, as designated by the Regional Domestic Security Task Force pursuant to applicable law, then whereupon such lands or facilities ~~are shall be immediately deemed~~ closed for public use without further action required by the Governing Board.

(4) through (6) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.119, 373.1391, 373.59 FS. History–New 5-24-94, Amended 1-1-99, 1-1-01, 7-12-06,_____.

40E-7.525 Use of Vehicles, Vessels, and Aircraft; Navigational Restrictions.

No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 316.192, 316.1925, 316.655, ~~373.016~~, 373.1391, 373.59 FS. History–New 5-24-94, Amended 1-5-03, 7-12-06,_____.

40E-7.526 Equestrian Activities; Use of Saddle Animals.

(1) No change.

(2) Rule 5C-18.010, F.A.C. (2013) requires that all persons using saddle animals must have a report of a negative Coggins test for Equine Infectious Anemia. Persons using saddle animals on District lands must have proof of a negative Coggins test in their possession at all times. Users of saddle animals on District owned lands must possess proof of negative Coggins test on their person.

(3) through (4) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 316.192, 316.1925, 316.655, ~~373.016~~, 373.1391, 373.59 FS. History–New 5-24-94, Amended 1-5-03, 7-12-06,_____.

40E-7.527 Hunting.

(1) ~~The Consistent with applicable provisions of local, state and federal law, concerning hunting, or the possession and use of firearms or other types of hunting devices, such as the rules of the Florida Fish and Wildlife Conservation Commission and the United States Department of Interior, Fish and Wildlife Service have rules governing hunting.~~ Hunting ~~hunting~~, trapping and the releasing of free-running hunting dogs are prohibited on District lands unless the land is opened as a public hunting area and these uses are authorized in the specific public hunting area regulations.

(2) Public hunting on District lands is regulated, administered and enforced by the Florida Fish and Wildlife Conservation Commission, in cooperation with the District. A public hunting area established on District lands will be posted as ~~prescribed by Chapter 810, F.S.~~

(3) Public hunting areas are established on District lands with approval of the Governing Board, except that the

Executive Director authorizes public hunting on District lands less than 100 acres in size and adjacent to other District lands with established hunting areas.

(4) through (8) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.1401, 373.59, ~~790, 810.09~~ FS. History–New 5-24-94, Amended 1-1-01, 1-5-03, 7-12-06, 8-28-12,_____.

40E-7.528 Bicycling.

No change.

Rulemaking Authority 373.044, 373.133 FS. Law Implemented ~~373.016~~, 373.1391, 373.1401, 373.59, ~~790, 810.09~~ FS. History–New 7-12-06, Amended _____.

40E-7.529 Overnight Camping.

(1) through (6) No change.

(7) Within camping areas, pet waste must be disposed of in waste bins, if provided. Horse manure must be disposed in designated manure disposal areas if provided.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 5-24-94, Amended 11-13-97, 1-1-99, 1-5-03, 7-12-06,_____.

40E-7.530 Trapping.

Trapping is prohibited on all District lands except as where authorized by the District for land management purposes by an Event Authorization which shall be limited to scientific study or removal of nuisance species.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 7-12-06, Amended _____.

40E-7.532 Operating Hours.

No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.119, 373.1391, 373.59 FS. History–New 5-24-94, Amended 7-12-06,_____.

40E-7.534 Special Use Licenses.

(1) In order to maximize opportunities for public recreation on District lands and provide public access where it might otherwise be prohibited, the District issues Special Use Licenses. A Special Use License is required to engage in the following activities on District lands:

(a) No change.

(b) to reserve campsites in certain areas with limited capacity as identified by posted signage;

(c) through (d) No change.

(2) No change.

(3) A Special Use License holder and all participants must comply with all conditions as reflected in the Special Use License. (Form #0830),

(4) through (5) No change.

(6) Persons requesting a Special Use License, when required by the District, may apply in person, call, or write to request a copy of “Special Use Application and License” Form No. #0830 effective () (add Hyperlink), which is hereby incorporated by reference and may be obtained from the District at the following:

(a) through (b) No change.

(7) The District shall ~~may~~ revoke a Special Use License if the licensee violates any provisions of this Part or the Special Use License.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 5-24-94, Amended 1-1-99, 1-1-01, 1-5-03, 7-12-06, _____.

40E-7.535 Event Authorization.

(1) through (5) No change.

(6) The District shall ~~may~~ revoke an Event Authorization if the holder violates its terms or engages in an activity not authorized by the Event Authorization.

(7) No Change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 7-12-06. Amended _____.

40E-7.537 General Prohibitions.

The following are prohibited on all District lands unless otherwise specified:

(1) through (13) No change.

(14) The abandonment of personal property.

(15) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 5-24-94, Amended 1-1-99, 1-5-03, 7-12-06, _____.

40E-7.538 Special Provisions for Management Areas of the District Open to the Public.

No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 1-1-01, Amended 1-5-03, 7-12-06, 8-28-12, _____.

40E-7.5381 Special Provisions for Rights of Way of the District.

No change

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 7-12-06, Amended 8-28-12, _____.

40E-7.5382 Special Provisions for Vacant Undesignated District Lands Open to the Public.

(1) In addition to the other prohibitions and restrictions in this Part, the following are prohibited on Vacant undesignated lands:

(a) through (b) No change.

(2) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 7-12-06, Amended 8-28-12, _____.

40E-7.5383 Special Provisions for Stormwater Treatment Areas (STAs) of the District Open to the Public.

