

SUBJECT AREA TO BE ADDRESSED: These amendments address procedures for challenging commercial motor vehicle citations.

RULEMAKING AUTHORITY: 334.044(2) FS.

LAW IMPLEMENTED: 316.3025, 316.516, 316.545, 316.550 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Schwartz, Assistant General Counsel, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458, susan.schwartz@dot.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

RULE NO.: RULE TITLE:
60H-1.015 Procurement of Leases of 5,000 Square Feet or More

PURPOSE AND EFFECT: To adopt, and amend, rules providing administrative requirements and procedures for soliciting and accepting competitive solicitation for leased space of 5,000 square feet or more in privately owned buildings, and for the evaluation of said proposals.

SUBJECT AREA TO BE ADDRESSED: Procedures for the competitive solicitation, acceptance and evaluation of leases of 5,000 square feet or more in privately owned buildings.

RULEMAKING AUTHORITY: 255.249 FS.

LAW IMPLEMENTED: 255.249; 255.21; 255.25; 255.254 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 26, 2015, 1:00 p.m. – 1:30 p.m.
PLACE: 4050 Esplanade Way, Suite 315K, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dottie Young, Department of Management Services, 4050 Esplanade Way, Suite 315, Tallahassee, Florida 32399 or Dorothy.Young@dms.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.: RULE TITLES:
64E-5.1602 Administrative Requirements
64E-5.502 General Requirements
64E-5.511 Registration of Radiation Machines
64E-5.801 Registration Requirements

PURPOSE AND EFFECT: The purpose of the proposed rule change to Florida Administrative Code Rule 64E-5.502 is to add administrative controls for ionizing radiation machines manufactured and used only for security purposes in jails and correctional facilities on legal detainees in accordance with ANSI/HPS N43, 17-2009, “Radiation Safety for Personnel Security Screening Systems Using X-ray or Gamma Radiation”. DH Form 1107, 9/14, “Radiation Machine Facility Registration,” will be used for reporting compliance with ANSI/HPS N43, 17-2009. This form is incorporated by reference in Florida Administrative Code Rule 64E-5.511, and will be updated to include check boxes for those registering ionizing radiation machines manufactured and used for security purposes in jails and correctional facilities on legal detainees only, and change the date of the form. Reference to DH 1107, 9/14 will also be updated in Florida Administrative Code Rules 64E-5.1602 and 5.801. The Department intends to clarify language in Florida Administrative Code Rule 64E-5.511(5)(a) regarding registrant and assembler reporting requirements and modify DH Form 1114, 4/97 to include installation requirements for certified x-ray system, while removing a reference to a federal form.

SUBJECT AREA TO BE ADDRESSED: The substantive changes to 64E-5.502, F.A.C., will make provision for approved security scanners to be utilized legally with detainees for security purposes. Updating of DH Form 1107, 9/14 which is incorporated by reference in 64E-5.511, F.A.C., will allow registrants to verify compliance with ANSI/HPS N43, 17-2009 standards. The substantive changes to 64E-5.511(5)(a) will clarify registrant and assembler reporting requirements and will update DH, Form 1114, 4/97 to include requirements for the installation of certified or non-certified x-ray systems.

RULEMAKING AUTHORITY: 404.051, 404.081, 404.14, 404.22 FS.

LAW IMPLEMENTED: 404.051, 404.071, 404.081, 404.091, 404.101, 404.141, 404.161, 404.162, 404.163, 404.22, 468.302 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brenda Andrews, 4052 Bald Cypress Way, Bin C21, Tallahassee, FL 32399-1741, (850)245-4266; brenda.andrews@flhealth.gov THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II Proposed Rules

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE NO.: 19B-17.001
 RULE TITLE: Florida ABLE, INC.; Requirements; Use of Board Property

PURPOSE AND EFFECT: The purpose and effect of this rule is to update rules to reflect the creation of Florida ABLE, Inc.

SUMMARY: The proposed rule provides restrictions on and oversight to the resource sharing between Florida ABLE, Inc. and Florida Prepaid College Board, including requiring a written operating contract between the entities and written requests to the Executive Director of the Florida Prepaid College Board for resource requests.

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: Based on statutory and existing relationship between Florida ABLE, Inc. and the Florida Prepaid College Board, a SERC is not necessary and the rules do not require ratification by the Legislature.

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: 1009.971(1) and (4); 1009.986(10) FS.

LAW IMPLEMENTED: 1009.986 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

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: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514, michael.frick@myfloridaprepaid.com. 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: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514, michael.frick@myfloridaprepaid.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

19B-17.001 Florida ABLE, Inc.: Requirements; Use of Board Property.

(1) Florida ABLE, Inc., a not-for-profit corporation established pursuant to Section 1009.986, F.S., shall:

(a) Submit its articles of incorporation and by-laws, and any amendments thereto, to the Florida Prepaid College Board for approval.

(b) Submit its annual budget to the Florida Prepaid College Board not later than June 30 of each year.

(c) Establish a fiscal year that will begin on July 1 of each year and end on June 30 of the following year.

(d) With the exception of those public records described in Sections 1009.987, F.S., allow inspection and copying of all other documents, papers, letters or other records of Florida ABLE, Inc., that are made or received in conjunction with the business of the corporation in accordance with the requirements of the Florida Public Records Law, Section 119.07, F.S.

(e) Allow the Florida Prepaid College Board, its employees or designees, or other state agencies as provided by law to audit Florida ABLE, Inc., upon reasonable notice at the corporation's offices during normal business hours.

(2) To be eligible to use the Florida Prepaid College Board's property (except money), facilities and personal services, Florida ABLE, Inc., shall:

(a) Provide equal employment opportunities to all persons, regardless of race, color, religion, sex, age or national origin.

(b) Make a written request to the Executive Director of the Florida Prepaid College Board specifying the property, facilities and personal services which Florida ABLE, Inc., requests that it be allowed to use.

