

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NO.: RULE TITLE:
5B-57.012 Casuarina Cunninghamiana
 Windbreaks

PURPOSE AND EFFECT: The purpose of this rule is to establish procedures for propagating male Casuarina cunninghamiana trees in nurseries to be used as windbreaks around commercial citrus groves, and permitting procedures that grove owners or operators must follow to plant and maintain Casuarina cunninghamiana windbreaks in designated areas of Indian River, Martin and St. Lucie Counties. The effect will be to provide fast growing trees to serve as windbreaks to protect citrus groves in those counties from the spread of citrus canker disease while ensuring that the Casuarina cunninghamiana trees will not spread into and disrupt the environment.

SUBJECT AREA TO BE ADDRESSED: This rule requires nurseries to obtain a permit from the department in order to propagate Casuarina cunninghamiana trees. It requires the trees to be vegetatively propagated from registered source trees that have been certified as male trees by the department. It also requires citrus growers in the three counties to obtain a permit from the department in order to plant Casuarina cunninghamiana windbreaks. It establishes requirements for maintenance of the windbreak plantings, and destruction of the windbreaks if they are no longer properly maintained, the grove is no longer operating, or hybridization is found to occur. It also establishes fees for the permits.

SPECIFIC AUTHORITY: 570.07(23), 570.32(5), (6), 581.031(1), (3), (8), 581.091(5) FS.

LAW IMPLEMENTED: 570.07(2), (13), 581.031(1), (17), 581.091 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 WEEKLY.

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: Richard Gaskalla, Director, (352)372-3505. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Gaskalla, Director, Department of Agriculture and Consumer Services, Division of Plant Industry, Room A116, 1911 S.W. 34th Street, Gainesville, Florida 32608, (352)372-3505
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-18.001	Authorization for Compensation
12-18.002	Eligibility to File Claim for Compensation
12-18.004	Submission of Information and Claims for Compensation
12-18.008	Compensation for Vending Machine Violations

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12-18.001, F.A.C. (Authorization for Compensation), is to clarify the taxes, surtaxes, surcharges, and fees for which the Department is authorized to pay compensation for information on tax violations.

The purpose of the proposed amendments to Rule 12-18.002, F.A.C. (Eligibility to File Claim for Compensation), is to provide that a completed Form DR-55, Application for Compensation for Tax Information, will establish the applicant's priority to any claim for compensation.

The purpose of the proposed amendments to Rule 12-18.004, F.A.C. (Submission of Information and Claims for Compensation), is to: (1) adopt revisions to Form DR-55 necessary to assure that only those informants authorized to receive compensation for information on tax violations are paid the authorized amount of compensation; and (2) update information on how to obtain a copy of the form from the Department.

The purpose of the proposed amendments to Rule 12-18.008, F.A.C. (Compensation for Vending Machine Violations), is to update information on where to send information on tax violations.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is: (1) the clarification of the taxes, surtaxes, surcharges, and fees for which the Department is authorized under Section 213.30, F.S., to pay compensation for tax violation information; and (2) the clarification of those persons who are authorized to receive compensation for tax violation information.

SPECIFIC AUTHORITY: 212.0515(8), 213.06(1), 213.30(1) FS.

LAW IMPLEMENTED: 92.525(2), 212.0515, 213.30 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: December 9, 2008, 10:00 a.m.
 PLACE: Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-9407

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules

DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-24.001	Scope of Rules
12-24.002	Definitions
12-24.003	General Requirements
12-24.004	Enrollment
12-24.005	Methods of Payment by Electronic Means
12-24.007	Electronic Payment Transmission Errors
12-24.008	Procedures for Payment
12-24.009	Due Date; General Provisions
12-24.010	General Administrative Provisions; Voluntary Participation; Confidentiality; Granting of Waivers From Electronic Filing Requirements

PURPOSE AND EFFECT: The purpose of the proposed amendments to Part I (Electronic Funds Transfer and Return Submission) of Rule Chapter 12-24, F.A.C., is to: (1) incorporate the provisions of Sections 14 and 30, Chapter 2007-106, L.O.F., which lower the annual threshold from \$30,000 or more annually in tax to \$20,000 or more annually in tax (for communications services tax, \$50,000 to \$20,000); (2) incorporate the provisions of Sections 30-32, Chapter 2007-106, L.O.F., which require those corporations who are required to file their federal income tax returns electronically to file their Florida corporate income tax returns with the Department electronically; and (3) to update the list of taxes, surtaxes, surcharges, and fees for which the Department is requiring electronic tax payments and returns.

The proposed amendments to Rule 12-24.001, F.A.C. (Scope of Rules), include the statutory provisions regarding the electronic filing of returns and information reports that track the movement of fuel in Florida and the statutory provisions regarding the electronic filing of Florida corporate income tax returns.

The proposed amendments to Rule 12-24.002, F.A.C. (Definitions): (1) add a definition for "tax collector"; (2) change the term "preparer" to "unemployment tax agent," to distinguish a person who prepares unemployment tax returns from a person who prepares tax returns in general; (3) remove definitions that are unnecessary; and (4) update the list of taxes, surtaxes, surcharges, and fees administered by the Department that are included in the definition of "tax type" for purposes of the rule chapter.

The proposed amendments to Rule 12-24.003, F.A.C.: (1) change the title of the rule to "Requirements to File or to Pay Taxes by Electronic Means" to more accurately reflect the provisions contained in the rule; (2) update the list of tax types for which taxpayers are required to pay electronically, to file returns electronically, or to pay and file electronically; (3) lower the annual threshold from \$30,000 or more annually in tax to \$20,000 or more annually in tax (for communications services tax, \$50,000 to \$20,000), as provided in Sections 14 and 30, Chapter 2007-106, L.O.F.; (4) implement the provisions of Section 206.485, F.S., which require taxpayers who report information for tracking movements of petroleum products in Florida to file tax returns and information reports electronically; (5) incorporate the provisions of Sections 30-32, Chapter 2007-106, L.O.F., which require those corporations who are required to file their federal income tax returns electronically to file their Florida corporate income tax returns electronically using the Internal Revenue Service's e-File program; (6) provide that corporations who paid more than \$20,000 in corporate income/emergency excise tax to file their Florida corporate income tax returns using the Internal Revenue Services e-File program; (7) provide the tax types that are required to be paid and filed electronically by tax collectors who collect public money; and (8) provide that the Department will notify taxpayers and unemployment tax agents who initially meet the requirements to file and pay electronically at their last known address.

The proposed amendments to Rule 12-24.004, F.A.C. (Enrollment): (1) remove provisions from this rule that are redundant of Rule 12-24.005, F.A.C.; (2) provide that the Department will notify taxpayers and unemployment tax agents who initially meet the requirements to file and pay electronically and those that are voluntarily enrolled, but will be required to file and pay electronically; (3) provide that the Department uses social security numbers as identifying numbers and is required to maintain social security numbers as

confidential; and (4) remove the incorporation of Form DR-600, which will be incorporated into new Rule 12-24.011, F.A.C.

The proposed amendments to Rule 12-24.005, F.A.C. (Methods of Payment by Electronic Means), remove an obsolete reference to use of the ACH credit method on January 1, 2003.

The proposed amendments to Rule 12-24.007, F.A.C. (Electronic Payment Transmission Errors), remove provisions regarding the annual calendar of dates for electronic payments and returns provided by the Department.

The proposed amendments to 12-24.008, F.A.C. (Procedures for Payment), change the terms “company and identification number” and “payment identification number” to “user information.”

The proposed amendments to Rule 12-24.009, F.A.C. (Due Date; General Provisions), provide that the Department will provide an annual calendar of dates for electronic payments and returns to assist taxpayers in meeting all statutory requirements for timely electronic payments and returns.

The proposed amendments to Rule 12-24.010, F.A.C. (General Administrative Provisions; Voluntary Participation; Confidentiality; Granting of Waivers From Electronic Filing Requirements): (1) remove the requirements to taxpayers to request in writing to voluntarily participate in electronically paying and filing of taxes and tax returns; and (2) update the list of statutory references under which taxpayers can establish the grounds for a waiver from electronic filing requirements.

The purpose of proposed new Rule 12-24.011, F.A.C. (Public Use Forms), is to adopt, by reference, forms used by the Department in administration of the e-Services.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the requirements to pay taxes by electronic means and to file tax returns and reports by electronic means with the Department.

SPECIFIC AUTHORITY: 202.26(3)(a), 206.485(1), 213.06, 213.755(8), (9), 220.21(2), (3) FS.

LAW IMPLEMENTED: 202.28, 202.30, 206.485, 212.12, 213.755, 220.21(2), (3), 443.1317, 443.163 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-9407

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DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-28.001	Scope
12-28.002	Definitions
12-28.003	Enrollment Procedures
12-28.004	Method of Transferring Funds and Associated Remittance Information
12-28.005	Means of Communication to Report Payment Information
12-28.006	Remittance or Transmission Problems
12-28.007	Procedures for Payment
12-28.008	Due Date; General Provisions
12-28.009	Distribution of Funds Received by the Department

PURPOSE AND EFFECT: Section 213.13, F.S., requires the Department of Revenue and the Florida Association of Court Clerks to jointly develop an electronic system to remit taxes, fees, fines, reimbursements, court costs, or other court-related funds to the Department for distribution to designated state funds. That system was developed in 2001 and has been in operation since that date. Improvements have been made to the procedures employed to use the electronic remittance system that simplify the use of the system. The purpose of the proposed amendments to Rule Chapter 12-28, F.A.C. (Clerks of the Court Remittance Requirements), is to update the procedures to reflect the improvements to the Clerk of the Court Revenue Remittance System.