No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.4592(4)(a), 373.59 FS. History–New 7-12-06, Amended _____.

40E-7.5384 Special Provisions for Impoundment Areas of the District Open to the Public.

No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented ~~373.016~~, 373.1391, 373.59 FS. History–New 7-12-06, Amended _____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-772.400 Procedures for the Competitive Procurement of Contractors and Assignment of Work
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 194, October 4, 2013 issue of the Florida Administrative Register and the Notice of Change published in Vol. 39, No. 224, November 18, 2013, issue of the Florida Administrative Register.

62-772.400 Procedures for the Competitive Procurement of Contractors and Assignment of Work.

(1) through (2) No change.

(3) Assignment of Work to Agency Term Contractors. In order to seek additional value and be consistent with subsection 60A-1.043(2), F.A.C., (6-21-04) hereby adopted and incorporated by reference, the Department will specify in all agency term contracts a dollar threshold based on the categories in Section 287.017, F.S., above which the Department will request quotes from agency term contractors for a phase of site rehabilitation. As a site comes up in priority order as established in Rule 62 771.300, F.A.C., the Department will assign the next phase of the site rehabilitation in the following manner:

(a) ~~Direct assignment by the Department to agency term contractors.~~

~~1. If the estimated cost of the next phase of site rehabilitation to be assigned for a given site is \$25,000 or less, the Department will directly assign the phase of site rehabilitation to an agency term contractor.~~

~~2. The Department will directly assign all site assessments to an agency term contractor.~~

~~3. All direct assignments to agency term contractors shall be based on contractor logistics, geographical considerations, including contract regions, contractor availability, and contractor performance. For good cause such as contractor availability, contractor performance, and workloads, the Department may assign work to an agency term contractor outside its contract region.~~

~~(b) Request for quotes from agency term contractors. Other than site assessments, if the estimated cost of the next phase of site rehabilitation to be assigned for a given site is more than \$25,000, the Department will request quotes from all agency term contractors with contracts to work in that region and assign that phase of site rehabilitation to the agency term contractor providing the lowest quote.~~

(4) through (7) No change.

Rulemaking Authority 287.0595, 376.303, 376.3071 FS. Law Implemented 287.0595, 287.057, 376.30, 376.301, 376.303, 376.305, 376.3071, 376.30711, 376.30713, 376.30714, 376.30715, 376.30716, 376.3072 FS. History—New [effective date].

**Section IV
Emergency Rules**

NONE

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

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NOS.:RULE TITLES:

40B-4.3020 Content of Works of the District Permit Applications

40B-4.3030 Conditions for Issuance of Works of the District Permits

The Suwannee River Water Management District (SRWMD) hereby gives notice that on November 12, 2013, the SRWMD issued an order. This Order (13-0003) grants variance under Section 120.542, F.S., to Mark Smith, 12665 State Road 121 North, Macclenny, Florida 32063, for an existing un-permitted building within Township 4 South, Range 11 East, Section 36, Lafayette County, parcel number 36-04-11-0010-0000-00200 for Mark Smith District Floodway Project (ERP006-0661M3). The petition for variance was received by SRWMD on August 17, 2013. Notice of receipt of petition requesting variance was published in F.A.R., Vol. 39, No. 168, August 28, 2013. No public comment has been received. This Order provides a variance from SRWMD criteria for subsection 40B-3030(4), F.A.C., as to buildings in the floodway being elevated on piles

without use or fill, subsection 40B-3030(9), F.A.C., as to zero rise certification, and paragraph 40B-4.3030(12)(b), F.A.C., as to the 75-foot setback requirements, and waivers for paragraphs 40B-4.3020(1)(c), F.A.C., as to site plans showing all improvements, 40B-4.3020(1)(d), F.A.C., as to a building plan submitted by a Florida licensed engineer or architect, paragraph 40B-4.3020(1)(e), F.A.C., as to supporting calculations, designs, surveys or applicable documents. SRWMD granted the petition because the petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that a substantial hardship would be created if the petitioners were required to comply with this rule.

A copy of the Order or additional information may be obtained by contacting Tilda Musgrove, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on December 3, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for SPC-Health Education Center Annex Bldg. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2013-399).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on November 25, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Devilliers Square. Petitioner seeks an

emergency variance of the requirements of ASME A17.1, Section 2.2.2.5, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires sump pump which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2013-400).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: RULE TITLE:

64B2-13.004 Continuing Education

NOTICE IS HEREBY GIVEN that on December 2, 2013, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Catherine A. George-Parisi DC. Although a specific rule is not stated in the petition, petitioner appears to be seeking a waiver or variance of subsection 64B2-13.004(1), Florida Administrative Code, which requires that for the purpose of renewing a license, an applicant must demonstrate to the Board that he or she participated in at least forty (40) classroom hours of continuing chiropractic education during the past two years. It also appears petitioner is also seeking a waiver or variance from subsection 13.004(2), Florida Administrative Code, which requires that only those classroom hours earned at Board approved continuing education courses or under the provisions of this rule are acceptable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bill Miller, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 17, 2013, 9:00 a.m. – 11:00 a.m.

PLACE: Conference Number: 1(888)670-3525, Conference Code (7923533220)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Planning and Coordination Committee Conference Call. General Planning and Coordination Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 hours before the workshop/meeting by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 19, 2013, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Number: 1(888)670-3525, Conference Code: 7923533220

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Evaluation Committee. General evaluation business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 8, 2014, 9:00 a.m. – 11:00 a.m.