(c) Operate under a written contract with the Florida Prepaid College Board.
Rulemaking Authority 1009.971(1) and (4) FS; 1009.986(10) FS.
Law Implemented 1009.986 FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Florida Prepaid College Board
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 24, 2015
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 2, 2015

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NOS.:	RULE TITLES:
64B17-2.001	Fees for Application, Re-Application and Initial Licensure
64B17-2.005	Biennial Renewal and Inactive Status; Delinquency; Reactivation; and Change of Status Fees
64B17-2.006	Duplicate License or Wall Certificate Fees
64B17-2.007	Certification of Public Records

PURPOSE AND EFFECT: To streamline and combine existing requirements from Rules 64B17-2.001, .005, .006 and .007, F.A.C., then repeal 64B17-2.005, .006 and .007, F.A.C.

SUMMARY: Streamline and combine existing requirements, then repeal resulting duplicative rules.

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 Board determined that no SERC was necessary, since the rule amendments are not adding additional regulatory requirements. Instead, the amendments combine

and streamline existing requirements – resulting in repeal of three rules – which the Board expects will increase comprehensibility and decrease time, effort and expense necessary to comply with the rule.

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: 486.025, 486.041, 486.081(2), 486.085 FS.

LAW IMPLEMENTED: 456.013(1), (2), 456.025(2), (7), (8), 456.036(4), (6), 456.065(3), 486.025, 486.041, 486.061, 486.081, 486.085, 486.103, 486.106, 486.107, 486.108(1) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373.

THE FULL TEXT OF THE PROPOSED RULE IS:

~~64B17-2.001 Fees for Application, Re-Application and Initial Licensure.~~

(1) Each applicant for licensure shall pay an application fee ~~in the form of a check or money order~~ payable to the Department of Health. The application fee is nonrefundable and ~~is valid for~~ may not be used for more than one year from the original submission of the application. After one year from the date of ~~the~~ original submission of an application and ~~application fee,~~ an applicant must submit a new application and ~~new fee shall be required from any applicant who desires~~ to be considered for licensure.

(2) The application fee for licensure by taking the national examination or endorsement is \$100.

~~(3) The application fee for licensure by taking the national examination is \$100.~~

~~(3)(4)~~ When the Board certifies the applicant to sit for the examination, it is the applicant’s responsibility to complete the examination process with the national vendor. Pursuant to ~~in compliance with~~ the Americans with Disabilities Act, any applicant requesting special accommodations shall comply with ~~the~~ Department of Health’s Rule 64B-1.005, F.A.C. (11/2014).

~~(4)(5)~~ The initial licensure fee is \$75.

~~(6) The unlicensed activity fee is \$5.00. This fee is in addition to the initial licensure fee.~~

(5) The biennial renewal fee for an active license is \$75.

(6) The biennial renewal fee for an inactive license is \$50.

(7) The retired status fee is \$50.

- (8) The delinquency fee is \$55.
- (9) The fee for reactivation is \$50.
- (10) The change of status fee is \$40.
- (11) The duplicate license fee is \$25.
- (12) The certification of a public record fee is \$25.

Duplicating fees as specified in section 119.07(4), F.S., shall also apply.

~~(13)(7) An If an applicant who fails to pass the national examination and/or the laws and rules examination, the applicant is responsible to~~ must meet the ~~same~~ requirements of ~~as prescribed in subsections (2) and through (3)(4), as of this rule where applicable.~~

Rulemaking Authority ~~456.025(1), (3), 486.025, 486.041, 486.081(2), 486.085, FS. Law Implemented 456.013(4), (2), 456.025(1), (3), (10), (11), 456.036(3), (4), (7), (8), (12), 456.065(3), 486.041, 486.061, 486.081, 486.085(1), (4), 486.103, 486.106, 486.107, 486.108(1), (4) FS. History—New 12-13-83, Amended 5-29-85, Formerly 21M-7.25, Amended 6-20-89, Formerly 21M-7.025, 21MM-2.001, 61F11-2.001, 59Y-2.001, Amended 2-1-99, 4-18-04, 6-1-09, 12-24-13, _____.~~

64B17-2.005 Biennial Renewal and Inactive Status; Delinquency; Reactivation; and Change of Status Fees.

Rulemaking Authority 486.025, 486.085 FS. Law Implemented 456.036(4), (6), 486.085, 486.108(1) FS. History—New 8-6-84, Formerly 21M-8.10, Amended 9-22-87, 6-20-89, Formerly 21M-8.010, Amended 10-17-90, Formerly 21MM-2.005, 61F11-2.005, 59Y-2.005, Amended 12-6-01, 4-18-04, 1-18-06, 6-1-09, Repealed

64B17-2.006 Duplicate License Fee.

Rulemaking Authority 456.025(2), (7), 486.025 FS. Law Implemented 456.025(2), (7) FS. History—New 10-14-91, Amended 1-1-92, Formerly 21MM-2.006, 61F11-2.006, 59Y-2.006, Amended 5-8-00, 4-9-06, Repealed

64B17-2.007 Certification of Public Records.

Rulemaking Authority 456.025(8), 486.025 FS. Law Implemented 456.025(2), (7), FS. History—New 10-14-91, Amended 1-1-92, Formerly 21MM-2.007, 61F11-2.007, 59Y-2.007, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Physical Therapy Practice
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 6, 2015
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 24, 2015

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-13.003
RULE TITLE: Hunting Regulations for Ducks, Geese, and Coots

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to establish regulations for taking migratory birds other than ducks and coots in conformance with federal regulations. Rule wording would be changed to increase the daily bag limit of canvasbacks from one per day to two per day.

SUMMARY: This rule amends regulations of ducks, geese, and coots.

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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required

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: Article IV, Section 9, Florida Constitution

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 18-19, 2015, 8:30 a.m. each day, During the Commission’s regular meeting

PLACE: Majestic Beach Resort, 10901 Front Beach Road, Panama City Beach, FL 32407

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: the ADA Coordinator, at (850)488-6411. 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: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-13.003 Hunting Regulations for Ducks, Geese, and Coots.

The Commission has approved the following regulations and bag limits for taking ducks, geese, and coots:

- (1) Duck, light goose, and coot season:
 - (a) through (e) No change.
 - (f) Limits: The possession limit for ducks and coots shall be three days' bag limit. There shall be no possession limit for light geese. Light geese include only snow (including blue) and Ross' geese.

