

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: RULE TITLE:

61A-2.009 State Bonded Warehouses

PURPOSE AND EFFECT: The purpose of this rulemaking is to update and clarify existing language, remove unnecessary language, and provide the process for licensees and permittees to submit reports electronically through the Division's Electronic Database System (EDS) as required following the signing of Senate Bill 1966 by Governor DeSantis.

SUBJECT AREA TO BE ADDRESSED: This rulemaking will address the process for licensees to electronically submit required monthly reports.

RULEMAKING AUTHORITY: 561.11 FS.

LAW IMPLEMENTED: 562.25, 561.08 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: Kate Marshman, Counsel for Compliance and Regulatory Affairs, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1314.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: RULE TITLE:

61A-4.009 Monthly Reports

PURPOSE AND EFFECT: The purpose of this rulemaking is to update and clarify existing language, remove unnecessary language, and provide the process and forms for licensees and permittees to submit reports electronically through the Division's Electronic Database System (EDS) as required following the signing of Senate Bill 1966 by Governor DeSantis.

SUBJECT AREA TO BE ADDRESSED: This rulemaking will address the process for licensees and permittees to electronically submit required monthly reports.

RULEMAKING AUTHORITY: 561.11 FS.

LAW IMPLEMENTED: 561.55, 561.111 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: Kate Marshman, Counsel for Compliance and Regulatory Affairs, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1314.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NOS.: RULE TITLES:

61A-10.002 Stamps, Sale of

61A-10.009 Sample Packages of Cigarettes

61A-10.0091 Manufacturer's and Importer's Reporting Requirements

61A-10.011 Cigarette, Monthly Reports

61A-10.052 Monthly Reports, Required

61A-10.055 Excise Tax Refunds

PURPOSE AND EFFECT: The purpose of this rulemaking is to update and clarify existing language, remove unnecessary language, and provide the process for permittees to submit reports electronically through the Division's Electronic Database System (EDS) as required following the signing of Senate Bill 1966 by Governor DeSantis.

SUBJECT AREA TO BE ADDRESSED: This rulemaking will address the process for permittees to electronically submit required monthly reports.

RULEMAKING AUTHORITY: 210.09, 210.10, 210.55, 210.75 FS.

LAW IMPLEMENTED: 210.01, 210.04, 210.05, 210.09, 210.13, 210.25, 210.276, 210.55, 210.60, 210.67 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: Kate Marshman, Counsel for Compliance and Regulatory Affairs, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1314.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II Proposed Rules

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.: RULE TITLES:

68B-63.002 Definitions

68B-63.004 Bag and Vessel Limits

PURPOSE AND EFFECT: The purpose of these rules is to provide conservation for spot along Florida’s Atlantic coast by implementing species-specific regulations that will be found in 68B-63, Florida Administrative Code (F.A.C.).

The effect of this rule will be to implement recreational bag and commercial trip limits for spot harvested in Florida state waters from the Florida-Georgia border through Miami-Dade County. SUMMARY: These rules will implement a recreational bag limit and commercial vessel limit for spot in state waters from the Florida-Georgia border through Miami-Dade County that will contribute to the conservation of this fishery in Florida and along the U.S. Atlantic coast.

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

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: 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: Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-63.002 Definitions

(1) “East Coast Region” means all Florida Waters along the east coast north of the Miami-Dade/Monroe County line at Card Sound.

(2) “Spot” means a fish of the species *Leiostomus xanthurus*, or any part thereof.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 12-1-21.

68B-63.004 Bag and Vessel Limits

(1) Recreational Bag Limit – A recreational harvester may not harvest or land from the East Coast Region more than 50 spot per day, or possess in or on waters of the East Coast Region more than 50 spot.

(2) Commercial Vessel Limit – Commercial harvesters aboard a vessel in or on the East Coast Region may not collectively harvest or possess more than 2,200 pounds of spot per day, or land within the East Coast Region more than 2,200 pounds of spot per day.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 12-1-21.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850) 487-0554.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 06, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: July 9, 2021

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Marine Fisheries

RULE NOS.: RULE TITLES:

68B-64.002 Definitions

68B-64.004 Bag and Vessel Limits

PURPOSE AND EFFECT: The purpose of these rules is to provide conservation for Atlantic croaker along Florida's Atlantic coast by implementing species-specific regulations that will be found in 68B-64, Florida Administrative Code (F.A.C.).