Specifically, the proposed amendments to Rule 12-28.001, F.A.C. (Scope), provide technical changes.

The proposed amendments to Rule 12-28.002, F.A.C. (Definitions): (1) add or amend definitions for the terms “electronic funds transfer,” “payment information,” “return/remittance detail,” “session,” and “working day” and remove definitions that are unnecessary.

The proposed amendments to Rule 12-28.003, F.A.C. (Enrollment Procedures), update the information on how a clerk of the court or his or her authorized designee is to enroll in the Department’s e-Services program and how to obtain the enrollment form from the Department.

The proposed substantial rewording of Rule 12-28.004, F.A.C. (Transmitting Funds and Return/Remittance Detail to the Department), updates the procedures for the electronic remittance of funds and the detail remittance information by the clerk of the court to the Department and provides current requirements to report transmission problems and to replace failed payments. When in effect, this substantial rewording will replace the provisions that are provided in Rule 12-28.005, F.A.C. (Means of Communication to Report Payment Information), Rule 12-28.006, F.A.C. (Remittance or Transmission Problems), and Rule 12-28.007, F.A.C. (Procedures for Payment). These rules are proposed to be repealed.

The proposed substantial rewording of Rule 12-28.008, F.A.C. (Due Date; General Provisions), clarifies that funds collected by the clerk of the court are to be remitted to the Department as follows: (1) documentary stamp tax and nonrecurring intangible personal property tax are to be remitted weekly; (2) court-related fees, service charges, court costs, and fines are to be remitted monthly; and (3) the cumulative excess over the approved budget amount, as provided in Section 28.36, F.S., is to be remitted annually on the last working day before December 31. The proposed rule provides information on how to obtain the annual calendar of due dates that is developed by the Department to assist the clerks in complying with their statutory requirements for the remittance of funds to the Department.

The proposed amendments to Rule 12-28.009, F.A.C. (Distribution of Funds Received by the Department), provides: (1) that the Department will make the required entries in the state accounting system within two working days of receiving an accurate payment; and (2) the Department will assist agencies in correcting errors in deposits to other agencies.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the procedures used to administer the Clerk of the Court Revenue Remittance System.

SPECIFIC AUTHORITY: 213.13 FS.

LAW IMPLEMENTED: 28.245, 28.36, 28.37(4), 213.13, 213.131, 219.07 FS.

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DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.:	RULE TITLES:
12A-1.029	Labels and Other Printed Matter Sold to Manufacturers
12A-1.036	Furniture and Storage Warehousemen
12A-1.040	Sales of Containers, Wrapping and Packing Materials and Related Products
12A-1.075	Deposits

PURPOSE AND EFFECT: The purpose of the proposed repeal of Rule 12A-1.029, F.A.C. (Labels and Other Printed Matter Sold To Manufacturers), is to move provisions for sales of the following items to the substantial rewording of Rule 12A-1.040, F.A.C. (Containers and Other Packaging Materials; Gift Wrapping): (1) the sale of labels, name plates, and packing inserts used as packaging materials; (2) the sale of direction sheets and instruction books or manuals that provide instructions and accompany the product for sale; and (3) the sale of tangible advertising materials.

The purpose of the proposed amendments to Rule 12A-1.036, F.A.C. (Furniture and Storage Warehousemen), is to: (1) clarify that charges by warehousemen for moving, storing, packing, and shipping tangible personal property belonging to other persons are not subject to tax; (2) warehousemen who sell packaging materials and other items are required to register as dealers and collect sales tax on sales of taxable items; (3) provide that the payment of a claim for damaged merchandise is not a sale of tangible personal property; (4) provide that warehousemen who operate a business location to sell tangible personal property must collect tax on sales of tangible personal property; and (5) provide that the purchase of boxing, crating, shipping, and packaging materials for use by the warehousemen in performing their services of moving, storing, packing, and shipping tangible personal property belonging to other persons is subject to tax.

The purpose of the proposed amendments to Rule 12A-1.040, F.A.C. (Containers and Other Packaging Materials; Gift Wrapping), is to provide a single administrative rule regarding the taxability of containers and other packaging materials items that accompany a product for sale, the taxability of tangible

advertising materials that accompany a product for sale, and the taxability of items used in gift wrapping. When in effect, the provisions of the substantial rewording will provide for the administration of sales and use tax for the following:

- Materials used for packaging tangible personal property for sale;
- Instructional materials that accompany the product when sold to customers;
- Tangible advertising materials that accompany the product to the customer;
- Containers used more than one time for packaging tangible personal property;
- Deposits charged for reusable containers and the taxability of those containers;
- Dunnage used to protect packages and cargo during shipment;
- Materials used by persons who are not required to collect tax for services provided to their customers; and
- Charges for gift wrapping and the taxability of materials used in gift wrapping.

The purpose of the proposed repeal of Rule 12A-1.075, F.A.C. (Deposits), is to move the provisions regarding the taxability of charges for returnable containers to the substantial rewording of Rule 12A-1.040, F.A.C.

SUBJECT AREA TO BE ADDRESSED: The subject area of the rule development workshop is the proposed provisions regarding the taxability of: (1) materials, containers, labels, sacks, bags, or similar items intended to accompany a product for sale, as provided in Section 212.02(14)(c), F.S.; (2) tangible advertising materials, as provided in Section 212.02(14)(b), F.S.; and (3) the taxability of containers that are to be returned by the purchaser to the seller and the taxability of deposits by customers for returnable containers.

SPECIFIC AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS.
LAW IMPLEMENTED: 212.02(14), (15), (16), (18)-(21), 212.05(1)(b), 212.06(1)(a), 212.07(1)(b), 212.08(7)(v), 212.18(3) FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet L.

Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-9407

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DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.:	RULE TITLES:
12A-15.002	Surtax Brackets
12A-15.010	The Sale of Food, Drink, and Tangible Personal Property at Concession Stands
12A-15.011	Coin-Operated Amusement and Vending Machines, and Other Devices
12A-15.012	Alcoholic and Malt Beverages

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-15.002, F.A.C. (Surtax Brackets), is to update the information on how to obtain copies of schedules and rate tables from the Department.

The purpose of the proposed amendments to Rule 12A-15.010, F.A.C. (The Sale of Food, Drink, and Tangible Personal Property at Concession Stands), is to provide the applicable divisor rates for counties that may impose discretionary sales surtaxes at the rates of 1 3/4 percent or 2 percent for purposes of computing sales tax, plus surtax, due on sales by concessionaires at arenas, auditoriums, carnivals, fairs, stadiums, theaters, and similar places of business.

The purpose of the proposed amendments to Rule 12A-15.011, F.A.C. (Coin-Operated Amusement and Vending Machines, and Other Devices), is to provide the divisors for counties that may impose discretionary sales surtaxes at the rate of 1 3/4 percent or 2 percent for purposes of computing the amount of sales tax, plus surtax, due on sales of food, beverages, and other items of tangible personal property made through vending machines and on charges for the use of amusement machines.

The purpose of the proposed amendments to Rule 12A-15.012, F.A.C. (Alcoholic and Malt Beverages), is to: (1) provide the applicable divisor rates for counties that may impose discretionary sales surtaxes at the rates of 1 3/4 percent or 2 percent to be used for purposes of computing sales tax, plus surtax, due on sales of alcoholic beverages; (2) correct the divisor for counties that may impose a surtax rate of 1/4 percent on alcoholic beverages by dealers who do not sell mixed drinks; and (3) provide effective rates and applicable divisors for counties that may impose discretionary sales surtax rates at 1 3/4 percent or 2 percent.

SUBJECT AREA TO BE ADDRESSED: The subject of this rule development workshop is the Department's proposed adoption of discretionary sales surtax rates and divisors to be used by concessionaires at arenas, auditoriums, carnivals, fairs, stadiums, theaters, and similar places of business, taxpayers who make sales of food, beverages, and other items of tangible personal property through vending machines, taxpayers who charge for the use of amusement machines, and dealers who sell alcoholic beverages.

SPECIFIC AUTHORITY: 212.05(1)(h), 212.0515, 212.07(2), 212.12(11), 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.02(16), (24), 212.05(1)(h), 212.0515, 212.054, 212.055, 212.07(2), (4), 212.08(4), 212.12(9), (10), (11), 212.15(1), (4), 212.18(3) FS.

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DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-17.003
RULE TITLE: Registration

PURPOSE AND EFFECT: Section 5, Chapter 2008-69, L.O.F., requires the Department to release, upon the request of a local law enforcement official, the name and address of any secondary metals recycler registered with the Department within the local official's jurisdiction. The purpose of the proposed amendments to Rule 12A-17.003, F.A.C. (Registration), is to update the list of information regarding secondhand dealers and secondary metals recyclers that the Department may release to requesting local law enforcement officials. This law change authorizes the Department to

provide registration information regarding secondary metals recyclers that is currently provided regarding secondhand dealer registrants.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the authorization provided to the Department under Section 5, Chapter 2008-69, L.O.F., to release to requesting local law enforcement information regarding secondary metals recyclers.