PLACE: Conference Number: 1(888)670-3525, Conference Code: 7923533220

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Executive Conference Call. General Executive Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 9, 2014, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Number: 1(888)670-3525, Conference Code: 7923533220

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Evaluation Committee. General Evaluation Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 14, 2014, 9:00 a.m. – 11:00 a.m.

PLACE: Conference Number: 1(888)670-3525, Conference Code: 7923533220

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Legislative Committee. General Legislative Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or

(850)245-3317. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces public meetings to which all persons are invited.

DATES AND TIMES: January 28, 2014, 9:00 a.m. – 6:00 p.m.; January 29, 2014, 9:00 a.m. – 6:00 p.m.; January 30, 2014, 9:00 a.m. – 12:00 Noon.

PLACE: Double Tree Hotel, 101 South Adams Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Quarterly Meeting. General Business and Meeting with Florida Independent Living Council.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Roy Cosgrove at roy.cosgrove@vr.fldoe.org or (850)245-3317.

DEPARTMENT OF EDUCATION

State Board of Education

The Florida Department of Education, Charter School Appeal Commission announces a hearing to which all persons are invited.

DATE AND TIME: December 18, 2013, 9:00 a.m. – completion

PLACE: Florida Department of Education, 325 W. Gaines Street, Conference Room 1721/25, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Charter School Appeal Commission will hear the Application denials of the following schools:

Acceleration Educational Services vs. School Board of Lake County

Renaissance Charter School, Inc., and Renaissance Charter School at Seminole vs. School Board of Seminole County

Renaissance Charter School, Inc., and Renaissance Charter School A vs. School Board of Orange County

Renaissance Charter School, Inc., and Renaissance Charter School B vs. School Board of Orange County

Renaissance Charter School, Inc., and Renaissance Charter School C vs. School Board of Orange County

A copy of the agenda may be obtained by contacting: The Office of Independent Education and Parental Choice at 325 West Gaines Street, Suite 1044, Tallahassee, Florida 32399 or by phone at (850)245-0502.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: The Office of Independent Education and Parental Choice at 325 West Gaines Street, Suite 1044, Tallahassee, Florida 32399 or by phone at (850)245-0502. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Office of Independent Education and Parental Choice at 325 West Gaines Street, Suite 1044, Tallahassee, Florida 32399 or by phone at (850)245-0502.

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Criminal Justice Standards and Training Commission, Region VI, Training Council announces a public meeting to which all persons are invited.

DATE AND TIME: January 15, 2014, 10:00 a.m.

PLACE: College of Central Florida, Building 1, Board Room, 3001 SW College Road, Ocala, FL 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To establish 2014-2015 operating budget and to review the 2013-2014 expenditures to date.

A copy of the agenda may be obtained by contacting: College of Central Florida, ATTN: Beth Groff, 3001 SW College Road, Ocala, FL 34474.

FLORIDA PAROLE COMMISSION

The Florida Parole Commission announces a workshop to which all persons are invited.

DATE AND TIME: December 13, 2013, 9:30 a.m.

PLACE: 4070 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Objective Parole Guidelines.

A copy of the agenda may be obtained by contacting: Sarah J. Rumph, (850)488-4460.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Sarah J. Rumph, (850)488-4460. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Sarah J. Rumph, (850)488-4460.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

The Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, Community Association Living Study Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, December 18, 2013, 10:00 a.m. until business is completed

PLACE: This meeting will be conducted via teleconference at 1(888)670-3525; Conference Code: 7501452290, then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Community Association Living Study Council.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, Telephone: (850)488-1631.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe, Tallahassee, Florida 32399-1030, Telephone: (850)488-1631. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Acupuncture

The Board of Acupuncture announces a public meeting to which all persons are invited.

DATE AND TIME: February 28, 2014, 9:00 a.m., EST

PLACE: Rosen Plaza, 9700 International Drive, Orlando, FL 32819, (407)996-9700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Alexandra Alday at (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Probable Cause Panel of the Board of Massage Therapy announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 9, 2014, 2:45 p.m., EST

PLACE: Meet Me Number: 1(888)670-3525; Participant Passcode: 4319491106

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Alexandra Alday at (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy announces public meetings to which all persons are invited.

DATES AND TIME: January 16-17, 2014, 9:00 a.m., EST

PLACE: Wyndham Bay Point Resort, 4114 Jan Cooley Drive, Panama City Beach, FL 32408, (850)236-6000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. Meetings may be cancelled prior to the meeting date. Please check the Board website at www.floridasmassagetherapy.gov for cancellations or changes to meeting dates or times.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Alexandra Alday at (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

The Board of Speech-Language Pathology & Audiology announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 22, 2014, 9:00 a.m., EST

PLACE: Meet Me Number: 1(888)670-3525; Participant Passcode: 2553375252

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Christy Robinson at (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Council of Licensed Midwifery

The Council of Licensed Midwifery announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 7, 2014, 9:00 a.m., EST

PLACE: Meet Me Number: 1(888)670-3525; Participant Passcode: 1413486382

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General business of the Council.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, 4052 Bald Cypress Way, Bin #C-06, Tallahassee, Florida 32399-3256, (850)245-4161.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Alexandra Alday at (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Substance Abuse Program

RULE NOS.:RULE TITLES:

65D-30.001: Title

65D-30.002: Definitions

65D-30.003: Department Licensing and Regulatory Standards

65D-30.004: Common Licensing Standards

65D-30.005: Standards for Addictions Receiving Facilities

65D-30.006: Standards for Detoxification

65D-30.0061:Standards for Intensive Inpatient Treatment

65D-30.007: Standards for Residential Treatment

65D-30.008: Standards for Day or Night Treatment with Host Homes (Repealed)

65D-30.0081:Standards for Day or Night Treatment with Community Housing

65D-30.009: Standards for Day or Night Treatment

65D-30.0091:Standards for Intensive Outpatient Treatment

65D-30.010: Standards for Outpatient Treatment

65D-30.011: Standards for Aftercare

65D-30.012: Standards for Intervention

65D-30.013: Standards for Prevention

65D-30.014: Standards for Medication and Methadone Maintenance Treatment

The Department of Children and Families announces a workshop to which all persons are invited.