1. Ducks: The daily bag limit for ducks is six, including no more than four mallards, of which only two can be females, two scaup, four scoters, three wood ducks, two redheads, two pintails, two canvasbacks ~~one canvasback~~, one black duck, one Florida duck (mottled duck), and one fulvous whistling-duck. In addition to the daily bag limit for ducks, the daily bag limit for mergansers is five, only two of which may be hooded mergansers.

- 2. through 3. No change.
- (2) through (5) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 10-23-79, 8-19-80, 9-29-81, 8-30-82, 7-27-83, 8-13-84, 8-13-85, 10-1-85, Formerly 39-13.03, Amended 8-5-86, 8-24-87, 8-18-88, 12-12-88, 8-17-89, 10-30-89, 8-9-90, 10-31-90, 8-22-91, 10-31-91, 8-23-92, 10-22-92, 9-2-93, 10-28-93, 11-6-94, 10-23-95, 10-20-96, 8-7-97, 10-28-97, 11-12-98, 6-23-99, Formerly 39-13.003, Amended 11-7-00, 5-13-02, 5-1-03, 7-1-04, 7-1-05, 2-1-06, 7-1-06, 1-9-07, 1-8-08, 7-1-08, 1-6-09, 1-19-10, 7-1-10, 1-5-11, 3-25-12, 2-12-13, 1-23-14, 1-19-15,

PROPOSED EFFECTIVE DATE: As soon as possible after adoption by the Commission.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.

NAME OF PERSON ORIGINATING PROPOSED RULE: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 2, 2015
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 8, 2015

Section III Notice of Changes, Corrections and Withdrawals

COMMISSION ON ETHICS

RULE NO.: 34-6.008 RULE TITLE: Effect of an Advisory Opinion
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 196, October 8, 2015 issue of the Florida Administrative Register. With respect to Rule 34-6.008, F.A.C., the Commission proposes the repeal of this rule in its entirety. Persons seeking information regarding the proposed repeal of Rule 34-6.008, F.A.C., or any of the other proposed amendments to rules contained within Chapter 34-6, F.A.C., should contact Caroline Klancke, Attorney, Commission on Ethics at (850)488-7864.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on September 1, 2015, the Construction Industry Licensing Board, received a petition for variance or waiver, filed by Corrie Tomek Forman. The Petitioner seeks a variance or waiver of the rule stating that examination scores expire after four years and are not valid when applying for a license as a Certified General Contractor. Comments on this petition should be filed with Construction Industry Licensing Board at the address below within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on October 1, 2015, the Construction Industry Licensing Board, received a petition for variance or waiver, filed by Jose Manuel Ojeda, Jr. The Petitioner seeks a variance or waiver to use his expired test scores to qualify for his application as a Certified Underground Utility and Excavation Contractor. Comments on this petition should be filed with Construction Industry Licensing Board at the address below within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.002 Definitions

NOTICE IS HEREBY GIVEN that on October 8, 2015, the Florida Housing Finance Corporation, received a petition for waiver from Arbours at Tumblin Creek, LLC, requesting a waiver from subsection 67-48.002(94), F.A.C. (2013) and of Section II.K of the Qualified Allocation Plan (“QAP”) to allow the immediate return of its 2014 Housing Credit

Allocation, and an immediate allocation of 2015 Housing Credits.

A copy of the Petition for Variance or Waiver may be obtained by contacting: A copy of the Petition for Variance or Waiver may be obtained by contacting: Kate Flemming, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.002 Definitions

NOTICE IS HEREBY GIVEN that on October 8, 2015, the Florida Housing Finance Corporation, received a petition for waiver from Oakland Preserve, LLC, requesting a waiver from subsection 67-48.002(94), F.A.C. (2013) and of Section II.K of the Qualified Allocation Plan (“QAP”) to allow the immediate return of its 2014 Housing Credit Allocation, and an immediate allocation of 205 Housing Credits.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kate Flemming, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Friends of Mission San Luis, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 22, 2015, 5:00 p.m., Finance and Investment Meeting

PLACE: Mission San Luis, 2100 W. Tennessee St., Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Friends of Mission San Luis will hold a meeting for the purposes of conducting Friends' business and assisting the Division of Historical Resources in carrying out the purposes, duties, and responsibilities of the division.

A copy of the agenda may be obtained by contacting: Diane Ogorzaly with the Division of Historical Resources at Diane.Ogorzaly@DOS.MyFlorida.com or at (850)245-6388.
 Under Florida law, E-mail addresses are public records. If you do not want your E-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

DEPARTMENT OF STATE

Division of Historical Resources

The Friends of Mission San Luis, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 22, 2015, 5:00 p.m.

PLACE: Mission San Luis, 2100 W. Tennessee St., Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Finance and Investment Meeting. The Friends of Mission San Luis will hold a meeting for the purposes of conducting Friends' business and assisting the Division of Historical Resources in carrying out the purposes, duties, and responsibilities of the division.

A copy of the agenda may be obtained by contacting: Diane Ogorzaly with the Division of Historical Resources at Diane.Ogorzaly@DOS.MyFlorida.com or at (850)245-6388.

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DEPARTMENT OF STATE

Division of Historical Resources

The Friends of Mission San Luis, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 22, 2015, 5:30 p.m., Board of Directors' Meeting

PLACE: Mission San Luis, 2100 W. Tennessee St., Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Friends of Mission San Luis will hold a meeting for the purposes of conducting Friends' business and assisting the Division of Historical Resources in caring out the purposes, duties, and responsibilities of the division.

A copy of the agenda may be obtained by contacting: Diane Ogorzaly with the Division of Historical Resources at Diane.Ogorzaly@DOS.MyFlorida.com or at (850)245-6388.

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DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: RULE TITLE:

6D-12.003 Campus Police Department

The Florida School for the Deaf and the Blind announces a public meeting to which all persons are invited.

DATE AND TIME: October 30, 2015, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Discussion regarding proposed amendments or changes to proposed rule 6D-12.003, F.A.C., Campus Police Department.