SPECIFIC AUTHORITY: 213.06(1), 538.11 FS.

LAW IMPLEMENTED: 213.053(9), (11), 538.09, 538.11, 538.25, 538.26 FS.

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DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.:	RULE TITLES:
12B-5.020	Definitions; Specific Exemptions
12B-5.130	Refunds
12B-5.150	Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-5.020, F.A.C. (Definitions), is to update definitions for the terms "fuel," "fuel grade ethanol," and "gasohol" for purposes of determining when a product blended with gasoline is a "fuel" subject to Florida's fuel taxes. Standards established by the federal Bureau of Alcohol, Tobacco, and Firearms distinguish products containing alcohol fit for human consumption from those that are not fit for human consumption and are used as a fuel. Products containing 100% alcohol can be consumed by humans as an alcoholic beverage. These products are subject to federal and state beverages taxes. Products that are blended with at least

1% gasoline, such as “denatured ethanol,” are not fit for human consumption and are not subject to the beverage taxes. The proposed amendments clarify that “fuel grade ethanol,” defined as ethanol with no less than 1% gasoline, is a fuel subject to Florida’s fuel taxes.

The proposed amendments include ethanol-blended fuel containing not less than 9% ethanol as “gasohol,” a product subject to Florida’s fuel taxes. The Florida Renewable Fuel Standard Act (Sections 101-107, Chapter 2008-227, L.O.F., creating Sections 526.203-526.207, F.S.) requires terminal suppliers, importers, blenders, and wholesalers to report to the Department of Revenue the number of gallons of “blended gasoline” (mixture of gasoline and 9-10% fuel ethanol) and “unblended gasoline” (gasoline containing no fuel ethanol) sold. The total number of gallons sold in Florida is reported to the Florida Department of Agriculture and Consumer Services monthly. The proposed definitions for “fuel grade ethanol” and “gasohol” are consistent with the definitions for “blended gasoline” and “unblended gasoline.”

The purpose of the proposed creation of Rule 12B-5.121, F.A.C. (Temporary Licenses Issued Under a Declared Emergency), and 12B-5.401, F.A.C. (Temporary Pollutants Importer License Issued Under a Declared Emergency), is to implement the authority granted to the Department in Sections 15-17, Chapter 2007-106, L.O.F., to authorize the granting of temporary fuel and pollutants licenses when the Governor of Florida or the President of the United States has declared a state of emergency or major disaster in Florida or in any other state. This law temporary expands the number of dealers authorized to provide fuel in Florida or to export fuel to other states in their time of need. The proposed rules provide: (1) when a temporary Florida fuel or pollutants license will be granted by the Department and how fuel dealers may obtain a temporary license from the Department; (2) when an extension of the temporary license will be granted and how to obtain an extension of the expiration date of a license; (3) the Florida fuel and pollutant taxes that must be collected and remitted to the Department by temporary importers, temporary exporters, and temporary carriers; (4) for the reporting and remitting of the applicable fuel and pollutant taxes to the Department; and (5) when a refund of previously paid Florida fuel or pollutant taxes is available to temporary licensees and how to obtain the refund from the Department.

The purpose of the proposed amendment to Rule 12B-5.130, F.A.C. (Refunds), is to implement the provisions of Sections 1-2, Chapter 2007-31, L.O.F. Effective July 1, 2007, any person who uses motor fuel in vehicles or equipment for commercial aviation purposes may apply for a refund of the local option fuel tax, the State Comprehensive Enhanced Transportation System Tax (SCETS tax), and the fuel sales tax, imposed under paragraphs 206.41(1)(e), (f), and (g), F.S. “Commercial aviation purposes” means motor fuel used in the

operation of aviation ground support vehicles or equipment, no part of which fuel is used in any vehicle or equipment driven or operated upon the public highways of Florida.

The purpose of the proposed amendments to Rule 12B-5.150, F.A.C. (Public Use Forms), is to adopt, by reference, new Form DR-156T, Florida Temporary Fuel Tax Application, used by fuel dealers to obtain a temporary Florida license.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed rule amendments necessary to: (1) update definitions for the terms “fuel,” “fuel grade ethanol,” and “gasohol” for purposes of determining when a product blended with gasoline is a “fuel” subject to Florida’s fuel taxes; (2) implement the provisions of Sections 1 and 2, Chapter 2007-31, L.O.F., which provides for a refund of tax paid on motor fuel used in the operation of aviation ground support vehicles or equipment; and (3) implement the authority granted to the Department in Sections 15-17, Chapter 2007-106, L.O.F., to authorize the granting temporary fuel and pollutants licenses when the Governor of Florida or the President of the United States has declared a state of emergency or major disaster in Florida or in any other state.

SPECIFIC AUTHORITY: 206.14(1), 206.59(1), 206.8745(6), 213.06(1), 526.206 FS.

LAW IMPLEMENTED: 206.02, 206.021, 206.022, 206.025, 206.026, 206.027, 206.028, 206.05, 206.051(4), 206.052, 206.055, 206.095, 206.404, 206.41, 206.43, 206.62, 206.64, 206.86, 206.87, 206.874, 206.8745, 206.877, 206.90, 206.91, 206.92, 206.97, 206.9925, 206.99825(1)(a), 206.9931, 206.9942, 206.9943, 213.255(2), (3), 215.26(2), 526.203 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: December 9, 2008, 10:00 a.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ronald Gay, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4732

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT’S INTERNET SITE AT: myflorida.com/dor/rules

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.:	RULE TITLES:
12B-5.030	Importers
12B-5.040	Carriers
12B-5.050	Terminal Suppliers
12B-5.060	Wholesalers
12B-5.070	Terminal Operators
12B-5.080	Exporters
12B-5.090	Local Government Users
12B-5.100	Mass Transit Systems
12B-5.110	Blenders
12B-5.150	Public Use Forms
12B-5.400	Producers and Importers of Pollutants

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule Chapter 12B-5, F.A.C. (Tax on Motor Fuels, Diesel Fuels, Alternative Fuels, Aviation Fuels, and Pollutants), is to: (1) impose the electronic reporting and filing requirements authorized in Section 206.485, F.S., on fuel dealers who hold licenses as importers, petroleum carriers, terminal suppliers, wholesalers, terminal operators, exporters, and blenders; (2) change the method by which terminal suppliers and terminal operators are required to electronically submit their returns and information reports to the Department; (3) clarify the due dates for tax returns and information reports submitted electronically, for tax returns submitted with payments electronically, and for paper returns filed with the Department; and (4) adopt changes to fuel tax and pollutant tax returns and information reports that simplify and clarify instructions, designate each form as a 2009 form, and include the 2009 fuel tax rates.

When effective, the proposed amendments will require importers, carriers, petroleum carriers, terminal suppliers, terminal operators, exporters, and blenders to enroll in the Department’s e-Services Program to make payments and submit their tax returns or information reports electronically when obtaining a Florida fuel license. Terminal suppliers and terminal operators will be required to submit their returns by electronic data interchange, as provided in the Florida Department of Revenue Motor Fuels Technical Implementation Guide – ANSI ASC X12 V.4030. Other fuel licensees may select from the methods available to submit their tax returns electronically. The proposed amendments will also clarify the due dates for returns submitted electronically, for returns with payments submitted electronically, and for paper returns submitted to the Department. The ability for the Department to grant waivers on a case-by-case basis from electronic filing requirements is preserved to ensure that fuel licensees who are unable to comply with these requirements are not impacted.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed rule amendments is: (1) the electronic reporting and filing requirements authorized in Section 206.485, F.S., imposed on fuel dealers who hold licenses as importers, petroleum carriers, terminal suppliers, wholesalers, terminal operators, exporters, and blenders; (2) the due dates for tax returns and information reports submitted to the Department; and (3) the updates to forms used by the Department in the administration of fuel and pollutant taxes.

SPECIFIC AUTHORITY: 206.14(1), 206.485(1), 206.59(1), 206.87(1)(e)2., 206.97, 206.9915, 213.06(1), 213.755(8) FS.