DATE AND TIME: December 19, 2013, 1:00 p.m.

PLACE: Department of Children and Families, 1317 Winewood Blvd., Building 1, Room 206, Tallahassee, FL 32399

Participants may attend via Video Teleconference. Individuals wishing to participate must attend one of the following locations.

1) Department of Children and Families, 1317 Winewood Boulevard, Building 1, Room 206, Tallahassee, FL 32399, contact: Chris Weller, chris_weller@dcf.state.fl.us, (850)717-4440.

2) Department of Children and Families Service Center, Circuit 7, 210 N. Palmetto Ave, Suite 440A, Daytona Beach, FL 32114, contact: Kathy Walker, kathy_walker@dcf.state.fl.us, (386)481-9198.

3) Department of Children and Families Service Center, Circuit 3 and 8, 1000 NE 16th Avenue, Bldg. I (IO# 3), Gainesville, FL 32601, contact: Tina Moon, tina_moon@dcf.state.fl.us, (352)415-6131.

4) Department of Children and Families Service Center, Circuit 1, 160 Governmental Center, Pensacola, FL 32502, contact: Susan Sweeney, susan_sweeney@dcf.state.fl.us, (850)483-6669.

5) Department of Children and Families Service Center, Circuit 14, 2505 W 15th St., Panama City, FL 32401, contact: Michael Van Bebber, michael_vanbebbber@dcf.state.fl.us, (850)691-0581.

6) Department of Children and Families Service Center, Circuit 4, 2505 5920 Arlington Expressway, Rm. 279,

Jacksonville, FL 32211, contact: Peter Sobotka, peter_sobotka@dcf.state.fl.us, (904)485-9440.

7) Department of Children and Families Service Center, Circuit 15, 111 South Sapodilla Avenue, Third Floor Conference Room 2, Third Floor, West Palm Beach, FL 33401, contact: Carol Edlund, carol_edlund@dcf.state.fl.us, (561)273-0958.

8) Department of Children and Families Service Center, Circuit 17, 201 W Broward Blvd., Ste. 511, Ft. Lauderdale, FL 33301, contact: Betty Appleton, betty_appleton@dcf.state.fl.us, (954)453-3427.

9) Department of Children and Families Service Center, Circuit 9, 400 West Robinson Street, Orlando, FL 32801, contact: Amarillys Rivera, amarillys_rivera@dcf.state.fl.us, (407)317-7010.

10) Department of Children and Families Service Center, Circuit 12, 1864 17th Street, Sarasota, FL 34234, contact: April Teamer, april_teamer@dcf.state.fl.us, (813)337-5755.

11) Department of Children and Families Service Center, Circuit 11, 401 NW 2nd Avenue, Room 1007, North Tower, Miami, Florida 33128, contact: Yamile Diaz, Yamile_diaz@dcf.state.fl.us, (786)257-5191.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Department will discuss potential changes to Chapter 65D-30, F.A.C., (Substance Abuse Services). The rule revisions discussed at the meeting will focus exclusively on fees the Department charges providers for licensure.

A copy of the agenda may be obtained by contacting: Chris Weller at (850)717-4440 or chris_weller@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Chris Weller at (850)717-4440 or chris_weller@dcf.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Chris Weller at (850)717-4440 or chris_weller@dcf.state.fl.us.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Substance Abuse Program**

RULE NOS.:RULE TITLES:

- 65D-30.001: Title
- 65D-30.002: Definitions
- 65D-30.003: Department Licensing and Regulatory Standards
- 65D-30.004: Common Licensing Standards
- 65D-30.005: Standards for Addictions Receiving Facilities
- 65D-30.006: Standards for Detoxification
- 65D-30.0061: Standards for Intensive Inpatient Treatment
- 65D-30.007: Standards for Residential Treatment

65D-30.008: Standards for Day or Night Treatment with Host Homes (Repealed)

65D-30.0081: Standards for Day or Night Treatment with Community Housing

65D-30.009: Standards for Day or Night Treatment

65D-30.0091: Standards for Intensive Outpatient Treatment

65D-30.010: Standards for Outpatient Treatment

65D-30.011: Standards for Aftercare

65D-30.012: Standards for Intervention

65D-30.013: Standards for Prevention

65D-30.014: Standards for Medication and Methadone Maintenance Treatment

The Department of Children and Families announces a workshop to which all persons are invited.

DATE AND TIME: December 20, 2013, 1:00 p.m.

PLACE: Department of Children and Families, 1317 Winewood Blvd., Building 1, Room 206, Tallahassee, FL 32399

Participants may attend via Video Teleconference. Individuals wishing to participate must attend one of the following locations.

1) Department of Children and Families, 1317 Winewood Boulevard, Building 1, Room 206, Tallahassee, FL 32399, contact: Chris Weller, chris_weller@dcf.state.fl.us, (850)717-4440.