A copy of the agenda may be obtained by contacting: Jerry Chandlee, FSDB, 207 N. San Marco Avenue, St. Augustine, FL 32084, (904)827-2315 or chandleer@fsdb.k12.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: Jerry Chandlee, FSDB, 207 N. San Marco Avenue, St. Augustine, FL 32084, (904)827-2315 or chandleer@fsdb.k12.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: Jerry Chandlee, FSDB, 207 N. San Marco Avenue, St. Augustine, FL 32084, (904)827-2315 or chandleer@fsdb.k12.fl.us.

DEPARTMENT OF CITRUS

The Florida Department of Citrus announces a public meeting to which all persons are invited.

DATE AND TIME: October 21, 2015, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 E. Main Street, Bartow, Florida 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Commission will convene for the purpose of standing committee meetings and the regularly scheduled meeting of the Florida Citrus Commission. The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, program evaluation measurements, licensing, issues pertaining to Chapter 601, F.S., rulemaking; and any other matter addressed during regular meetings of the Commission.

A copy of the agenda may be obtained by contacting: Becky Benton, Florida Department of Citrus, P. O. Box 9010, Bartow, Florida 33831 or rbenton@citrus.myflorida.com.

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: Dianne Screws at dscrews@citrus.myflorida.com or (863)537-3984. 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.

REGIONAL PLANNING COUNCILS

West Florida Regional Planning Council

The Bay Area Resource Technical Advisory Committee RESTORE Workshop announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, October 27, 2015, 1:00 p.m. – 4:00 p.m.

PLACE: West Florida Regional Planning Council, 4081 E. Olive Road, Suite A, Pensacola, FL 32514

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and provide comment on the Santa Rosa County Local RESTORE Committee DRAFT MYIP that will go before the SRC Board of County Commissioners for review/approval in late November, early December.

A copy of the agenda may be obtained by contacting: traci.goodhart@wfrpc.org, Ph. #: 1(800)226-8914, ext. 222.

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: traci.goodhart@wfrpc.org, Ph. #: 1(800)226-8914, ext. 222. 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: traci.goodhart@wfrpc.org, Ph. #: 1(800)226-8914, ext. 222.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 16, 2015, 12:30 p.m.

PLACE: North Central Florida Regional Planning Council Office, 2009 NW 67th Place, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Nominating Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. 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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 16, 2015, 1:00 p.m.

PLACE: North Central Florida Regional Planning Council Office, 2009 NW 67th Place, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Finance Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. 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.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The Executive Committee of the South Florida Regional Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 14, 2015, 11:00 a.m.

PLACE: South Florida Regional Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Emergency Executive Committee Meeting called by the Chair to discuss the Executive Director position.

A copy of the agenda may be obtained by contacting: (954)985-4416.

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: (954)985-4416. 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: (954)985-4416.

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 5, 2015, 10:00 a.m.

PLACE: St. Lucie County Public Safety Training Room, 15305 W. Midway Road, Fort Pierce, FL 34945

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the District 10 Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Kim Koho Vaday.

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: Kim Koho Vaday, (772)221-4060. 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: Kim Koho Vaday.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: October 20, 2015, 7:00 p.m.

PLACE: Econfina River Resort, 4705 Econfina River Road, Lamont, Florida 32336

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Suwannee River Water Management District will present the Draft MFLs for the Aucilla, Econfina and Wacissa Rivers and solicit public comments.

The District's Minimum Flows and Levels (MFLs) program is a means to ensure water availability for the present and future, and to prevent significant harm to the area's natural resources.

A copy of the agenda may be obtained by contacting: Clay Coarsey, CHC@srwmd.org.

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: Debbie Davidson, (386)362-1001 or DAD@srwmd.org. 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: Clay Coarsey at (386)362-1001 or CHC@srwmd.org.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 20, 2015, 9:00 a.m.

PLACE: Collier County Government Center - Commission Chambers, 3299 Tamiami Trail East, Naples, FL 34112-5746

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct regular Big Cypress Basin Board business.

A copy of the agenda may be obtained by contacting: Lucia Martin, (239)263-7615, ext. 7602, lmartin@sfwmd.gov or https://www.sfwmd.gov/bcb.

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: Lucia Martin, (239)263-7615, ext. 7602, lmartin@sfwmd.gov or <https://www.sfwmd.gov/bcb>. 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: Lucia Martin, (239)263-7615, ext. 7602, lmartin@sfwmd.gov or <https://www.sfwmd.gov/bcb>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

The Department of Business and Professional Regulation, Board of Employee Leasing Companies announces a public meeting to which all persons are invited.

DATE AND TIMES: Wednesday, November 18, 2015, 9:00 a.m., Probable Cause Panel; 1:30 p.m., General Business Meetings, portions which are closed to the public; Thursday, November 19, 2015, 9:00 a.m.

PLACE: The Floridays Resort, 12562 International Drive, Orlando, Florida 32821, 1(866)994-6321

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board and Probable Cause Panel meeting, portions which are closed to the public.

A copy of the agenda may be obtained by contacting: The Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida, 32399-0767 or by calling (850)487-1395.

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 the board office at (850)487-1395. 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: the Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

The Department of Business and Professional Regulation, Board of Employee Leasing Companies announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, December 16, 2015, 10:00 a.m.

PLACE: Telephone conference call: 1(888)670-3525, conference pass code: 2295006118 then #

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

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767 or by calling their office at (850)487-1395.

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 the board office at (850)487-1395. 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: Florida Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

DEPARTMENT OF HEALTH

The Board of Nursing announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 20, 2015, 10:00 a.m.

PLACE: Department of Health, Tallahassee at: 1(888)670-3525, pass code: 2681213003#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider cases where Probable Cause has previously been found.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

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: Joe Baker, Jr. 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 Hearing Aid Specialists

The Board of Hearing Aid Specialists announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 30, 2015, 10:00 a.m.

PLACE: Call 1(850)245-4474 to inquire about call-in number

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general board business.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, BIN #C08, Tallahassee, FL 32399-3258. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474 at least one week prior to meeting date.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.:RULE TITLES:

65C-43.001 Initial Screening Instrument

65C-43.002 Reporting

65C-43.003 Criteria for Certification of Safe Foster Homes and Safe Houses

65C-43.004 Training for Foster Parents of Safe Foster Homes and Staff of Safe Houses

65C-43.005 Specialized Training in Serving Sexually Exploited Children

65C-43.006 Administrative Actions

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

DATE AND TIME: October 19, 2015, 9:00 a.m. – 10:00 a.m.