The effect of this rule will be to implement recreational bag and commercial trip limits for Atlantic croaker harvested in Florida state waters from the Florida-Georgia border through Miami-Dade County.

SUMMARY: These rules will implement a recreational bag limit and commercial vessel limit for Atlantic croaker in state waters from the Florida-Georgia border through Miami-Dade County that will contribute to the conservation of this fishery in Florida and along the U.S. Atlantic coast.

**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

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: 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: Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-64.002 Definitions

(1) "East Coast Region" means all Florida Waters along the east coast north of the Miami-Dade/Monroe County line at Card Sound.

(2) "Atlantic croaker" means a fish of the species *Micropogonias undulatus*, or any part thereof.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-1-21.

68B-64.004 Bag and Vessel Limits

(1) Recreational Bag Limit – A recreational harvester may not harvest or land from the East Coast Region more than 50 Atlantic croaker per day, or possess in or on waters of the East Coast Region more than 50 Atlantic croaker.

(2) Commercial Vessel Limit – Commercial harvesters aboard a vessel in or on the East Coast Region may not collectively harvest or possess more than 1,200 pounds of Atlantic croaker per day, or land within the East Coast Region more than 1,200 pounds of Atlantic croaker per day.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-1-21.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850) 487-0554.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 06, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 9, 2021

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-210.101 Routine Mail

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. 47 No. 96, May 18, 2021 issue of the Florida Administrative Register.

The following changes were precipitated by comments received from the general public during a public meeting on June 11, 2021 and from JAPC on July 6, 2021, July 28, 2021, September 10, 2021 and September 13, 2021. This Notice of Change supplements the Notice of Change posted on September 8, 2021.

33-210.101 Routine Mail

(1) through (3) No Change.

(4) Inmates are permitted to receive only the following items through incoming routine mail:

(a) Up to and including 15 pages of written materials, including correspondence, ~~unless the written materials pertain to an inmate's legal case, health, or other significant issues and an inmate receives prior approval is obtained from the warden to receive send in correspondence from a specific sender of greater than 15 pages. Each page can be no larger than 8 1/2" x 11" in size; material can be on both sides of a page. No item can be glued, taped, stapled or otherwise affixed to a page. Requests to receive send correspondence of greater than 15 pages shall be made to the warden or designee prior to receipt of sending the material using Form DC6-236, Inmate Request. Exceptions to the 15-page limitation requirement shall be granted by the warden only when extraordinary circumstances are shown. Examples of extraordinary circumstances include imminent death of a friend or family member in which regular correspondence is not possible and when the health and/or safety of an inmate is involved. Exceptions to the 15 page limitation are intended for correspondence concerning legal, medical, or other significant issues, and not for material for general reading or entertainment purposes. The warden or his/her designee shall advise the sender and the mail room of his or her approval or disapproval of the request within 15 days of receipt of the request.~~

(b) Written correspondence that is written in English, Spanish, or Creole. Inmates who cannot read and write in English, Spanish, or Creole may request approval from the warden to correspond and receive correspondence in the language that the inmate can read and write using Form DC6-

236, Inmate Request. The warden shall approve such requests when there is Department staff who can translate the correspondence or when it is otherwise possible to obtain translation services to translate the correspondence at a de minimis ~~minimum~~ cost to the Department. For purposes of this rule, a de minimis cost to the Department is a cost less than \$1.00 (one dollar). Correspondence may be written on greeting cards, but greeting cards containing electronic or other non-paper parts, cards that are constructed in such a way as to permit concealment of contraband, or cards that are larger than 8" x 10" when unfolded will not be permitted. Form DC6-236 is incorporated by reference in Rule 33-103.005, F.A.C.

(c) through (d) No change.

(5) No Change.