2) Department of Children and Families Service Center, Circuit 9, 400 West Robinson Street, Orlando, FL 32801, contact: Amarillys Rivera, amarillys_rivera@dcf.state.fl.us, (407)317-7010.

3) Department of Children and Families Service Center, Circuit 3 and 8, 1000 NE 16th Avenue, Bldg. I (IO# 3), Gainesville, FL 32601, contact: Tina Moon, tina_moon@dcf.state.fl.us, (352)415-6131.

4) Department of Children and Families Service Center, Circuit 1, 160 Governmental Center, Pensacola, FL 32502, contact: Susan Sweeney, susan_sweeney@dcf.state.fl.us, (850)483-6669.

5) Department of Children and Families Service Center, Circuit 11, 401 NW 2nd Avenue, Room 1007, North Tower, Miami, Florida 33128, contact: Yamile Diaz, Yamile_diaz@dcf.state.fl.us, (786) 257-5191.

6) Department of Children and Families Service Center, Circuit 4, 2505 5920 Arlington Expressway, Rm. 279, Jacksonville, FL 32211, contact: Peter Sobotka, peter_sobotka@dcf.state.fl.us, (904)485-9440.

7) Department of Children and Families Service Center, Circuit 15, 111 South Sapodilla Avenue, Third Floor Conference Room 2, Third Floor, West Palm Beach, FL 33401, contact: Carol Edlund, carol_edlund@dcf.state.fl.us, (561)273-0958.

8) Department of Children and Families Service Center, Circuit 17, 201 W Broward Blvd, Ste. 511, Ft. Lauderdale, FL 33301, contact: Betty Appleton, betty_appleton@dcf.state.fl.us, (954)453-3427.

9) Department of Children and Families Service Center, Circuit 12, 9393 North Florida Avenue, Tampa, FL 33612, contact: April Teamer, april_teamer@dcf.state.fl.us, (813)337-5755.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department will discuss potential changes to Chapter 65D-30, F.A.C., (Substance Abuse Services). The rule revisions discussed at the meeting will focus exclusively on medication-assisted treatment as referenced in Section 397.427(8), F.S.

A copy of the agenda may be obtained by contacting: Chris Weller at (850)717-4440 or chris_weller@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Chris Weller at (850)717-4440 or chris_weller@dcf.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Chris Weller at (850)717-4440 or chris_weller@dcf.state.fl.us.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Agency for Persons with Disabilities

The Agency for Persons with Disabilities announces a public meeting to which all persons are invited.

DATE AND TIME: January 8, 2014, 10:00 a.m.

PLACE: 404 Imperial Blvd., Lakeland, FL 33803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by contacting: APD Area 14 at (863)413-3360.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: APD area 14 at (863)413-3360. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of

the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: APD area 14 at (863)413-3360.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF HEALTH

Board of Chiropractic

NOTICE IS HEREBY GIVEN that the Board of Chiropractic Medicine has received the petition for declaratory statement from Paul Watson Lambert, Esquire, on behalf of Florida Chiropractic Association, Inc. The petition seeks the agency's opinion as to the applicability of Chapter 460, F.S., as it applies to the petitioner.

The amended petition was received on December 3, 2013. The petition seeks the Board's interpretation of Chapter 460, Florida Statutes, as to whether a Florida licensed chiropractic physician using web based advertising under a contract with a web based company facilitating the advertisement to offer discounted vouchers for chiropractic services violates either Section 456.054 or Section 817.505(1), Florida Statutes. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Wm. Freeman Miller, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, mqa_chiropractic_medicine@doh.state.fl.us or by telephoning (850)245-4355.

Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules

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

Maxmedia Outdoor Advertising vs. Department of Transportation; Case No.: 13-4396RX; Rule No.: 14-10.006(4)(d)

Alan Gezelman, P.E. vs. Department of Business and Professional Regulation, Board of Professional Engineers; Case No.: 13-4395RX; Rule No.: 61G15-19.001(4)

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

University of Southernmost Florida vs. Department of Health, Board of Physical Therapy Practice; Case No.: 13-4224RP; Rule No.: 64B17-4.001; Dismissed

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

Florida Manufactured Housing Association, Inc. vs. Florida Department of Business and Professional Regulation, Manufactured (Modular) Building Program and Florida Building Commission; Case No.: 13-0363RU; Dismissed

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF EDUCATION

Florida Atlantic University
BT676 FAU College of Medicine Office Building - A/E
A/E ADVERTISEMENT
BT 676
College of Medicine Office Building
Boca Raton Campus

NOTICE TO PROFESSIONAL CONSULTANTS

Florida Atlantic University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of Architecture/Engineer, will be required for the project listed below:

Project No. BT- 676

Project and Location: Located on Florida Atlantic University's Boca Raton Campus on the north side of North University Dr. just east of the newly constructed Parking Garage III; the project consists of 16,000 GSF facility to accommodate Faculty programs for the College of Medicine. Envisioned as a

two story building, each floor will accommodate approximately 8,000 sq. ft. of offices, clinical procedure rooms and support space.

The total construction budget is approximately \$2,740,000. The selected firm will provide site master planning, schematic design, design development, construction documents and construction administration for the referenced project. This project will be delivered via a construction manager at risk. Blanket professional liability insurance will be required for this project in the amount of \$250,000 and will be provided as a part of Basic Services.