PLACE: (1) Attending in person at: Florida Department of Children and Families, 1317 Winewood Boulevard, Building 1, Room 132, Tallahassee, FL 32399-0700; (2) Via conference call: Dial 1(888)670-3525, Code: 3126149586 #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed rule chapter 65C-43, Placement and Services for Sexually Exploited Children.

A copy of the agenda may be obtained by contacting: Jodi Abramowitz at Jodi.Abramowitz@myflfamilies.com.

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: Jodi Abramowitz at Jodi.Abramowitz@myflfamilies.com. 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).

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a hearing to which all persons are invited.

DATE AND TIME: October 27, 2015, 9:00 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt bonds by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Orangewood Village Apartments, a 60-unit multifamily residential rental development located on or about 705 South 29th Street, Fort Pierce, St. Lucie County, FL. The owner and operator of the development is Orange Apartments LLC, 5403 W. Gray Street, Tampa, FL 33609 such successor in interest in which Orange Apartments LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Cambridge Management, Inc., 5403 W. Gray Street, Tampa, FL 33609. The tax-exempt bond amount is not to exceed \$4,620,000.00.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential bond issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), October 23, 2015, and should be addressed to the attention of Brantley Henderson,

Assistant Director of Multifamily Programs. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Brantley Henderson, Assistant Director of Multifamily Programs, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: Brantley Henderson, Assistant Director of Multifamily Programs.

DEPARTMENT OF MILITARY AFFAIRS

The Department of Military Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: October 16, 2015, 2:00 p.m.

PLACE: Command Conference Room, St. Francis Barracks, 82 Marine Street, St. Augustine, Florida 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: Armory Board Meeting. The Armory Board will consider action on contracts, leases, agreements and other business relative to real property and facility management issues under its control.

A copy of the agenda may be obtained by contacting: Sondra Vaughn, (904)823-0201.

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: Sondra Vaughn, (904)823-0201. 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: Sondra Vaughn, (904)823-0201.

PASCO-PINELLAS AREA AGENCY ON AGING

The AREA AGENCY ON AGING OF PASCO-PINELLAS announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 19, 2015, 9:30 a.m.

PLACE: Life Care Center of New Port Richey, 7400 Trouble Creek Road, New Port Richey, FL 33702

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items related to Area Agency on Aging of Pasco-Pinellas business and Board of Directors oversight.

A copy of the agenda may be obtained by contacting: Brenda Black at (727)570-9696, ext. 233.

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: Brenda Black at (727)570-9696, ext. 233. 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: Brenda Black at (727)570-9696, ext. 233.

ENTERPRISE FLORIDA, INC.

The Enterprise Florida, Inc. and the Florida Defense Support Task Force announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, October 14, 2015, 12:00 Noon – 1:00 p.m., EDT

PLACE: Conference Call, Phone Number: 1(800)501-8979, Access Code: 8784566

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss proposed actions that will assist in preserving, protecting and enhancing Florida's military installations and missions.

A copy of the agenda may be obtained by contacting: Marcy Sanders, (850)878-4566, msanders@enterpriseflorida.com.

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 days before the workshop/meeting by contacting: Marcy Sanders, (850)878-4566, msanders@enterpriseflorida.com. 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: Bruce Grant, (850)878-0826, bgrant@enterpriseflorida.com.

LAURA TURNER PLANNING SERVICES

The Florida Department of Transportation, District Five announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 20, 2015, 5:30 p.m. – 7:30 p.m. (open house format)

PLACE: Eastern Florida State College - Community Dining Room (Building 11, Room 129), 1519 Clearlake Road, Cocoa, Florida 32922

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) is holding an Alternatives Public Meeting for the Clearlake Road (State Road 501) Project Development and Environment (PD&E) Study in Brevard County (FPID: 433605-1-22-01). We will present design alternatives to widen Clearlake Road from a two-lane roadway to a four-lane roadway. The study limits extend from south of Michigan Avenue to west of Industry Road, a distance of approximately 1.35 miles. This meeting provides interested persons an opportunity to express their views concerning the social, economic and environmental impacts of the proposed design alternatives.

The meeting will be held Tuesday, October 20, 2015, at the Eastern Florida State College – Community Dining Room, Building 11, Room 129 located at 1519 Clearlake Road, Cocoa, FL 32922. It will be an open house from 5:30 p.m. to 7:30 p.m. Attendees may watch a video presentation that will be running on a continuous loop, review study information, and discuss the design alternatives with the study team. Information presented at this meeting will also be available on the study website: www.clearlakeroadstudy.com, by October 27, 2015.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator, (386)943-5367, Jennifer.Smith2@dot.state.fl.us.

Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact Jazlyn Heywood, FDOT Project Manager, at 719 S. Woodland Blvd. - MS 501, DeLand, FL 32720, (386)943-5388, jazlyn.heywood@dot.state.fl.us, at least seven (7) days prior to the meeting. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

A copy of the agenda may be obtained by contacting: Ms. Jazlyn Heywood at (386)943-5388 or jazlyn.heywood@dot.state.fl.us.

For more information, you may contact: Ms. Jazlyn Heywood, the FDOT PD&E Project Manager, at (386)943-5388 or jazlyn.heywood@dot.state.fl.us.

LEE MODICA & ASSOCIATES

The Department of Transportation announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 19, 2015, 9:00 a.m.

PLACE: FDOT District 1 Office, 801 North Broadway Avenue, Bartow, FL 33831

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for the new Sarasota/Manatee Operations Center is meeting to evaluate submissions and to select artwork or artist finalists.

A copy of the agenda may be obtained by contacting: Lee Modica at (850)766-7117 or lee@leemodica.com.

FLORIDA IS FOR VETERANS INC.

The Veterans Florida Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 21, 2015, 10:00 a.m., ET

PLACE: Conference call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors shall approve VISIT Florida's recommendation for a marketing firm as well as discuss other general Board matters.