(6) Electronic processing of routine mail reduces the introduction of contraband through the routine mail process. Any incoming routine mail received by the Department or a Department contractor for electronic mail processing shall be opened and examined and is subject to being read by designated Department employees and by the Department contractor. If the warden has approved an inmate to receive correspondence written in a language other than English, Spanish, or Creole, the correspondence may be translated to confirm that it complies with all applicable Department rules. If the correspondence cannot be translated by a Department employee where an inmate is housed or by the Department contractor, the correspondence will be processed, and a copy will be sent to another institution or the central office for translation, in which case the deadline for the amount of time to process mail does not begin until after an item has been translated. Incoming routine mail that is properly addressed and otherwise in compliance with applicable Department rules shall not be held for processing for more than 72 hours after receipt by the Department or a Department contractor, excluding weekends and holidays. Except for inmates in certain housing assignments identified in paragraph (7) below, mail processed electronically will be available to inmates through kiosk and tablet services pursuant to Rule 33-602.900, F.A.C. All original incoming routine mail that is received for electronic mail processing shall be retained for 90 days by the Department contractor from the date of receipt, after which it will be shredded. The sender of incoming routine mail that is to be or that is processed electronically may request that the original correspondence and contents be returned by sending a written request with a self-addressed stamped envelope to the Department contractor any time prior to the expiration of the 90-day retention period. Following an inmate's release, digitized files of an inmate's routine mail are available from the contractor on a data storage device, upon a written request to the contractor. A written request from a former inmate must be received by the contractor within 30 days of a former inmate's release, and the contractor has 30 days from receipt of a written request in which to comply with

the request. The contractor’s contact information can be found on the Department’s public website at <http://www.dc.state.fl.us/>. ~~Scanned routine mail does not constitute “purchased content” pursuant to Rule 33-602.900(5)(s), F.A.C. and scans will not be available to an inmate upon an inmate’s release.~~

(7) through (22) No Change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 10-8-76, Amended 10-11-77, 4-19-79, 11-19-81, 3-12-84, 10-15-84, Formerly 33-3.04, Amended 7-8-86, 9-4-88, 3-9-89, 9-1-93, 9-30-96, 5-25-97, 6-1-97, 10-7-97, 5-10-98, Formerly 33-3.004, Amended 12-20-99, Formerly 33-602.401, Amended 12-4-02, 8-5-03, 10-27-03, 9-20-04, 3-23-08, 7-2-09, 5-9-10, 12-5-12, 4-1-13, 7-8-14, 5-25-16,_____.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

NOTICE IS HEREBY GIVEN that on October 06, 2021, the Florida Office of Financial Regulation, received a petition for waiver of subsection 69U-105.207(1), Florida Administrative Code, from Payservices, Inc. The petitioner requests “that the Florida Office of Financial Regulation permanently waive (a) the directive to file an application for insurance of accounts with the Federal Deposit Insurance Corporation (“FDIC”) and (b) its authority to terminate or revoke a final order that the Office issues approving PayServices' application based solely on a final order of denial issued by the FDIC.”

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

Section VI
Notice of Meetings, Workshops and Public
Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES

Division of Administration

The Florida Agricultural Museum announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 21, 2021, 10:00 a.m. – 1:00 p.m.

PLACE: Flagler County's Tourist Development Council Building, 3rd Floor Conference Room, 120 Airport Road, Palm Coast, FL 32164

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting of the Board of Trustees

A copy of the agenda may be obtained by contacting: Sandy Detherow at sandy@floridaagmuseum.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: Sandy Detherow at sandy@floridaagmuseum.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: Sandy Detherow at sandy@floridaagmuseum.org.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: October 14, 2021, 5:00 p.m. – 6:00 p.m.

PLACE: www.swflroads.com/i75/us301/

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will conduct a virtual pre-construction informational question and answer session for the I-75 (SR 93)/US 301 (SR 43) interchange project from 5:00 p.m. – 6:00 p.m. on Thursday, October 14. The purpose of this meeting is to provide the public with construction information and answer questions about the project.