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached:

- 1. A completed "Florida Atlantic University Professional Qualifications Supplement" (FAUPQS Revised August 2008). Applications on any other form may not be considered. Selection of finalists for interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; volume of work; and distance from project.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit 6 bound sets of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. The plans and specifications for the State of Florida University projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Sole Point of Contact: The FAU Professional Qualifications Supplement, the Project Fact Sheet, and the approved

Facilities Program are available online at <http://wise.fau.edu/facilities/uavp/AE-CM-advertise-home.php> or by contacting the University's Sole Point of Contact for this project, Robert Richman, Bldg. 69, Room 104 on the Boca Raton campus, (561)297-3166 or rrichman@fau.edu. From the date of issuance of this Notice until a final selection of a consultant is made or a notice of cancellation is posted, the consultant must not make available or discuss its proposal, or any part thereof, with any member of the Selection Committee, unless permitted by the Sole Point of Contact, in writing, for purposes of clarification only, as set forth herein. Any individual associated with a consultant who contacts members of the Selection Committee, regarding any aspect of this project, whether such contact be in person, telephone, or through electronic or written correspondence, may be determined to have violated the terms and conditions of this solicitation. If that determination is made, any proposal received from such an individual OR their company may be rejected as non-responsive and not subject to evaluation. If there are any changes or additions to the Sole Point of Contact information at any time in the process, participating consultants will be notified via an addendum to the Notice.

Questions regarding the Notice and/or process should be submitted via fax or email to the Sole Point of Contact. No oral communications shall be considered as a change to the Notice.

FAU may respond to questions deemed by the University to be material in nature via a written addendum to the Notice. Interpretation of the wording of this document shall be the responsibility of the FAU and that interpretation shall be final. All postings referred to in this Notice will be posted electronically on the FAU Facilities website: <http://wise.fau.edu/facilities/uavp/AE-CM-advertise-home.php>. At all times it shall remain the responsibility of the consultants participating in this solicitation to check the postings at the Campus Operations Building CO#69 directory and/or the Purchasing Department in the Administration Building. No further notice will be given.

Six (6) bound sets of the required proposal data shall be submitted to the Office of Facilities Planning, Florida Atlantic University, 777 Glades Road, Campus Operations Building #69-Room 107, Boca Raton, Florida 33431 by 5:00 p.m. local time, on Tuesday, January 7, 2014. Facsimile (FAX) submittals are not acceptable and will not be considered.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council
Gas Fire Simulation Training Prop

The East Central Florida Regional Planning Council invites all qualified firms to submit proposals for consideration in

accordance with the terms and conditions set forth in this Request for Proposals (RFP).

Proposals shall be accepted until 12:00 Noon (Eastern Time), on Friday, January 17, 2014. There will be a mandatory Pre-Award Meeting on January 10, 2014 at 10:00 a.m. at the East Central Florida Regional Planning Council located at 309 Cranes Roost Blvd., #2000, Altamonte Springs, FL 32701.

To obtain a copy of the Request for Proposals, which outlines selection criteria and applicant's responsibilities, please visit: <http://www.ecfrpc.org> and select the Emergency Management document library page. Any modifications that occur to the Request for Proposals will be posted at the website.

Section XII Miscellaneous

FLORIDA HOUSING FINANCE CORPORATION

Notice of Funding Availability

FLORIDA HOUSING FINANCE CORPORATION STATE APARTMENT INCENTIVE LOAN (SAIL) PROGRAM

NOTICE OF FUNDING AVAILABILITY (NOFA)

The Florida Housing Finance Corporation (Florida Housing) announces the availability of funding for the State Apartment Incentive Loan (SAIL) Program, pursuant to Section 420.5087, Florida Statutes, and Chapter 67-48, Florida Administrative Code (F.A.C.). The funding will be offered through one or more competitive solicitations.

In accordance with Sections 8 and 9 of Chapter 2013-106, Laws of Florida, the following funding has been appropriated for the SAIL Program: (i) \$25 million reserved for rental units for the elderly as defined in Section 420.0004, Florida Statutes, (ii) \$25 million reserved for rental units for extremely low-income persons as defined in Section 420.0004, Florida Statutes, and (iii) \$10 million reserved for the construction or rehabilitation of units for families, with the requirement to set aside a specific portion of the units for Persons with Developmental Disabilities as defined in Section 393.063, Florida Statutes.

For more information on opening and closing dates of the competitive solicitations, or on how to submit an Application, please access Florida Housing's website at http://apps.floridahousing.org/StandAlone/FHFC_ECM/ContentPage.aspx?PAGE=0171. If you are hearing or speech impaired please contact Florida Housing using the Dual Party Relay System at 1(800)955-8770 or 1(800)955-8771.

All Applications submitted in response to a competitive solicitation must be submitted to Florida Housing in accordance with the requirements of the applicable Request

for Applications, provisions of all applicable Florida Statutes, and Rule Chapters 67-48 and 67-60, F.A.C.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order, DEO-13-126

In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY THE CITY OF KEY WEST,
FLORIDA, ORDINANCE NO.13-16
FINAL ORDER

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Fla. Stat. (2012), approving land development regulations adopted by the City of Key West, Florida, Ordinance No. 13-16 (the “Ordinance”).

FINDINGS OF FACT

The City of Key West is designated as an area of critical state concern pursuant to § 380.05(1), Fla. Stat. (2012), and Chapter 28-36, Fla. Admin. Code. Land development regulations adopted by the City of Key West do not become effective until approved by the Department by final order. §§ 380.05(6) and (11), Fla. Stat.