LAW IMPLEMENTED: 206.01, 206.02, 206.021, 206.022, 206.025, 206.026, 206.027, 206.028, 206.03, 206.04, 206.05, 206.051, 206.052, 206.054, 206.055, 206.09, 206.095, 206.199, 206.20, 206.204, 206.205, 206.404, 206.41, 206.413, 206.414, 206.416, 206.43, 206.48, 206.485, 206.62, 206.86, 206.87, 206.872, 206.873, 206.874, 206.8745, 206.877, 206.89, 206.90, 206.91, 206.92, 206.97, 206.9815, 206.9825, 206.9835, 206.9915, 206.9925, 206.9931, 206.9935, 206.9941, 206.9942, 206.9943, 206.9835, 213.755 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet L. Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-9407

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT’S INTERNET SITE AT: myflorida.com/dor/rules

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.:	RULE TITLE:
12B-8.001	Premium Tax; Rate and Computation

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-8.001, F.A.C. (Premium Tax; Rate and Computation), is to: (1) make technical corrections, including updating statute references, expiration dates, references, and removing obsolete language regarding the

annuity exemption in effect prior to July 1, 1990; (2) include corporation not for profit self-insurance funds under Section 624.4625, F.S., and Public Housing Authorities Self-Insurance Funds under Section 624.46226, F.S., as entities whose premiums, contributions, and assessments are subject to a 1.6 percent tax; (3) clarify that dividends used to purchase paid-up additions are not an additional gross receipt; (4) incorporate information on the Florida Life and Health Insurance Guaranty Association Assessment, including payments due as a result of Florida Life and Health Insurance Guaranty Association refunds of prior assessments that were used in the computation of credits by an insurer, and the acceleration of Florida Life and Health Insurance Guaranty Association credits when an insurer surrenders its certificate of authority and ceases doing business in Florida; (5) reference Section 624.50921, F.S., for the insurance premium tax credits for assessments paid under Chapter 440, F.S., and the corporate income tax paid under Chapter 220, F.S.; and (6) provide general information on the salary tax credit exceptions.

SUBJECT AREA TO BE ADDRESSED: The subject areas of the rule development workshop is the: (1) corporation not for profit self-insurance funds; (2) dividends used to purchase paid-up additions; (3) Florida Life and Health Insurance Guaranty Association credit; (4) statute of limitations and amended insurance premium tax returns; (5) salary tax credit exceptions.

SPECIFIC AUTHORITY: 213.06(1), 220.183(6), 288.99(11), 624.5105(6) FS.

LAW IMPLEMENTED: 175.101, 175.1015, 175.121, 175.141, 185.08(3), 185.085, 185.10, 185.12, 213.05, 213.235, 213.37, 220.183(3), 288.99(11), 624.4621, 624.46226, 624.4625, 624.475, 624.509, 624.5092, 624.50921, 624.510, 624.5105, 624.511, 624.518, 624.519, 624.520(2), 626.7451(11), 627.3512, 627.357(9), 628.6015, 629.5011, 634.131, 634.313(2), 634.415(2) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: December 9, 2008, 10:00 a.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robert

DuCasse, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4715

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET SITE AT: myflorida.com/dor/rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: **RULE TITLE:**

40C-1.603 Permit Fees

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development are to: (1) adopt and charge the minimum fee of \$250 for all noticed general environmental resource permits contained in Chapter 40C-400, F.A.C., as set forth in Section 373.109(1)(b) F.S.; (2) adopt and charge the minimum fee of \$100 for District verification that an activity is exempt from regulation under part IV of chapter 373, F.S., or Section 403.813, F.S., as set forth in Section 373.109(1)(c), F.S.; (3) adopt and charge the minimum fee of \$100 for the District conducting an informal wetland boundary determination, as set forth in Section 373.109(1)(d), F.S.; (4) increase each application fee authorized under Part IV of Chapter 373, F.S., such that each fee reflects the upward adjustment in the Consumer Price Index compiled by the United States Department of Labor since the original fee was established or most recently revised, as set forth in Section 373.109(1)(a), F.S.; (5) establish by rule the inflation index to be used for this purpose (the Consumer Price Index for All Urban Consumers (CPI-U), compiled by the United States Department of Labor), as set forth in Section 373.109(1)(a), F.S.; and (6) clarify that the application fees for propriety authorization to use State-owned lands under Chapters 253 and 258, F.S., are provided in Chapter 18-21, F.A.C.

This rulemaking implements the recent statutory amendments to Section 373.109, F.S., enacted pursuant to Section 18 of Senate Bill 1294 (2008), (Chapter 2008-150, Laws of Florida). Subsequent to the enactment of these statutory amendments, the Florida Department of Environmental Protection delegated its authority to implement the statutory amendment to the water management districts. These statutory amendments require the following increases in permit application fees and the following new fees under the Environment Resource Permit program of Part IV, Chapter 373, F.S.: a \$250 minimum fee for noticed general environmental resource permits; a new

\$100 minimum fee, not to exceed \$500 if later adopted by rule, to verify qualification for an exemption from regulation; and a new \$100 minimum fee, not to exceed \$500 if later adopted by rule, to conduct an informal wetland boundary determination. Section 373.109(1)(a), F.S., also requires the District to review all of its environmental resource permit (ERP) fees, and to initiate rulemaking no later than December 1, 2008, to increase each application fee authorized under Part IV of Chapter 373, F.S., to ensure that such fees reflect, at a minimum, an upward adjustment in the Consumer Price Index compiled by the United States Department of Labor, or similar inflation indicator, since the original fee was established or more recently revised, and to establish by rule the inflation indicator to be used.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments would: (1) increase the fee for all noticed general environmental resource permits to \$250; (2) create a \$100 fee for District verification that an activity is exempt from regulation; (3) create a \$100 fee for an informal wetland boundary determination; (4) increase each application fee authorized under Part IV of Chapter 373, F.S., based on a Consumer Price Index, (5) establish the Consumer Price Index used for calculating those fees increases; and (6) clarify that the application fee for proprietary authorization to use State-owned lands under Chapters 253 and 258, F.S., are provided in Chapter 18-21, F.A.C.

SPECIFIC AUTHORITY: 373.044, 373.109, 373.113, 373.421(2) FS.

LAW IMPLEMENTED: 373.109, 373.421(2) 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 WEEKLY.

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: Sandy Bertram, Asst. District Clerk (386)329-4127. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Norma Messer, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4459, or nmesser@sjrwmd.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-1.603 Permit Fees.

A fee is required and shall be paid to the District when certain applications or petitions are filed pursuant to District rules or permit programs delegated to the District. Effective October 1, 1990, governmental entities shall be required to submit the fees established except as provided in subsection (17 44). This fee recovers some of the District's costs of processing applications. The fee schedule is:

(1) through (4) No change.

(5) Chapter 40C-4, F.A.C., environmental resource permits:

(a) Individual and conceptual permits \$5,410 ~~4,500~~

(b) Mitigation Bank permits and conceptual approvals \$12,040 ~~10,000~~

(c) Applications for Modification of individual or conceptual environmental resource permits, or Mitigation Bank permits or conceptual approval permits, where the total land area of the project is not increased \$1,420 ~~1,000~~

(d) Applications for modification of individual or conceptual environmental resource permits, or Mitigation Bank permits or conceptual approval permits, where the total land area of the project is increased \$4,260 ~~3,000~~

(e) Requests for modification by letter of individual or conceptual environmental resource permits, or mitigation bank permits or conceptual approval permits \$270 ~~250~~

(f) Chapter 40C-40, F.A.C., standard environmental resource permits:

1. Systems which have a project area greater than or equal to 40 acres \$1,800 ~~1,500~~

2. Systems which have a project area of less than 40 acres and greater than one acre \$1,200 ~~1,000~~

3. Systems which have a project area of less than or equal to one acre \$600 ~~500~~

4. Applications qualifying under subsection 40C-40.302(5), F.A.C., for modification of individual or conceptual environmental resource permits, or mitigation bank permits or conceptual approval permits, where the total land area is not increased \$1,100 ~~1,000~~

5. Applications qualifying under subsection 40C-40.302(5), F.A.C., for modification of individual or conceptual environmental resource permits, or mitigation bank permits or conceptual Approval permits, where