The meeting will be held online and will be accessible through the project website at www.swflroads.com/i75/us301/. To attend the online question and answer session, please visit the

project website anytime between 5:00 p.m. – 6:00 p.m. on Thursday, October 14. Project information will be available on the website. All attendees will be muted, and questions can be entered through the chat function. Information session displays will remain posted on the project website following the session. If the public would like project information mailed to them, or if further information is required, please contact Brian Bollas at 1(813)262-8499 or via e-mail at Brian.Bollas@dot.state.fl.us. This improvement project enhances access to I-75, as well as improves overall safety, increases capacity and facilitates emergency evacuation within the County. In addition, the improvements will help serve travel demands created by anticipated countywide population and employment growth. The contractor is Ajax Industries of Florida and construction cost is estimated at \$145 million and completion is expected in late 2024.

A copy of the agenda may be obtained by contacting: Brian Bollas at 1(813)262-8499 or via email at Brian.Bollas@dot.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 7 days before the workshop/meeting by contacting: Cynthia Sykes, FDOT District One Title VI Coordinator, at 1(863)519-2287 or Cynthia.Sykes@dot.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: Brian Bollas at 1(813)262-8499 or via email at Brian.Bollas@dot.state.fl.us.

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, District One announces a hearing to which all persons are invited.

DATE AND TIME: Formal presentations: October 19, 2021, 10:00 a.m. – 12:00 Noon

Assisted In-person event: October 18 - 22 (by appointment)

Self-guided Online: October 19, 2021, 10:00 a.m. – 12:00 Noon

PLACE: Formal presentations: FDOT Bartow office (801 N. Broadway Avenue) and FDOT Fort Myers office (10041 Daniels Parkway)

Assisted In-Person: FDOT Bartow office and Fort Myers office

Self-guided Online: www.swflroads.com

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District One, announce a Public Hearing to present the Tentative Five-Year Work Program. The Tentative Work Program lists transportation system improvements scheduled for fiscal years 2022/23 through 2026/27. There are three ways to participate in the hearing.

1. Formal presentations: FDOT District One will conduct a formal presentation at its Bartow office (801 N. Broadway Avenue) 10 a.m. to noon on Tuesday, October 19, 2021 and at the same time in its Fort Myers office (10041 Daniels Parkway).

2. Assisted in-person: FDOT representatives will be available October 18 - 22, 2021 at the District Offices (by appointment) to review project materials with members of the public. Call the Bartow office (801 N. Broadway Avenue) at 1(863)519-2285 or the Fort Myers office (10041 Daniels Parkway) at (239)225-1975 to schedule an appointment.

3. Self-guided online (ePublic Hearing): The www.SWFLRoads.com website can be accessed from a computer, tablet, or mobile device with Internet service. Each of the local public library systems within the FDOT District One territory provides access to computers and Internet service (check with your local library system for hours). Comments can be submitted through the online form. The ePublic Hearing will be open and available from 10 a.m. to noon on Tuesday, October 19, 2021.

FDOT will accept comments from all interested parties if received by Friday, October 22, 2021, COB. Mail comments to L.K. Nandam, P.E., District Secretary, FDOT, 10041 Daniels Parkway, Fort Myers, FL 33913, attention Wayne Gaither, Southwest Area Office Director, or email comments to wayne.gaither@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require accommodations under the Americans with Disabilities Act (ADA), or persons who require translation services (free of charge) should contact Cynthia Sykes, FDOT District One Title VI Coordinator at 1(863)519-2287 or Cynthia.Sykes@dot.state.fl.us at least seven (7) days prior to the Public Hearing. Persons wishing to express concerns relative to FDOT compliance with Title VI are encouraged to reach out to Cynthia Sykes, FDOT District One Title VI coordinator, at the same phone number or email address. 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: Andy Orrell, Director of Communications, at 1(863)519-2828 or at andy.orrell@dot.state.fl.us

For more information, you may contact: Andy Orrell, Director of Communications, at 1(863)519-2828 or at andy.orrell@dot.state.fl.us.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIME: Monday, October 25, 2021, 10:30 a.m.

PLACE: 1 Oakwood Boulevard, Suite 250, Hollywood, FL 33020

Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/166581125>

You can also dial in using your phone. United States (Toll Free): 1(877)309-2073, United States: (571)317-3129, Access Code: 166-581-125

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of Comprehensive Plan Amendments received prior to the meeting; General Council Business.