The Ordinance was adopted by the City of Key West on September 4, 2013, and rendered to the Department on October 11, 2013.

The Ordinance amends Chapter 110 of the City Code of Ordinance entitled “Resource Protection” by amending Article VI entitled “Tree Protection,” sections 110-252 through 110-435 to provide definitions and address administration of the Tree Protection provisions, maintenance, and tree abuse.

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. §§ 380.05(6) and (11), Fla. Stat.

“Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by the Ordinance are land development regulations.

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. §§ 380.05(6) and (11), Fla. Stat. (2012). The Principles for Guiding Development for the City of Key West Area of Critical State Concern are set forth in Rule 28-36.003(1), Fla. Admin. Code (“Principles”).

The Ordinance is consistent with the Principles as a whole and specifically furthers the following Principles in Rule 28-36.003(1), Fla. Admin. Code:

(d) Protection of scenic resources of the City of Key West and promotion of the management of unique, tropical vegetation; and

(h) Protection of the public health, safety, welfare, and economy of the City of Key West, and the maintenance of Key West as a unique Florida resource.

The Ordinance is consistent with the City of Key West Comprehensive Plan Future Land Use Element Policies 1-1.1.2.1, 1-1.2.2, 1-1.5.1, and 1-1.5.2, and with Conservation Element Policy 6-1.7.5.

WHEREFORE, IT IS ORDERED that City of Key West Ordinance No. 13-16 is found to be consistent with the Principles for Guiding Development for the City of Key West Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/

WILLIAM B. KILLINGSWORTH

Director, Division of Community Development
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 TO 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 A FORMAL ADMINISTRATIVE HEARING BEFORE AN 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 ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN 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 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF GENERAL COUNSEL
107 EAST MADISON STREET, MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX NUMBER (850)245-7150

CLERK'S EMAIL:

JAMES.BELLFLOWER@DEO.MYFLORIDA.COM

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 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 RULE 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 was filed with the undersigned designated Agency Clerk, and that true and correct copies were furnished to the persons listed below by the method indicated this 4 day of DECEMBER, 2013.

/s/ _____

James W. Bellflower, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By U.S. Mail:
The Honorable Craig Cates
Mayor, City of Key West
3216 Flagler Avenue
Key West, FL 33040

Cheryl Smith, City Clerk
3216 Flagler Avenue
Key West, FL 33040

Donald Leland Craig, AICP
City Planner
3140 Flagler Avenue
Key West, FL 33040

By Hand Delivery or Interagency Mail:
Rebecca Jetton, ACSC Administrator, DEO Tallahassee

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development
Final Order, DEO-13-124

In re: LAKE COUNTY LAND DEVELOPMENT
REGULATIONS ADOPTED BY
LAKE COUNTY ORDINANCE NO. 2013-52

FINAL ORDER

APPROVING LAKE COUNTY ORDINANCE NO. 2013-52

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Fla. Stat., approving portions of Lake County Ordinance No. 2013-52 (“Ordinance”).

FINDINGS OF FACT

1. The Green Swamp Area is a statutorily designated area of critical state concern.

§ 380.0551, Fla. Stat. Lake County is a local government within the Green Swamp Area.

2. The Ordinance was adopted by the Lake County Board of County Commissioners on September 24, 2013, was rendered to the Department on October 9, 2013.

3. The County’s land development regulations provide for permits for special events. The Ordinance amends the Lake County Code, Appendix E, Land Development Regulations, Chapter II entitled “Definitions,” to create a definition of “Music Festival.”

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 Green Swamp Area of Critical State Concern. §§ 380.05(6) and (11), Fla. Stat.

6. Lake County is a local government within the Green Swamp Area of Critical State Concern. § 380.0551, Fla. Stat., and Rule Chapter 28-26, Fla. Admin. Code.

7. “Land development regulations” include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulation adopted by the Ordinance is a land development regulation.

8. 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. § 380.05(6), Fla. Stat.; see Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff’d, 740 So. 2d 1209 (Fla. 3d DCA 1999). The principles for guiding development for the portion of the Green Swamp Area of Critical State Concern in Lake County are set forth in Rule 28-28.002, Fla. Admin. Code. (“Principles”).

9. The Ordinance is consistent with the following Principles as a whole.

10. The Ordinance is consistent with Policy I-1.1.8 in the Lake County Comprehensive Plan requiring the adoption of land development regulations.

WHEREFORE, IT IS ORDERED that the land development regulation in Lake County Ordinance No. 2013-52 is found to be consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern in Chapter 28-28, Fla. Admin. Code, and is hereby APPROVED.

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

DONE AND ORDERED in Tallahassee, Florida.

/s/

William B. Killingsworth

Director, Division of Community Development

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 TO 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 A FORMAL ADMINISTRATIVE HEARING BEFORE AN 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 ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE

OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN 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 21 CALENDAR DAYS AFTER PUBLICATION OF THIS FINAL ORDER. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX (850)921-3230

Clerk's Email: James.Bellflower@deo.myflorida.com

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 AFTER 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 designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 4 day of DECEMBER, 2013.