the total land area of a project is increased	\$ 3,320 3,000	one acre	\$ <u>280</u> 200
6. Requests for modification by letter of Chapter 40C-40, F.A.C., standard environmental resource permits	\$ <u>160</u> 150	(b) Stormwater facility serving a project with a total land area greater than one acre	\$ <u>490</u> 350
permits, where the total land area of a project is not increased		Permit applications under Chapter 40C-42, F.A.C., as such rule existed prior to the effective date of the rules adopted pursuant to Section 373.414(9), F.S., that are submitted pursuant to the grandfathering provisions of subsections 373.414(12) through (16), F.S.	
(g) Chapter 40C-400, F.A.C., noticed general environmental resource permits set forth in Rules 40C-400.417 through 40C-400.500 40C-400.499 , F.A.C.	\$ <u>250</u> 400	1. Stormwater facility serving a project with a total land area less than or equal to one acre	\$ <u>220</u> 150
(h) Variances associated with an environmental resource permit application	\$ <u>550</u> 500	2. Stormwater facility serving a project with a total land area greater than one acre	\$ <u>450</u> 300
(i) Formal Determinations:		(c) Requests for modification by letter of Chapter 40C-42, F.A.C., permits	\$ <u>110</u> 100
1. For property less than or equal to 10 acres	\$ <u>870</u> 550	(7) No change.	
2. For property greater than 10 acres but less than or equal to 40 acres	\$ <u>1,190</u> 750	(8) Chapters 62-4 and 62-312, F.A.C., wetland resource management (dredge and fill) permits issued pursuant to the grandfathering provisions of subsections 373.414(11) through (16), F.S.	
3. For property greater than 40 acres but less than or equal to 120 acres	\$ <u>2,380</u> 1,500	(a) General permits	\$ <u>150</u> 100
4. For property greater than 120 acres	\$ <u>2,380</u> 1,500 plus \$ <u>310</u> 200 for each additional 100 acres or portion thereof	(b) Short form permits:	
5. For properties with an existing formal determination that qualify for a lower fee in accordance with subsection 40C-1.1006(7), F.A.C.	\$ <u>350</u> 250	1. Involving the construction of new docking or boardwalk facilities, pursuant to Rule 62-312.070, F.A.C., that provide:	
(j) No change.		a. 0-2 new boat slips	\$ <u>460</u> 300
(k) Management and storage of surface waters permits under Chapters 40C-4 and 40C-40, F.A.C., as such rules existed prior to the adoption of rules pursuant to Section 373.414(9), F.S., that are submitted pursuant to the grandfathering provisions of subsections 373.414(11) through (16), F.S.		b. 3-9 new boat slips	\$ <u>770</u> 500
1. Individual and conceptual permits	\$ <u>3,550</u> 2,500	2. Involving dredging and filling activities that affect 10 acres or less of jurisdictional area, pursuant to subsection 62-312.070(2), F.A.C.:	
2. General permits	\$ <u>990</u> 700	a. Up to and including five years duration	\$ <u>770</u> 500
(l) Permit applications and formal determinations which require wetland delineations pursuant to Section 373.421(7), F.S., will be charged a supplemental application fee of <u>seven hundred ten five hundred</u> dollars (\$710 500), in addition to the application fees above.		b. From six years up to and including 10 years duration	\$ <u>4,630</u> 3,000
(6) Chapter 40C-42, F.A.C., environmental resource stormwater permits and conceptual approval environmental resource stormwater permits.		(c) Standard form permits:	
(a) Stormwater facility serving a project with a total land area less than or equal to		1. Up to and including five years duration	\$ <u>6,170</u> 4,000
		2. For six years duration	\$ <u>9,260</u> 6,000
		3. For seven years duration	\$ <u>10,800</u> 7,000
		4. For eight years duration	\$ <u>12,350</u> 8,000
		5. For nine years duration	\$ <u>13,880</u> 9,000
		6. For ten years duration	\$ <u>15,430</u> 10,000
		7. For 11 years duration	\$ <u>16,980</u> 11,000
		8. For 12 years duration	\$ <u>18,520</u> 12,000
		9. For 13 years duration	\$ <u>20,070</u> 13,000
		10. For 14 years duration	\$ <u>21,610</u> 14,000
		11. For 15 years duration	\$ <u>23,150</u> 15,000
		12. For 16 years duration	\$ <u>24,700</u> 16,000
		13. For 17 years duration	\$ <u>26,240</u> 17,000
		14. For 18 years duration	\$ <u>27,780</u> 18,000
		15. For 19 years duration	\$ <u>29,330</u> 19,000
		16. For 20 years duration	\$ <u>30,870</u> 20,000
		17. For 21 years duration	\$ <u>32,420</u> 21,000
		18. For 22 years duration	\$ <u>33,960</u> 22,000

- 19. For 23 years duration \$35,500 ~~23,000~~
- 20. For 24 years duration \$37,050 ~~24,000~~
- 21. For 25 years duration \$38,590 ~~25,000~~

(d) or permit applications which involve a combination of fee categories listed above, the highest fee that applies to the appropriate standard form or short form project, pursuant to Rule 62-312.070, F.A.C., shall be charged.

- (e) Variances from permitting standards, permit conditions, or water quality standards associated with a wetland resource permit application \$550 ~~500~~
- (f) No change.

(g) A single additional fee of \$770 ~~500~~ shall be required for projects in which monitoring and evaluation to determine success of the mitigation will be required beyond the period of time to which the permit fee will ordinarily apply. If it is determined at the time of the permit application that monitoring and evaluation to determine the success of the mitigation will be required beyond the time period to which the permit fee will ordinarily apply, then this single additional fee will be due at that time. If it is determined after the time of permit application that monitoring and evaluation to determine the success of the mitigation will be required beyond the time period to which the permit fee will ordinarily apply, then this single additional fee shall be due when it is determined that this monitoring and evaluation is required.

(h) Minor modifications of permits that do not require substantial technical evaluation by the District, do not require a new site inspection by the District, and will not lead to substantially different environmental impacts or will lessen the impacts of the original permit:

- 1. That consist of transfers of permits or time extensions \$70 ~~50~~
- 2. Involving minor technical changes when the existing permit fee is less than ~~\$460.00~~ ~~\$300.00~~. \$70 ~~50~~
- 3. Involving minor technical changes when the existing permit fee is more than or equal to ~~\$460.00~~ ~~\$300.00~~. \$380 ~~250~~

(9) Chapter 40C-44, F.A.C., environmental resource agricultural system permits:

- (a) Standard General Permits for agricultural operations less than 40 acres \$420 ~~300~~
- (b) Standard General Permits for agricultural operations greater than 40 acres \$1,060 ~~750~~
- (c) Individual Permits \$2,840 ~~2,000~~

(d) Permit applications under Chapter 40C-44, F.A.C., as such rule existed prior to the effective date of the rules adopted pursuant to Section 373.414(9), F.S., that are submitted pursuant to the grandfathering provisions of subsections 373.414(12) through (16), F.S.

- 1. General Permits for agricultural operations

- less than 40 acres \$470 ~~250~~
- 2. General Permits for agricultural operations greater than 40 acres \$950 ~~500~~
- 3. Individual Permits \$2,860 ~~1,500~~

(10) and (11) No change.

(12) Application fees for a ~~Authorizations on sovereign submerged lands under Chapters 253 and 258, F.S., are provided in Chapter 18-21, F.A.C.:~~ ~~to use State owned sovereign submerged lands~~

- (a) Consents of Use No Fee
- (b) Easements and Licenses \$200

(13) For individual, conceptual, and standard environmental resource permit, environmental resource stormwater permit, and mitigation bank permit and conceptual approval permit applications that fail to provide five copies of the application package (which package includes the signed application form, construction plan drawings, and other supporting information), for each missing application package the application fee shall be increased as follows:

- (a) Chapter 40C-4, F.A.C., individual and conceptual environmental resource permits, and mitigation bank permits and conceptual approval permits \$220 ~~200~~
- (b) Chapter 40C-40, F.A.C., standard environmental resource permits \$110 ~~100~~
- (c) Chapter 40C-42, F.A.C., permits \$110 ~~100~~

However, this additional fee shall not apply when the application package is received electronically via the District's E-Permitting website at www.sjrwmd.com

(14) Informal wetland boundary determinations under Part IV of Chapter 373, F.S., for property less than or equal to 1 acre \$100

(15) Verification that an activity is exempt from regulation under Part IV of Chapter 373, F.S., or Section 403.813, F.S. \$100

(16) The District shall use the Consumer Price Index, for All Urban Consumers (CPI-U), all items, compiled by the United States Department of Labor for revising fees under Part IV of Chapter 373, F.S., pursuant to Section 373.109, F.S.

(17)(14) No change.

Specific Authority 373.044, ~~373.109~~, 373.113, 373.421(2) FS. Law Implemented 218.075, 373.109, 373.421(2) FS. History—New 10-1-87, Amended 6-1-88, 10-17-88, Formerly 40C-1.202, Amended 8-1-89, 10-19-89, 8-19-90, 7-21-91, 7- 23-91, 8-11-91, 9-25-91, 11-12-91, 10-20-92, 11-30-92, 1-6-93, 12-6-93, 1-23-94, 4-12-95, 1-4-96, 4-25-96, 10-2-96, 10-11-01, 4-10-02, 11-11-03, 2-1-05,

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: 40C-4.091
 RULE TITLE: Publications Incorporated by Reference

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to clarify that informal wetland determinations are discretionary, non-binding, available only to persons or entities with a legal or equitable interest in the land or power of eminent domain, and are limited to a parcel of property that does not exceed one acre in size.

SUBJECT AREA TO BE ADDRESSED: The proposed rule would clarify the availability of informal wetland determinations under Section 12.5.6 of the Applicant’s Handbook: Management and Storage of Surface Waters, which is adopted and incorporated by reference in paragraph 40C-4.091(1)(a), F.A.C.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.421(6) FS.

LAW IMPLEMENTED: Section 18 of Chapter 2008-150, Laws of Florida, 373.109(1)(d), 373.413, 373.414, 373.421(6) 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 WEEKLY.

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 days before the workshop/meeting by contacting: Sandy Bertram, Asst. District Clerk, (386)329-4127. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Norma Messer, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4459, or nmesser@sjrwmd.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-4.091 Publications Incorporated by Reference.

(1) The Governing Board hereby adopts by reference:

(a) Part I “Policy and Procedures,” Part II “Criteria for Evaluation,” subsections 18.0, 18.1, 18.2, and 18.3 of Part III and Appendix K “Legal Description Upper St. Johns River Hydrologic Basin,” “Legal Description Ocklawaha River Hydrologic Basin,” “Legal Description of the Wekiva River Hydrologic Basin,” “Legal Description of the Wekiva Recharge Protection Basin,” “Legal Description of the Wekiva Recharge Protection Basin,”: “Legal Description of the

Econlockhatchee River Hydrologic Basin,” “Legal Description of the Sensitive Karst Areas Basin, Alachua County,” “Legal Description Tomoka River Hydrologic Basin,” “Legal Description Spruce Creek Hydrologic Basin,” “Legal Description of the Sensitive Karst Areas Basin, Marion County,” and “Legal Description of the Lake Apopka Hydrologic Basin,” and Appendix M “Regional Watersheds for Mitigation Banking,” of the document entitled “Applicant’s Handbook: Management and Storage of Surface Waters,” effective ~~November 5, 2008.~~

(b) through (d) No change.