A copy of the agenda may be obtained by contacting: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or sfadmin@sfrpc.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 5 days before the workshop/meeting by contacting: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or sfadmin@sfrpc.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).

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: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or sfadmin@sfrpc.com.

COMMISSION ON ETHICS

The Commission on Ethics announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 22, 2021, 8:30 a.m.

PLACE: First District Court of Appeal, 3rd Floor Courtroom, 2000 Drayton Drive, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Commission on Ethics Regular Meeting

A copy of the agenda may be obtained by contacting: www.ethics.state.fl.us or (850)488-7864.

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: (850)488-7864. 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.

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: Monday, October 18, 2021, 12:00 Noon, Loxahatchee River Preservation Initiative Meeting

PLACE: Jupiter Emergency Operations Center, 3133 Washington Street, Jupiter FL 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting to discuss and consider Loxahatchee River Preservation Initiative business, including current and future projects and activities.

Since its inception in 2000, the Loxahatchee River Preservation Initiative (LRPI) has guided regional watershed restoration projects within northeastern Palm Beach County and southern Martin County. The LRPI is a multi-agency partnership between the South Florida Water Management District, Florida Department of Environmental Protection (Florida Park Service), Friends of the Loxahatchee River, Jupiter Inlet District, Loxahatchee River Environmental Control District, Martin County, Palm Beach County, South Indian River Water Control District, Town of Jupiter, and Village of Tequesta.

Members of the public are invited to attend and provide public comment.

One or more members of the Governing Board of the South Florida Water Management District may attend these meetings. No Governing Board action will be taken.

A copy of the agenda may be obtained by contacting: Nestor Garrido, (561)682-6908, ngarrido@sfwmd.gov, or by visiting www.LRPI.us seven days prior to the workshop/meeting.

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 seven days before the workshop/meeting by contacting: Rosie Byrd, District Clerk, at rbyrd@sfwmd.gov. 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: Nestor Garrido, 561-682-6908, ngarrido@sfwmd.gov.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Florida Department of Environmental Protection, Division of Recreation and Parks, announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 20, 2021, 5:30 p.m. – 7:30 p.m. ET

PLACE: This public meeting will be conducted virtually via media technology free for public use. Please register for the Rainbow Springs State Park public meeting at: <https://attendee.gotowebinar.com/register/9194101255977516815>.

After registering, you will receive a confirmation email containing information about joining the webinar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: An opportunity for the public to provide input on the ten-year management plan update for Rainbow Springs State Park.

A copy of the agenda may be obtained by contacting: Larry Steed, Park Manager, Rainbow Springs State Park, 19158 S.W. 81st Place Road, Dunnellon, FL 34432, PH# (352)465-8555, or email Larry.Steed@FloridaDEP.gov.

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: Larry Steed, as listed above. 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 ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Florida Department of Environmental Protection, Division of Recreation and Parks, announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 20, 2021, 8:00 a.m. – 11:00 a.m. ET

PLACE: Rainbow Springs State Park – Headsprings Pavillions, 19158 S.W. 81st Place Road, Dunnellon, FL 34432

GENERAL SUBJECT MATTER TO BE CONSIDERED: Open-house format opportunity for interested persons to view park update plans for Rainbow Springs State Park. Attending staff will be available to discuss plan concepts and answer questions in a conversational setting. No formal presentation will be given.

A copy of the agenda may be obtained by contacting: Joel Allbritton, Planner, Department of Environmental Protection, Division of Recreation and Parks, Office of Park Planning, 3800 Commonwealth Blvd., MS#525, Tallahassee, Florida 32399, PH# (850)245-3063 or email Joel.Allbritton@FloridaDEP.gov.

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: Joel Allbritton, as listed above. 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 Optometry

The Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 26, 2021, 1:00 p.m.

PLACE: <https://global.gotomeeting.com/join/624972741>

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business to include licensure

A copy of the agenda may be obtained by contacting: <https://floridasoptometry.gov/>.

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: 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: Christina.McGinnis@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Optometry

The Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 16, 2021, 12:00 Noon

PLACE: <https://global.gotomeeting.com/join/584766365>

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business, to include licensure.