Join the call: www.uberconference.com/veteransflorida

Dial-in number: 1(877)619-2945, alternate number: (850)610-2158, no PIN needed

A copy of the agenda or more information, you may contact: Kristen Kerr, kerr@veteransflorida.org or (850)898-1442.

**Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF EDUCATION

State Board of Education

NOTICE IS HEREBY GIVEN that the Florida Department of Education has received a Petition for Declaratory Statement. The Petitioner is Scholar Tots, Inc., dba ABC Children's Learning Academy. The petition was received on or about September 25, 2015. The petition seeks a declaratory statement with regard to Rule 6A-1.09433, FAC and Section 1002.69(3), F.S., as well as Rule 6M-8.620 and Section 1002.67, F.S. The Office of Early Learning previously published a notice on October 1, 2015, with regard to this petition. A copy of the petition may be obtained from Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or email: cathy.schroeder@fldoe.org. Motions for leave to intervene must be filed within 21 days after publication of this notice.

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:

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

University of South Florida

NOTICE TO DESIGN/BUILD TEAMS REQUEST FOR
 QUALIFICATIONS

The University of South Florida (USF), announces that Qualifications Based Design/Build Services, for design and construction services will be required for the project listed below.

PROJECT NUMBER: 533

PROJECT AND LOCATION: USF Health Morsani College of Medicine and Heart Institute, Downtown Tampa, Florida.

PROJECT DESCRIPTION:

The University of South Florida is planning to construct a new USF Health Morsani College of Medicine and Heart Institute in Downtown Tampa, Florida. The project is envisioned to

provide a superior teaching and research environment in an 11-story high rise tower, of approximately 331,000 GSF, with a projected construction cost of approximately \$126,250,000. The Morsani College of Medicine will include clinical teaching labs, large lecture halls, smaller classrooms/teaching labs, and other facilities with a primary function for teaching the preclinical curriculum utilizing standardized patients high fidelity simulated procedures, and active learning pedagogy. Two large 225-person lecture halls should be designed with flexibility as current teaching methods move more towards technology-infused modalities.

The Heart Institute will focus on cardiovascular research targeted to new methods to diagnose and treat CV disease and risk factors. Unlike traditional academic departments, or single-disease focused units, the Institute will emphasize biological systems research that would be applicable across areas that contribute to cardiovascular disease. Thus the Institute’s research will be clustered in five programmatic areas, primarily because of the use of common equipment and geographical location within the building but also because they employ similar research strategies albeit across a range of disease variants. By intent, these are broadly defined as:

- Integrated Cell & Organ Physiology;
- Pharmacology, Nanotechnology & Drug Discovery;
- Cardiac Regeneration and Surgery;
- Molecular Biology, Genomics, and personalized medicine;
- Bioinformatics.

The facility will also include the necessary spaces for administrative and faculty offices, dining, library, student common spaces, and building support.

The project will be an integral component of a Downtown Tampa project in pursuit of a “WELL Certified” city district designation by a private developer. The selected Design/Build Team will have single source responsibility to the University in the development of the project, including coordinating with the developer’s team, as well as with the City of Tampa in implementing the project goals. The vision for this project is to leverage technology to achieve the educational and research goals of USF Health, and to reflect the image and brand of USF in the downtown environment.

The Design/Build Team, also known as the Design and Construction Services Team (DCST) shall be responsible for the management of the process and project to meet project scope, budget and schedule requirements. The DCST services contract shall be in compliance with the Qualifications Based Design/Build selection provisions in Section 287.055, Florida Statutes, and Board of Governors Regulation 14.0055, including pre-construction fees, construction related service costs and a Guaranteed Maximum Price (GMP).

It is the University's responsibility to negotiate a fair, competitive and reasonable compensation per Section 287.055, Florida Statutes. A fair, competitive and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects; (2) other compensation reference data; and (3) after approval of the ranking, proposals requested from the shortlisted firms based upon a scope of services document to be provided at the time of negotiations.

The University of South Florida (USF), will contract with a single contract entity DCST who shall provide all services including, but not limited to development of the Facilities Program, professional services, budgeting, cost estimating, construction services, labor, materials, and equipment required to design, construct, and furnish the project. The selected team will be required to provide computer drawings according to the standards of USF, including computer record drawings reflecting as-built conditions. Blanket professional design liability insurance will be required for this project in the amount of \$3,000,000 and will be provided as a part of Basic Services. The respondent must be capable of bonding at 100% of the value of the contract with a surety licensed to do business in the State of Florida with a Best Rating A, Class IX. Project development including professional services is contingent upon availability of funds. If additional funding is realized, USF has the option to incorporate additional scope/funding under this contract. Any new construction projects shall be USGBC LEED certified, to a minimum certification level of Silver, as required by the Owner, and shall be included as part of basic services and will not be considered as an additional service.

INSTRUCTIONS:

Teams desiring to apply for considerations shall submit a Request for Qualification submittal consisting of the information as required in the Submittal Requirements of the Request for Qualifications (RFQ) dated October 2015 including a letter of interest, a completed USF Design and Construction Services Qualification Supplement (DCSQS) dated October 2015 with attachments, and any required or additional information within the proposal limits as described in the RFQ. Applications on any other form may not be considered. The Request for Qualifications (RFQ) and the USF Design and Construction Services Qualification Supplement (DCSQS) which includes project information and selection criteria, may be obtained by contacting Tracy Colley, Facilities Planning & Construction, University of South Florida, 4202 East Fowler Avenue, FPC 110, Tampa, FL 33620-7550, tcolley@usf.edu, (813)974-0843, fax (813)974-3542. Applications which do not comply with the above instructions may be disqualified. Submittals are part of the public record. Application materials will not be returned.

Teams must be properly registered to practice its profession(s) and licensed as General Contractor in the State of Florida at the time of application. If the applicant is a corporation, or a joint venture, it must be chartered by the Florida Department of State to operate in Florida at the time of application. If the applicant is the contract entity and has a consultant to perform the design or construction services, the contract entity and consultant must have an agreement at the time of application to formally contract for consulting services. Firms applying as "Associations" without a registered joint venture agreement or a contract entity and consultant without an agreement will not be considered.