/s/
James W. Bellflower, Agency Clerk

By U.S. Mail:
Leslie Campione, Chairman
Lake County Board of County Commissioners
P. O. Box 7800
Tavares, FL 32778-7800

Sanford A. Minkoff, Esq.
Lake County Attorney
P. O. Box 7800
Tavares, FL 32778-7800

Amye King, Director
Lake County Department of Growth Management
P. O. Box 7800
Tavares, FL 32778-7800

By Hand Delivery or Interagency Mail:
Rebecca Jetton, Community Planning Administrator, DEO
Tallahassee

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development
Final Order, DEO-13-127

In re: LAND DEVELOPMENT REGULATIONS
ADOPTED BY THE CITY OF GROVELAND,
FLORIDA, ORDINANCES NO. 2013-04-04
AND 2013-08-15

FINAL ORDER
CITY OF GROVELAND ORDINANCES NO. 2013-04-04
AND 2013-08-15

The Department of Economic Opportunity ("Department") hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Fla. Stat., approving in part and rejecting in part land development regulations adopted by the City of Groveland, Florida, by Ordinance No. 2013-04-04, and approving the land development regulations adopted by the City of Groveland, Florida, by Ordinance No. 2013-08-15.

FINDINGS OF FACT

The Green Swamp Area is designated by § 380.0551, Fla. Stat., as an area of critical state concern. The City of Groveland is a local government, a portion of which is within the Green Swamp Area.

Ordinance No. 2013-04-04 was adopted by the City of Groveland on April 1, 2013, and rendered to the Department on October 7, 2013. Ordinance No. 2013-04-04 adopts the City's Code of Ordinances, including its land development regulations.

The land development regulations in City Ordinance No. 2013-04-04 are consistent with the City's Comprehensive Plan and the Principles for Guiding Development for the Green Swamp Area of Critical State Concern ("Principles") except for the following sections that are not consistent with the City's comprehensive plan and the Principles:

Section 121-132 of the City's land development regulations allows on-site waste disposal systems to be located in a flood plain which is inconsistent with Groveland Comprehensive Plan Policies 1.3.3 and 1.8.3.c. and with the Principles in Rules 28-26.003(a) and (k), Fla. Admin. Code.

Section 121-93 of the City's land development regulations allows variances within a floodway which is inconsistent with Groveland Comprehensive Plan Policy 1.3.3 and the Principles in Rules 28-26.003(a), (j), and (k), Fla. Admin. Code.

Section 145-81(b) of the City's land development regulations provides design standards for subdivisions and development within the 100-year flood plain which is inconsistent with Groveland Comprehensive Plan Policy 1.3.3 and the Principles in Rules 28-26.003(a) and (k), Fla. Admin. Code.

Ordinance No. 2013-08-15 amends Section 153-118 in Chapter 153 of the Groveland Code of Ordinances to add the State Road 50 Commercial Zoning District and Commercial PUD as allowed zoning districts in the Green Swamp Area of Critical State Concern. Ordinance No. 2013-08-15 also amends Section 153-157 related to the GS-1 Green Swamp Residential District. Ordinance No. 2013-08-15 was previously rejected by the Department by Final Order No. DEO-13-099 because the Department could not determine consistency with the Principles without review of adopted amendments to the City's land development regulations that had not been rendered to the Department. The Department is now able to determine that Ordinance No. 2013-08-15 is consistent with the City's Comprehensive Plan and the Principles.

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. §§ 380.05(6) and (11), Fla. Stat.

"Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by City Ordinances No. 2013-04-04 and 2013-08-15 are land development regulations.

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. §§ 380.05(6) and (11), Fla. Stat. The Principles for Guiding Development for the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003, Fla. Admin. Code.

The land development regulations in City Ordinance No. 2013-04-04 are consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern in Rule 28-26.003, Fla. Admin. Code, except for Code of Ordinances Sections 121-132, 121-93, and 145-81(b) which are not consistent with the Principles.

Ordinance No. 2013-08-15 is consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern in Rule 28-26.003, Fla. Admin. Code.

WHEREFORE, IT IS ORDERED as follows:

A. Except for the land development code sections identified in paragraph B below, City of Groveland Ordinance No. 2013-04-04 is found to be consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern and with the requirements of sections 380.05(6) and (10), Fla. Stat., and is hereby APPROVED.

B. The land development regulations in City Code Sections 121-132, 121-93, and 145-81(b) adopted by Ordinance No. 2013-04-04 are found to be inconsistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern and with the requirements of sections 380.05(6) and (10), Fla. Stat., and are hereby REJECTED. Therefore, these Code sections do not apply within the Green Swamp Area of Critical State Concern.

C. Ordinance No. 2013-08-15 is found to be consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern and with the requirements of sections 380.05(6) and (10), Fla. Stat., and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/

WILLIAM B. KILLINGSWORTH

Director, Division of Community Development
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 TO 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 A FORMAL ADMINISTRATIVE HEARING BEFORE AN 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 ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN 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 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE IN THE FLORIDA ADMINISTRATIVE REGISTER. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX NUMBER 850-921-3230
CLERK'S EMAIL:

JAMES.BELLFLOWER@DEO.MYFLORIDA.COM

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 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 RULE 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 designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 4 day of December, 2013.

/s/

James W. Bellflower, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128
Telephone: (850)245-7160

By U.S. Mail:
Honorable James Gearhart, Mayor
City of Groveland
156 South Lake Avenue
Groveland, FL 34736

Teresa Begley, City Clerk
City of Groveland
156 South Lake Avenue
Groveland, FL 34736

Trudy Lovejoy
Development Coordinator
City of Groveland
156 South Lake Avenue
Groveland, FL 34736

By Hand Delivery or Interagency Mail:
Rebecca Jetton, ACSC Administrator, DEO Tallahassee

Section XIII
Index to Rules Filed During Preceding
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