A copy of the agenda may be obtained by contacting: <https://floridasoptometry.gov/>.

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: 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: Christina.McGinnis@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families, Division of Purchasing announces a public meeting to which all persons are invited.

DATE AND TIME: October 19, 2021, 9:00 a.m. ET

PLACE: Virtual Meeting: Join video meeting through <https://global.gotomeeting.com/join/664737005> or by phone at: 1(877)309-2073 (Toll Free) or (646)749-3129, Access Code: 664-737-005

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the public meeting is to develop recommendation for award. DCF ITN 2021 007, Community-Based Care Lead Agency for Circuit 5's schedule of public meetings is available on the Vendor Bid System (VBS), accessible at http://vbs.dms.state.fl.us/vbs/main_menu. The Department will post notice of any changes or additional meetings within the VBS.

A copy of the agenda may be obtained by contacting: Danette.Brewer@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 48 hours before the workshop/meeting by contacting: Danette.Brewer@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).

For more information, you may contact: Danette.Brewer@myflfamilies.com.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:

68A-6.003 Permit Requirements and Exceptions

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 19, 2021, 6:00 p.m. – 8:00 p.m. ET

PLACE: Embassy Suites 4350 PGA Boulevard, Palm Beach Gardens, FL 33410.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission is considering amendments to rule 68A-6.003 F.A.C., to prevent licensees who are being revoked or non-renewed a captive wildlife license for certain violations from

being able to continue benefiting from captive wildlife by transferring licenses and retaining material interest in a captive wildlife facility or captive wildlife. The meeting is to provide the public an opportunity to provide feedback on proposed regulations. The main topics for discussion will be administrative changes relating to post-revocation and non-renewal licensure actions.

A copy of the agenda may be obtained by contacting: Major Grant Burton, 620 S. Meridian St., Tallahassee, FL 32399-1600, (850)488-6253, email: Grant.Burton@myfwc.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: Major Grant Burton, 620 S. Meridian St., Tallahassee, FL 32399-1600, (850)488-6253, email: Grant.Burton@myfwc.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: Major Grant Burton, 620 S. Meridian St., Tallahassee, FL 32399-1600, (850)488-6253, email: Grant.Burton@myfwc.com.

FLORIDA LIFE & HEALTH INSURANCE GUARANTY ASSOCIATION

The Florida Life & Health Insurance Guaranty Association announces a public meeting to which all persons are invited.

DATE AND TIME: October 15, 2021, 12:00 Noon

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: General matters of the Association

A copy of the agenda may be obtained by contacting: Michelle Robleto, (850)523-1870.

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: Michelle Robleto, (850)523-1870. 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).

American Consulting Professionals - Deborah Turner
THE FLORIDA DEPARTMENT OF TRANSPORTATION,
DISTRICT SEVEN announces a hearing to which all persons
are invited.

DATES AND TIMES: Monday, October 25, 2021, 8:00 a.m. –
Friday, October 29, 2021, 5:00 p.m.

PLACE: WEBSITE: www.fdot.gov/wpph/district7

OPEN HOUSE: Thursday, October 28, 2021, 9:00 a.m. – 6:00
p.m.

Florida Department of Transportation, District Seven
Headquarters located at 11201 N. McKinley, Tampa, FL 33612
GENERAL SUBJECT MATTER TO BE CONSIDERED: The
Florida Department of Transportation (FDOT) District Seven,
invites you to comment on the Tentative Five-Year Work
Program for projects scheduled July 1, 2022, through June 30,
2027.

The District Seven, Tentative Five-Year Work Program
includes upcoming planning activities, preliminary
engineering, right of way acquisition, construction, and public
transportation projects planned by FDOT and Florida's
Turnpike Enterprise within Citrus, Hernando, Hillsborough,
Pasco, and Pinellas Counties. Select local government projects
are also included. There are two ways to learn about the
Tentative Five-Year Work Program:

1. Beginning Monday, October 25, 2021, visit
www.fdot.gov/wpph/district7 to view Work Program maps,
documents, and videos. If you do not have access to the internet,
you can use a computer at your local public library during the
library's regular operating hours.