Pre-Submittal Meeting: All interested firms are invited and encouraged to attend a Pre-Submittal Meeting to be held at 9:00 AM ET, October 28, 2015, at the University of South Florida, Tampa Campus, building CGS – Patel Center for Global Solutions, Auditorium, Room 131, 4202 East Fowler Avenue, Tampa, FL 33620-7550, to review the scope and requirements of this project. (Directions and parking information can be obtained at the Campus Information Center at the Fowler entrance, or view map at website: www.usf.edu/administrative-services/parking/maps/index.aspx).

Request for Meetings: It shall be noted that no communication shall take place between the applicants and the Selection Committee members, employees of USF, or its Owner Representative, except as provided at the Pre-Submittal Meeting, the Pre-Interview Meeting, and the request for the RFQ, DCSQS, and written clarifications and questions from the applicant. Requests for meetings by individual teams will not be granted. Members of the Selection Committee or other USF personnel will not meet with or discuss the project with prospective applicants. Failure to comply with this provision may result in disqualification of the applicant.

Submission: One original and 11 spiral-bound copies of the submittals are to be submitted to the attention of John Crosby, Associate Director, FPC, University of South Florida, Facilities Planning and Construction Office, 4202 East Fowler Avenue / FPC110, Tampa, FL 33620-7550 by 2:00 PM ET, November 13, 2015 Facsimile (FAX) or electronic submittals are not acceptable and will not be considered. Submittals that do not comply with the above instructions may be disqualified. The award of this contract is subject to availability of funds. The University reserves the right to suspend, discontinue or cancel the selection process at any time and reject any or all submissions without obligation to the respondent.

PROJECT SELECTION CRITERIA: Selection of finalists for interview will be made on the basis of professional qualifications of the proposed Design and Construction Services Team (DCST), including team qualifications, team experience, and ability to provide services in meeting the project requirements and the goals and objectives of the project and USF Strategic Plan.

As part of the USF Strategic Plan, USF made a commitment to foster a diverse community distinguished by a shared purpose, collaboration, open and timely communication, mutual respect, trust, and inclusiveness. USF is an equal opportunity institution, and, as such, strongly encourages the lawful use of certified Minority and Women-owned Business Enterprises (MBE) in the provision of design and construction-related services by providing a fair and equal opportunity to compete for, or to participate in design and/or construction-related services.

The plans and specifications for the USF 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 \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

**DEPARTMENT OF CHILDREN AND FAMILIES
SEWER LINE REPLACEMENT-NORTHEAST FLORIDA
STATE HOSPITAL**

INVITATION TO BID

Proposals are requested from **QUALIFIED STATE CERTIFIED, GENERAL OR PLUMBING CONTRACTORS** by the State of Florida, Department of Children and Families, hereinafter referred to as **OWNER**, for the construction of:

PROJECT NO: DCF - 16235500

TITLE: NEFSH Building # 12 (C) SEWER LINE REPLACEMENT

SITE: Northeast Florida State Hospital, 7487 South State Road 121, Macclenny, Florida 32063, Building #12.

PREQUALIFICATION: Each prime Bidder shall be state-certified in accordance with Chapter 489, Florida Statutes, as a General or Plumbing Contractor. Bids from firms not able to furnish proof of the required certification are subject to disqualification.

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the Drawings and the General and Technical Specifications, which may be examined and obtained from the Project Manager:

P/M: Florida Department of Children and Families, Office of General Services, Design, and Construction, 1317 Winewood Blvd., Building #3, Room 205-F, Tallahassee, Florida 32399-0700

TELEPHONE: (850)717-4303

EMAIL: jimmie.padgett@myflfamilies.com

BID DOCUMENTS: PDF Drawings and Specifications may be purchased from the Project Manager, by payment of printing and handling costs at the rate of \$10.00 per bid set.

PRE-BID MEETING: A **MANDATORY** pre-bid meeting will be held on Thursday, October 22, 2015 at 10:00 a.m. local time. The meeting will be held at 7487 South State Road 121, Macclenny, Florida, Northeast Florida State Hospital, Maintenance & Facilities-Building #19

BONDING REQUIREMENTS: See Section B-11 for bid guarantee requirements. See Section C-5 for performance and payment bond requirements.

BID OPENING: Sealed bids will be received, and publicly opened and read aloud at:

DATE: November 2, 2015, Monday

TIME: 10:00 a.m. local time

LOCATION: 7487 South State Road 121, Macclenny, Florida, Northeast Florida State Hospital, Maintenance & Facilities-Building #19

Summary of Work:

All work will take place at the Northeast Florida State Hospital Building # 12 C. The cast iron sewer lines under Build # 12 C (elevated floor off the ground) needs to be removed and replaced with SCH 40 PVC (APX 500 lf) (contractor to verify). Try to reuse the hangers if possible. The sewer line between building # 12 C and the manhole (Clay pipe under asphalt) needs to be lined (CIP). The toilet floor flanges and piping coming down to floor do not need replacing. Cut the old pipe as close as possible to the floor and attach new pipe. Put all removed sewer pipe in DCF specified location.

We will be looking for and Alternate to Supply p trap drains that supply water to the sewer lines we are replacing. Supply and install sink p trap drains that supply water to the sewer lines we are replacing. Complete sewer line replacement and CIP within 30 days or less (fast tract project).