(2) No change.

Specific Authority 369.318, 373.044, 373.046(4), 373.113, 373.4136, 373.414, 373.415, 373.416, 373.418, 373.421, 373.461 FS. Law Implemented 120.60, 369.316, 369.318, 373.016(2), 373.042, 373.0421, 373.046, 373.085, 373.086, 373.103, 373.109, 373.146(1), 373.406, 373.413, 373.4135, 373.4136 373.414, 373.4141, 373.415, 373.416, 373.417, 373.418, 373.421(2)-(6), 373.423, 373.426, 373.461(3), 380.06(9), 403.813(2) FS. History–New 12-7-83, Amended 10-14-84, Formerly 40C-4.091, Amended 5-17-87, Formerly 40C-4.0091, Amended 8-20-87, 10-1-87, 10-11-87, 11-26-87, 8-30-88, 1-1-89, 8-1-89, 10-19-89, 4-3-91, 9-25-91, 11-12-91, 3-1-92, 7-14-92, 9-8-92, 9-16-92, 11-12-92, 11-30-92, 1-6-93, 1-23-94, 2-27-94, 11-22-94, 10-3-95, 8-20-96, 11-25-98, 12-3-98, 1-7-99, 1-11-99, 8-21-00, 7-8-01, 10-11-01, 4-10-02, 9-26-02, 3-7-03, 11-11-03, 2-1-05, 12-3-06, 7-1-07, 5-13-08, 11-5-08, _____.

APPLICANT’S HANDBOOK

12.5.6 Nonbinding Determinations

The District may issue informal nonbinding pre-application determinations or otherwise initiate nonbinding determinations on its own initiative, as District staff time and resources allow. Informal wetland boundary determinations are provided as a public service to applicants or potential applicants for permits under Part IV, Chapter 373, F.S., and are available only to the property owner, an entity that has the power of eminent domain, or any other person who has a legal or equitable interest in the parcel of property. An informal wetland boundary determination is limited to a parcel of property that is less than or equal to one acre in size. A request for an informal wetland boundary determination is not an application for a permit, is not subject to the permit review timeframes established in Chapter 120 or 373, F.S., and does not constitute final agency action.

LAND AND WATER ADJUDICATORY COMMISSION

Fleming Island Plantation Community Development District

RULE NO.: 42BB-1.002
 RULE TITLE: Boundary

PURPOSE AND EFFECT: The petition, filed by the Fleming Island Plantation Community Development District, requests the Commission amend the boundaries of the district. The District currently covers approximately 1,580 acres of land

located in Clay County, Florida. The petition proposes to delete approximately 17 acres from the District. After contraction, the District will encompass a total of approximately 1,563 acres. A general location map is contained as Exhibit 1 to the petition depicting the existing District and the location of the parcels to be removed from the District. The Petitioner has obtained written consent to amend the boundary of the District from the owners of 100% of the real property located within the contraction parcels. The owners of land within the contraction parcels are the Clay County School Board, Centex Homes, and New Grace Church, Inc. The favorable action of the District Board of Supervisors constitutes consent for all other lands pursuant to Section 190.046(1)(e), F.S.

SUBJECT AREA TO BE ADDRESSED: The petition, filed by the Fleming Island Plantation Community Development District, requests the Commission amend the boundaries of the district. The District currently covers approximately 1,580 acres of land located in Clay County, Florida. The petition proposes to delete approximately 17 acres from the District. After contraction, the District will encompass a total of approximately 1,563 acres. A general location map is contained as Exhibit 1 to the petition depicting the existing District and the location of the parcels to be removed from the District. The Petitioner has obtained written consent to amend the boundary of the District from the owners of 100% of the real property located within the contraction parcels. The owners of land within the contraction parcels are the Clay County School Board, Centex Homes, and New Grace Church, Inc. The favorable action of the District Board of Supervisors constitutes consent for all other lands pursuant to Section 190.046(1)(e), F.S.

SPECIFIC AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005, 190.046 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: Thursday, December 11, 2008, 2:00 p.m.

PLACE: Room 2103, The Capitol, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least two days before the workshop/meeting by contacting: Barbara Leighty, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, telephone (850)487-1884. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Barbara

Leighty, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, telephone (850)487-1884

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:
59G-13.131

RULE TITLE:
Traumatic Brain and Spinal Cord
Injury Waiver Services Provider
Fee Schedule

PURPOSE AND EFFECT: The purpose of Rule 59G-13.131, F.A.C., is to incorporate by reference in rule the Traumatic Brain and Spinal Cord Injury Waiver Services Fee Schedule, October 2007. The Fee Schedule contains the Traumatic Brain and Spinal Cord Injury Waiver Services procedure codes, reimbursement and maximum limits. The effect will be to incorporate by reference in rule the Traumatic Brain and Spinal Cord Injury Waiver Services Fee Schedule, October 2007.

This Notice replaces the Notice of Rule Development that was published for Rule 59G-13.131 in the Florida Administrative Weekly, Vol. 33, No. 46, dated November 16, 2007.

SUBJECT AREA TO BE ADDRESSED: Traumatic Brain and Spinal Cord Injury Waiver Services Fee Schedule.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 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: Monday, December 8, 2008, 1:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Arlene Walker, Bureau of Medicaid Services, 2727 Mahan Drive, MS #20, Tallahassee, Florida 32308-5403, (850)410-1570, walkerar@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-13.131 Traumatic Brain and Spinal Cord Injury Waiver Services Fee Schedule.

All traumatic brain and spinal cord injury waiver services providers and their billing agents who submit claims on their behalf must be in compliance with the provisions of the Florida Medicaid Traumatic Brain and Spinal Cord Injury Waiver Services Fee Schedule, October 2007, which is incorporated by reference. The fee schedule is available from the Medicaid

fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History--New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: 61B-15.007
RULE TITLE: Developer, Defined

PURPOSE AND EFFECT: This rule amendment changes the definition of developer for filing purposes to conform the rule to Sections 718.502(1)(a), 718.503, and 718.504, Florida Statutes. The change clarifies that offering condominium parcels for lease has to be for leases more than 5 years before a legal entity may be considered a developer.

SUBJECT AREA TO BE ADDRESSED: This rule amendment addresses the definition of developer for filing purposes.

SPECIFIC AUTHORITY: 718.501(1)(f) FS.

LAW IMPLEMENTED: 718.502(1)(c) 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: December 10, 2008, 10:00 a.m.

PLACE: The Northwood Centre, Suite 16, Conference Room, 1940 North Monroe Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sharon A. Malloy, Senior Management Analyst II, at (850)488-1631. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sharon A. Malloy, Senior Management Analyst II, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030. The preliminary draft rule is also available on line at <http://www.state.fl.us/dbpr/lsc/index.shtml>

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-2.002
RULE TITLE: Certification for Approval

PURPOSE AND EFFECT: The purpose and effect is to require course outlines for all courses, and to permit nursing programs to submit letters of intent from clinical facilities in lieu of previously executed contracts; to permit new, small programs to combine statistics from two graduating classes to determine if the program meets the required passing rates on the national licensing exam; to extend the program approval period from three to five years or to be concurrent with national or regional accreditation, and to clarify documentation required with applications for approval.

SUBJECT AREA TO BE ADDRESSED: Certification for Approval.

SPECIFIC AUTHORITY: 464.006, 464.019(2) FS.

LAW IMPLEMENTED: 464.019 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B9-2.002 Certification for Approval.

(1) Provisional approval – Provisional approval will be granted to an institution to initiate a nursing program when it has presented documentation satisfactory to the Board that it meets the following requirements:

(a) No change.

1. through 2. No change.

3. Course outlines for all first-level courses shall be completed.

4. Contractual agreements, or a letter of intent to establish a contract once program approval has been received, with facilities and agencies to be used for clinical instruction for first level courses shall be in force.

5. No change.

(b) No change.

- 1. No change.
- ~~2. Course outlines for total curriculum shall be completed.~~
- ~~2.3. Contractual agreements with facilities and agencies to be used for clinical instruction in the total curriculum shall be in force.~~
- ~~3.4. Evidence of compliance with all rules in this rule chapter with the exception Rule 64B9-2.009, F.A.C., shall be demonstrated.~~

(c) Programs which have been granted provisional approval may be granted full approval when they have demonstrated they are in compliance with these rules and the licensure examination results of the first graduating class have met or exceeded the national average the standard as set forth in Rule 64B9-2.009, F.A.C. If the first graduating class has fewer than 21 students who have taken the licensure examination, the results of the next graduating class will be included in the determination of the program's passing rate on the licensure examination.

(2) Approval – An institution seeking renewed approval of a nursing program shall present documentation of compliance with these rules at least every ~~five~~ three years, except programs with national accreditation from an accrediting body recognized by the U. S. Department of Education may have program approval concurrent with the period of national accreditation good cause the Board may extend the period to five years. The administrator shall notify the Board within 30 days of any change, loss or lapse in accreditation status and shall submit to the Board within 30 days any report from a national accrediting agency citing deficiencies or recommendations. Such documentation shall also be presented upon request.