2. Attend the District-Wide Work Program Open House:
October 28, 2021, 9:00 a.m. – 6:00 p.m., at FDOT District
Seven Headquarters, 11201 N. McKinley Drive, Tampa, FL
32612

Comments can be submitted two ways:

3. Online: Visit www.fdot.gov/wpph/district7 and click the
"Comment" button to submit a comment.

4. US Mail: Address comments to Justin Hall, Government
Liaison Administrator, Florida Department of Transportation
District Seven, 11201 N. McKinley Drive, MS 7-500, Tampa,
FL 33612.

Comments must be submitted, or postmarked, by November 12,
2021, to become part of the official record.

A copy of the agenda may be obtained by contacting: N/A
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: Roger Roscoe, Public Involvement Coordinator, at
Roger.Roscoe@dot.state.fl.us, or 1(813)975-6411. 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).

For more information, you may contact: Roger Roscoe, Public
Involvement Coordinator, Roger.Roscoe@dot.state.fl.us,
1(813)975-6411 or 1(800)226-7220.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that Board of Chiropractic
Medicine has received the petition for declaratory statement
from Suncoast Physical Medicine, LLC, d/b/a Suncoast
Spinemed, and Johnathan F. Berns, D.C. The petition seeks the
agency's opinion as to the applicability of paragraphs
456.053(5)(a), (b), (c), (e), (f) and (g) and 460.413(1)(i), (n),
and (ff), F.S. as it applies to the petitioner.

The Petition, filed on October 7, 2021, seeks the Board's
opinion on the issue of: whether a proposed restructuring of an
integrated chiropractic medical practice from a "vertically
integrated single federal tax ID number business entity" into
multiple business entities, each with an independent federal tax
ID number, but all of which would be whole owned by a "single
upstream holding company," solely owned by the chiropractic
physician, would violate Section 456.053, F.S., Prohibited
Referrals, and subsection 460.413(1), F.S., grounds for
discipline of Chiropractic Physicians. 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: Christina McGinnis, Executive
Director, Board of Chiropractic Medicine, 4052 Bald Cypress
Way, Bin #C07, Tallahassee, FL 32399-3257 or by electronic
mail- Christina.Mcginnis@flhealth.gov.

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

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

SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA;
 LEON COUNTY SCHOOL BOARD;
 ROCKY HANNA, as Superintendent of Leon County Schools;
 DUVAL COUNTY SCHOOL BOARD;
 ORANGE COUNTY SCHOOL BOARD;
 SCHOOL BOARD OF BROWARD COUNTY, FLORIDA; and
 SCHOOL BOARD OF ALACHUA COUNTY,

Petitioners,
 vs.

FLORIDA DEPARTMENT OF HEALTH;
 CASE NO.: 21-3066RE; EMERGENCY RULE NO.: 64DER21-15

Notice of Disposition of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:
 MARINE INDUSTRIES ASSOCIATION OF PALM BEACH COUNTY, INC.

vs.
 FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
 CASE NO.: 21-1661RP; RULE NO.: 68D-21.001; Partially Invalid

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

Pasco County Board of County Commissioners
 IFB-SN-21-186
 IFB-SN-21-186 CREWS LAKE TOWER; CLOSES October 26, 2021 AT 1:00 p.m.; WWW.BIDNETDIRECT.COM

Section XII
Miscellaneous

DEPARTMENT OF STATE
 Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Monday, October 4, 2021 and 3:00 p.m., Friday, October 8, 2021.

Rule No.	File Date	Effective Date
12-9.001	10/6/2021	10/26/2021
12-9.002	10/6/2021	10/26/2021
12-9.003	10/6/2021	10/26/2021
12-9.0031	10/6/2021	10/26/2021
12-9.0032	10/6/2021	10/26/2021
12-9.004	10/6/2021	10/26/2021
12-9.0055	10/6/2021	10/26/2021
12-9.006	10/6/2021	10/26/2021
12-9.007	10/6/2021	10/26/2021
12-9.0077	10/6/2021	10/26/2021
12-9.008	10/6/2021	10/26/2021
12D-16.002	10/6/2021	10/26/2021
33-601.105	10/1/2021	10/21/2021
59G-6.045	10/4/2021	10/24/2021
61G15-31.003	10/5/2021	10/25/2021
62-204.800	10/8/2021	10/8/2021
62-620.100	10/8/2021	10/8/2021
62-737.150	10/1/2021	10/1/2021