**Section XII
Miscellaneous**

WATER MANAGEMENT DISTRICTS

South Florida Water Management District
2015/2016 Regulatory Plan

NOTICE IS HEREBY GIVEN that on October 8, 2015, the South Florida Water Management District published its 2015/2016 Regulatory Plan on the South Florida Water Management District's primary website homepage in accordance with Section 120.74, F.S. The 2015/2016 Regulatory Plan is available at: http://www.sfwmd.gov/portal/page/portal/xrepository/sfwmd_repository_pdf/2015_approved_annual_reg_plan.pdf.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

Seven Rivers Regional Medical emergency service exemption
The Agency for Health Care Administration has received an application for an emergency service exemption from Seven Rivers Regional Medical Center located at 6201 N Suncoast Blvd., Crystal River, FL 34428 pursuant to Section 395.1041 (3), Florida Statutes and 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Otolaryngology. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing to the Agency for Health Care Administration, Attention: Julie Young, 2727 Mahan Drive, MS 31, Tallahassee, Florida 32308, (850)412-4549 email: Julie.Young@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

EXEMPTION

The Agency for Health Care Administration approved the following exemption on October 8, 2015 pursuant to Section 408.036(3), Florida Statutes:

ID #E150036 District: 8-1 (Charlotte County)
Facility/Project: Port Charlotte Rehabilitation Center
Applicant: Deep Creek RNC, LLC
Project Description: Add 12 community nursing home beds
Proposed Project Cost: \$9,000,000

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

CHARLOTTE COUNTY, FLORIDA

The Florida Department of Environmental Protection (DEP) has determined that Charlotte County's project involving the installation of new wastewater transmission facilities is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$3,061,000. The project may qualify for a Clean Water State Revolving Fund (CWSRF) loan comprised of federal or state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Thomas Montgomery, CWSRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or call: (850)245-2967 or email: thomas.montgomery@dep.state.fl.us.

NAVIGATION DISTRICTS

Florida Inland Navigation District

Notice of Publication of 2015 Regulatory Plan

NOTICE IS HEREBY GIVEN that on October 9, 2015, the Florida Inland Navigation District (FIND) published its 2015-2016 Regulatory Plan in accordance with Section 120.74(1), F.S., as amended by Ch. 2015-162, Laws of Florida. The Regulatory Plan is available on the FIND website at: http://aicw.org/news_file.jhtml?id=112&file=Regulatory%20Plan%20w%20signatures%20FY%202015-16.pdf

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

Request for Written Comments on Biological Status

The Florida Fish and Wildlife Conservation Commission has received a species evaluation request to list the Miami tiger beetle (*Cicindelinia floridana*) as a State-designated Threatened Species pursuant to 68A-27.0012(2), Florida Administrative Code (F.A.C.). The Commission requests written information and data on the biological status of the Miami tiger beetle pursuant to 68A-27.0012(2)(c)2.b., F.A.C. The Commission is specifically requesting information on: population size and trends; distribution and range; threats to the species; published population viability models; and specific aspects of the species' life history that may influence the status of the species. In accordance with 68A-27.0012(2)(d)2., F.A.C., information on the management needs and the socio/economic impacts of the listing will be sought at a future date, in preparation for the drafting of a species-specific action plan. Information and data should be sent to: Melissa Tucker, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian Street, Mail Station 2A, Tallahassee, FL 32399-1600. Responses will be accepted until 5:00 p.m., Tuesday, December 1, 2015.

DEPARTMENT OF ECONOMIC OPPORTUNITY
 Division of Community Development
 Final Order No.: DEO-15-156
 In re: A LAND DEVELOPMENT REGULATION
 ADOPTED BY ISLAMORADA, VILLAGE OF
 ISLANDS, FLORIDA, ORDINANCE NO. 15-09

FINAL ORDER

APPROVING ISLAMORADA ORDINANCE NO. 15-09

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Florida Statutes, approving land development regulations adopted by the Islamorada, Village of Islands, Florida, Ordinance No. 15-09 (the “Ordinance.”)

FINDINGS OF FACT

1. The Florida Keys Area is designated by § 380.0552, Florida Statutes, as an area of critical state concern. Islamorada, Village of Islands, is a local government within the Florida Keys Area.

2. The Ordinance was adopted by Islamorada, Village of Islands, on July 9, 2015, and rendered to the Department on August 12, 2015.

3. The Ordinance amends the Islamorada, Village of Islands, Code of Ordinances at Chapter 30, “Land Development Regulations.” It specifically amends:

a. Article II, “Rules of Construction and Definitions,” Section 30-32. These changes provide for: 1) an increase in caretaker’s cottage size from 1,200 square feet to 1,500 square feet of enclosed living area, 2) an enclosed patio not greater than ten feet in width along one side of the dwelling, and 3) a walkway not greater than three feet around the entire dwelling.

b. Article V, “Schedule of District Use and Development Standards,” Division 2 “Zoning District,” Section 30-682. This change requires that native species habitat restoration undertaken in a Native Residential zoning district must be consistent with Chapter 30, Article VII, Division 4.

c. Article V, “Schedule of District Use and Development Standards,” Division 2 “Zoning District,” Sections 30-682, 30-683, and 30-703. These changes remove the 1,200 square foot limitation on caretaker’s cottages in, respectively, Native Residential, Residential Estate, and Mariculture zoning districts.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. § 380.05(6) and § 380.0552(9), Florida Statutes.

5. Islamorada, Village of Islands, is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Florida Statutes, and Florida Administrative Code Chapter 28-26.

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

7. 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 380.0552(9), Florida Statutes. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Florida Statutes.

8. The Ordinance is consistent with the Islamorada, Village of Islands, Comprehensive Plan generally, and specifically Policies 1-4.10.7 (Undertake Special Land Use Studies), 1-4.11.1 (Review the Impact of Change Indicators on Land Use Policy), 3-1.1.1 (Provide Adequate Affordable Housing to Meet Current and Future Needs), 3-1.1.2 (Dedicate Sufficient Residential Dwelling Unit Allocations to Affordable Housing), and 3-1.1.3 (Identify and Address Barriers to Affordable Housing Within the Land Development Regulations).

9. The Ordinance is consistent with the Principles for Guiding Development in section 380.0552(7), Florida Statutes, as a whole, and is specifically consistent with the following Principles:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

(c) Protecting upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their habitat.

(n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that the Islamorada, Village of Islands Ordinance No. 15-09 is consistent with the Principles for Guiding Development for the Florida Keys 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.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO RULES 28-106.104(2), 28-106.201(2), AND 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES.

ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED 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 ST., MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX: (850)921-3230

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER.

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 following persons by the methods indicated this 7th day of October, 2015.

_____/s/
Katie Zimmer, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By Certified U.S. Mail:

The Honorable Mike Forster, Mayor
Islamorada, Village of Islands Council
86800 Overseas Highway
Islamorada, FL 33036

Kelly Toth, Clerk
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Cheryl Cioffari
Director of Planning
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

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.