- (3) No change.
- (4) The Board may decline to approve any program on provisional status, or decline to renew or rescind approval of any program ~~on probationary status~~ which fails to meet required standards or which fails to make satisfactory progress for corrections of deficiencies within the time period outlined by the Board.
- (5) No change.

(6) Programs reapplying for approval shall submit a proposal and required fee pursuant to subsection subsection 64B9-7.001(14), F.A.C., and shall meet required standards in Rules 64B9-2.011 and 64B9-2.015, as outlined in paragraph 64B9-2.002(1)(a), F.A.C., prior to renewal of the program approval by the Board. As a condition of renewal, a program may be placed on probation if it does not meet the required standards.

Specific Authority 464.006, 464.019(2) FS. Law Implemented 464.019 FS. History–New 7-15-80, Amended 11-22-84, Formerly 21O-7.21, Amended 2-5-87, 6-8-88, 3-24-91, Formerly 21O-7.021, 61F7-2.002, 59S-2.002, Amended 12-11-97, 1-26-98, 7-7-02,_____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-3.012
 RULE TITLE: Prescriptions
 PURPOSE AND EFFECT: To authorize electronic signatures on prescriptions.
 SUBJECT AREA TO BE ADDRESSED: Prescriptions.
 SPECIFIC AUTHORITY: 463.005 FS.
 LAW IMPLEMENTED: 463.005, 463.012, 463.0135, 463.016(1)(k) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-3.012 Prescriptions.

(1) All prescriptions written by a licensed practitioner shall contain the name, address, telephone number and signature of the licensed practitioner who wrote the prescription and the information shall be kept on file by the licensed practitioner for a period of at least two (2) years. If the licensed practitioner maintains electronic patient records, the practitioner may affix an electronic signature to the prescription only if the electronic signature is generated by using either public key infrastructure or signature dynamics technology, and meets the criteria of subparagraphs (1)(a)-(d) of Rule 64B13-3.003, F.A.C.

(2) through(5) No change.

Specific Authority 463.005 FS. Law Implemented 463.005, 463.012, 463.0135, 463.016(1)(k) FS. History–New 4-10-84, Formerly 21Q-3.12, Amended 3-4-86, 8-30-87, Formerly 21Q3.012, 61F8-3.012, Amended 2-5-96, Formerly 59V-3.012, Amended 1-2-08, 6-5-06,_____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-4.004
 RULE TITLE: Manner of Application
 PURPOSE AND EFFECT: To incorporate the updated application form.
 SUBJECT AREA TO BE ADDRESSED: Manner of Application.
 SPECIFIC AUTHORITY: 456.033, 463.006(1)(b), (2) FS.
 LAW IMPLEMENTED: 456.013(7), 456.033, 463.006(1)(b), (2) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-4.004 Manner of Application.

(1) No change.

(2) All applications for examination shall be made on the form titled "Application for Optometry Examination" number DH-MQA 1128, Revised 8/08 ~~DPR-OPA-0001 effective 4/8/92~~, which is hereby incorporated by reference and can be obtained from the board office or from the Board of Optometry's website at <http://www.doh.state.fl.us/optometry/index.html>. All applications for examination shall include the application fee as specified in subsection 64B13-6.001(9), F.A.C., the examination fee as specified in subsection 64B13-6.001(1), F.A.C., and the initial licensure fee as specified in subsection 64B13-6.001(2) or (3), F.A.C. No application shall be deemed complete which does not set forth all the information required by said forms and which fails to include all fees as set forth in this rule. Applications for licensure must be received by the Department at least 60 days prior to the examination.

(3) through (5) No change.

Specific Authority 456.033, 463.006(1)(b), (2) FS. Law Implemented 456.013(7), 456.033, 463.006(1)(b), (2) FS. History--New 11-13-79, Amended 4-17-80, Formerly 21Q-4.04, Amended 11-20-86, 4-19-89, 6-25-92, 6-6-93, Formerly 21Q-4.004, Amended 6-14-94, Formerly 61F8-4.004, Amended 3-21-95, 5-29-95, Formerly 59V-4.004, Amended 7-15-02, 11-3-03, 11-16-05,_____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.007 Optometry Faculty Certificate

PURPOSE AND EFFECT: To incorporate the application from for Optometry Faculty Certificates.

SUBJECT AREA TO BE ADDRESSED: Optometry Faculty Certificate.

SPECIFIC AUTHORITY: 463.005 FS.

LAW IMPLEMENTED: 463.0057 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-4.007 Optometry Faculty Certificate.

To obtain a optometric faculty certificate pursuant to Section 463.007, F.S., the applicant must submit an Initial Optometry Faculty Certificate Application, form number DH-MQA 1134, 8/08 and the fees set forth in Rule 64B13-6.001, F.A.C. The form is available from the Board office or website: <http://www.doh.state.fl.us/mqa/optometry/index.html>.

Specific Authority 463.005 FS. Law Implemented 463.0057 FS. History--New _____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.008 Dispensing Practitioner Registration

PURPOSE AND EFFECT: To incorporate by reference the dispensing Practitioner Registration form.

SUBJECT AREA TO BE ADDRESSED: Dispensing Practitioner Registration.

SPECIFIC AUTHORITY: 463.005 FS.

LAW IMPLEMENTED: 456.0276(2) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-4.008 Dispensing Practitioner Registration.

To register as a dispensing practitioner, the licensee must submit a Dispensing Practitioner Registration, form number DH-MQA 1137, 8/08 and the fees set forth in Rule

64B13-6.003, F.A.C. The form is available from the Board office or website: <http://www.doh.state.fl.us/mqa/optometry/index.html>.

Specific Authority 463.005 FS. Law Implemented 456.0276(2) FS. History—New _____.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-16.002
 RULE TITLE: Branch Office License

PURPOSE AND EFFECT: To incorporate by reference in the application forms for branch offices.

SUBJECT AREA TO BE ADDRESSED: Branch Office License.

SPECIFIC AUTHORITY: 456.013(2), 463.005(1)(a) FS.

LAW IMPLEMENTED: 456.013(2), 463.005(1)(a) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Executive Director, Board of Optometry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B13-16.002 Branch Office License.

Each Branch Office must be licensed. The Department shall issue a Branch Office License for a specified location to each licensed practitioner or a certified optometrist in good standing who submits to the Board of Optometry a Branch Office Application, Form No. DH-MQA1135, 8/08 or a Secondary Branch Office Application, Form No. DH-MQA1136, 8/08 ~~written request~~ and the fee required by subsection 64B13-6.001(6), Florida Administrative Code, for each location. The applications form are available from the Board office or the Board website: <http://www.doh.state.fl.us/mqa/optometry/index.html>.

Specific Authority 456.013(2), 463.005(1)(a) FS. Law Implemented 456.013(2), 463.011 FS. History—New 5-29-90, Formerly 21Q-16.002, 61F8-16.002, 59V-16.002, Amended 11-6-02, _____.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-4.100
 RULE TITLE: Requirements for Prosthetic or Orthotic Residency or Internship

PURPOSE AND EFFECT: To incorporate the registration form for intern and residents in orthotic or prosthetic educational programs.

SUBJECT AREA TO BE ADDRESSED: Requirements for Prosthetic or Orthotic Residency or Internship.

SPECIFIC AUTHORITY: 468.802, 468.803 FS.

LAW IMPLEMENTED: 468.803 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Executive Director, Board of Orthotists and Prosthetists/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B14-4.100 Requirements for Prosthetic or Orthotic Residency or Internship.

(1) through (7) No change.

(8) To register for the an orthotic or prosthetic internship or residency program, the applicant must submit a completed Registration Form for Orthotic or Prosthetic Internship/Residency Program, form number DH-MQA1126, 11/08, which is available from the Board office or at the Board's web site: <http://www.doh.state.fl.us/mqa/OrthPros/index.html>.

Specific Authority 468.802, 468.803 FS. Law Implemented 468.803 FS. History—New 11-1-99, Amended 1-16-06, 9-21-06, 8-13-08, _____.

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-32.002	Definitions
67-32.0035	Applicant Administrative Appeal Procedures
67-32.004	General Program Restrictions
67-32.005	Application Procedures
67-32.006	Terms and Conditions of Loan
67-32.007	Scoring, Ranking, and Funding Guidelines
67-32.009	EHCL Credit Underwriting Procedures
67-32.011	Fees

PURPOSE AND EFFECT: Pursuant to Section 420.5087(3)(d), Florida Statutes, the Florida Housing Finance Corporation administers the Elderly Housing Community Loan (EHCL) Program. This program provides loans to sponsors of affordable rental housing for very low income elderly households. Chapter 67-32, F.A.C., provides the procedures for

the administration of this loan program and criteria for receiving, evaluating, and competitively ranking all applications for loans under the EHCL program. The intent of this Rule is to provide loans to sponsors of housing for the elderly to make building preservation, health, or sanitation repairs or improvements which are required by federal, state, or local regulation or code, or life-safety or security-related repairs or improvements to such housing.