64B9-4.021	10/6/2021	10/26/2021
64B14-5.002	10/1/2021	10/21/2021
64B14-5.005	10/1/2021	10/21/2021
65A-2.022	10/6/2021	10/26/2021
65A-2.023	10/6/2021	10/26/2021
65A-2.032	10/6/2021	10/26/2021
65A-2.036	10/6/2021	10/26/2021
65C-30.001	10/4/2021	10/24/2021
65C-46.011	10/4/2021	10/24/2021
65E-10.013	10/4/2021	10/24/2021
65E-10.014	10/4/2021	10/24/2021
65E-10.016	10/4/2021	10/24/2021
65E-10.018	10/4/2021	10/24/2021
73C-24.003	10/6/2021	10/26/2021
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF ECONOMIC OPPORTUNITY
 Division of Community Development
 DEO Final Order No. DEO-21-037
 STATE OF FLORIDA
 DEPARTMENT OF ECONOMIC OPPORTUNITY

In re: AMENDMENT TO THE CITY OF KEY WEST, FLORIDA,
 LAND DEVELOPMENT REGULATIONS
 ADOPTED BY CITY OF KEY WEST, FLORIDA
 ORDINANCE NO. 21-13

FINAL ORDER

APPROVING CITY OF KEY WEST ORDINANCE NO. 21-13

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to subsection 380.05(6), Florida Statutes, approving land development regulations adopted by the City of Key West, Florida (“City”), by Ordinance No. 21-13 (“Ordinance”).

FINDINGS OF FACT

1. Section 380.0552, Florida Statutes, and Rule 28-36.002, Florida Administrative Code, designate the City as an area of critical state concern.
2. The City adopted the Ordinance on July 21, 2021 and rendered it to the Department on September 1, 2021.
3. The Ordinance Amends Chapter 108, Article X, Building Permit Allocation System, of the City’s Land Development Regulations to create a new Section 108-1001, titled Density limited to Building Permit Allocation System. The Ordinance clarifies that the City’s issuance of new residential permits after the expiration of its Building Permit Allocation System will be limited by residential density associated with all real property within city limits.

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. See Section 380.05(6), Florida Statutes.
5. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. Subsection 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
6. The Ordinance is consistent with the City’s Comprehensive Plan generally, as required by subsection 163.3177(1), Florida Statutes, and is specifically consistent with Objective 1-1.16, and Policies 1-1.16.1 and 8-1.1.3.
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. See Section 380.05(6), Florida Statutes. The Principles for Guiding Development for the City are set forth in Rule 28-36.003, Florida Administrative Code.
8. The Ordinance is consistent with the Principles for Guiding Development for the City as a whole, and specifically furthers the following principles:
 - (1)(a) Strengthen local government capabilities for managing land use and development; 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.

WHEREFORE, IT IS ORDERED that the Department finds that Ordinance No. 21-13 is consistent with the City’s Comprehensive Plan and the Principles for Guiding Development for the City and is hereby APPROVED.

This Final Order becomes final 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/ James D. Stansbury, James D. Stansbury, Bureau Chief, Bureau of Community Planning and Growth, Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS FINAL 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 subsections 28-106.104(2), 28-106.201(2), AND subsection 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 SECTION 120.569 AND subsection 120.57(1), FLORIDA STATUTES, OR SECTION 120.569 AND subsection 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 _8th_ day of _October_, 2021.

/s/ Jaiden Foss_____, Jaiden Foss, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128

By U.S. Mail: The Honorable Teri Johnston, Mayor, City of Key West, P.O. Box 1409, Key West, FL 33041-1409
Cheri Smith, City Clerk, City of Key West, P.O. Box 1409, Key West, FL 33041-1409

Katie Halloran, Director, City of Key West Planning Department, P.O. Box 1409, Key West, FL 33041-1409

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.