SUBJECT AREA TO BE ADDRESSED: The Rule Development Workshop will be held to receive comments and suggestions from interested persons relative to program requirements as specified in Rule Chapter 67-32, Florida Administrative Code.

SPECIFIC AUTHORITY: 420.5087 FS.

LAW IMPLEMENTED: 420.5087 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: December 8, 2008, 2:00 p.m.

PLACE: Florida Housing Finance Corporation, Seltzer Room, 227 North Bronough Street, Tallahassee, Florida 32301

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: Jody Bedgood at (850)488-4197. 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Derek Helms, EHCL Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS available on Florida Housing Finance Corporation's web site, www.floridahousing.org

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

Section II Proposed Rules

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NO.:	RULE TITLE:
9J-11.009	Action Upon Receipt of Proposed Local Government Comprehensive Plan Amendment

PURPOSE AND EFFECT: To amend the rule to reference the phased schedule for adoption of the public school facilities elements and required updates to public schools interlocal agreements.

SUMMARY: paragraph 9J-11.009(8)(c), F.A.C., is being amended to reference the phased schedule for adoption of the public school facilities element and updates to the public schools interlocal agreement contained in Chapter 9J-36, Fla. Admin. Code.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 163.3177(9), 163.3177(12)(i) FS.

LAW IMPLEMENTED: 163.3167(2), (3), 163.3175(2), 163.3177(3), (6), (9), (12), 163.3177(12)(i), 163.3184(2), (3), (4), (5), (6), 163.3187(6), 163.3191 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: December 15, 2008, 9:00 a.m.

PLACE: December 15, 2008, 9:00 a.m.

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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767. 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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767

THE FULL TEXT OF THE PROPOSED RULE IS:

9J-11.009 Action Upon Receipt of Proposed Local Government Comprehensive Plan Amendment.

(1) through (8)(b) No change.

(c) Pursuant to Section 163.3177(12)(j), F.S., amendments which increase residential density may not be adopted if the local government has failed to adopt the public school facility element and enter into an approved interlocal agreement by the date established in Rule 9J-36.002, F.A.C., December 1, 2008;

(d) through (g) No change.

Specific Authority 163.3177(9) FS. Law Implemented 163.3167(2), (3), 163.3175(2), 163.3177(3), (6), (9), (12), 163.3184(2), (3), (4), (5), (6), 163.3187(6), 163.3191 FS. History—New 9-22-87, Amended 11-10-93, 11-6-96, 4-8-99, 1-8-01, 11-24-02, 6-30-05, 4-17-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas G. Pelham, Secretary, Department of Community Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 12, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 17, 2008

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NOS.: RULE TITLES:
9J-36.001 Purpose
9J-36.002 Schedule

PURPOSE AND EFFECT: To adopt by rule a phased schedule for adoption of the public school facilities element and the required updates to the public schools interlocal agreement.

SUMMARY: This rule contains the phased schedule for local government adoption of the public school facilities element and updates to the public schools interlocal agreement.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 163.3177(9), 163.3177(12)(i) FS.

LAW IMPLEMENTED: 163.3177(9), 163.3177(12)(i) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: December 15, 2008, 9:00 a.m.

PLACE: Randall Kelley Training Room, Third Floor, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak

Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767. 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 RULES IS: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767

THE FULL TEXT OF THE PROPOSED RULES IS:

9J-36.001 Purpose.

Section 163.3177(12)(i), F.S., requires each county and each municipality within the county, unless exempt or subject to a waiver, to adopt a public school facilities element that is consistent with those adopted by the other local governments within the county and to update the interlocal agreement to implement public school concurrency.

Specific Authority 163.3177(9), 163.3177(12)(i) FS. Law Implemented 163.3177(9), 163.3177(12)(i) FS. History—New _____.

9J-36.002 Schedule.

The adoption deadline for the public school facilities element and the updated interlocal agreement for each county, and all municipalities therein, is set forth below:

<u>Local Government</u>	<u>Due Date</u>
<u>Alachua County</u>	<u>7/1/2008</u>
<u>Baker County</u>	<u>6/1/2008</u>
<u>Bay County</u>	<u>8/1/2008</u>
<u>Bradford County</u>	<u>3/1/2008</u>
<u>Brevard County</u>	<u>3/1/2008</u>
<u>Broward County</u>	<u>2/1/2008</u>
<u>Calhoun County</u>	<u>2/1/2008</u>
<u>Charlotte County</u>	<u>11/1/2008</u>
<u>Citrus County</u>	<u>6/1/2008</u>
<u>Clay County</u>	<u>5/1/2008</u>
<u>Collier County</u>	<u>3/1/2008</u>
<u>Columbia County</u>	<u>12/1/2008</u>
<u>Desoto County</u>	<u>12/1/2008</u>
<u>Dixie County</u>	<u>10/1/2008</u>
<u>Duval County</u>	<u>1/1/2008</u>
<u>Escambia County</u>	<u>11/1/2008</u>
<u>Flagler County</u>	<u>2/1/2008</u>
<u>Franklin County</u>	<u>9/1/2008</u>
<u>Gadsden County</u>	<u>2/1/2008</u>
<u>Gilchrist County</u>	<u>2/1/2008</u>
<u>Glades County</u>	<u>9/1/2008</u>
<u>Gulf County</u>	<u>1/1/2008</u>
<u>Hamilton County</u>	<u>5/1/2008</u>
<u>Hardee County</u>	<u>1/1/2008</u>

<u>Hendry County</u>	<u>2/1/2008</u>
<u>Hernando County</u>	<u>1/1/2008</u>
<u>Highlands County</u>	<u>5/1/2008</u>
<u>Hillsborough County</u>	<u>7/1/2008</u>
<u>Holmes County</u>	<u>12/1/2008</u>
<u>Indian River County</u>	<u>3/1/2008</u>
<u>Jackson County</u>	<u>11/1/2008</u>
<u>Jefferson County</u>	<u>1/1/2008</u>
<u>Lafayette County</u>	<u>10/1/2008</u>
<u>Lake County</u>	<u>6/1/2008</u>
<u>Lee County</u>	<u>4/1/2008</u>
<u>Leon County</u>	<u>9/1/2008</u>
<u>Levy County</u>	<u>8/1/2008</u>
<u>Liberty County</u>	<u>8/1/2008</u>
<u>Madison County</u>	<u>7/1/2008</u>
<u>Manatee County</u>	<u>4/1/2008</u>
<u>Marion County</u>	<u>5/1/2008</u>
<u>Martin County</u>	<u>6/1/2008</u>
<u>Miami-Dade County</u>	<u>1/1/2008</u>
<u>Monroe County</u>	<u>4/1/2008</u>
<u>Nassau County</u>	<u>6/1/2008</u>
<u>Okaloosa County</u>	<u>4/1/2008</u>
<u>Okeechobee County</u>	<u>7/1/2008</u>
<u>Orange County</u>	<u>4/1/2008</u>
<u>Osceola County*</u>	
<u>Pasco County</u>	<u>2/1/2008</u>
<u>Pinellas County</u>	<u>3/1/2008</u>
<u>Polk County</u>	<u>3/1/2008</u>
<u>Putnam County</u>	<u>4/1/2008</u>
<u>Santa Rosa County</u>	<u>6/1/2008</u>
<u>Sarasota County</u>	<u>10/1/2008</u>
<u>Seminole County</u>	<u>1/1/2008</u>
<u>St. Johns County</u>	<u>8/1/2008</u>
<u>St. Lucie County</u>	<u>5/1/2008</u>
<u>Sumter County</u>	<u>9/1/2008</u>
<u>Suwannee County</u>	<u>5/1/2008</u>
<u>Taylor County</u>	<u>5/1/2008</u>
<u>Union County</u>	<u>3/1/2008</u>
<u>Volusia County</u>	<u>2/1/2008</u>
<u>Wakulla County</u>	<u>1/1/2008</u>
<u>Walton County</u>	<u>4/1/2008</u>
<u>Washington County</u>	<u>3/1/2008</u>

*Pursuant to subsection 163.3177(5), F.S., Palm Beach County is not included in this schedule. Palm Beach County and the municipalities located within the county adopted plan amendments to implement school concurrency before July 1, 2005, and are therefore not required to amend their public school facilities element and update their interlocal agreement until the county conducts its evaluation and appraisal report.

Specific Authority 163.3177(9), 163.3177(12)(i) FS. Law Implemented 163.3177(9), 163.3177(12)(i) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULES:
Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas G. Pelham, Secretary, Department of Community Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 12, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 17, 2008

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-1.003	General Description
29H-1.005	Officers and Committees
29H-1.006	Meetings
29H-1.008	Powers
29H-1.010	Information Inquiries and Submissions

PURPOSE AND EFFECT: The purpose and effect of these amendments is to update the Council's rules regarding its organizational structure and the authority of the executive director, revise rules concerning Council committees, provide for meetings of the Council, revise Council powers and clarify the process for informational inquiries and submissions.

SUMMARY: These amendments remove outdated and unnecessary provisions of the Council's organizational rules and provide greater specificity and clarity regarding Council committees, powers, meetings, and the ways in which the public can contact and provide information to the Council.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

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: Ms. Wren Krahl at (727)570-5151, ext 22 or email wren@tbrpc.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 RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-1.003 General Description.

(1) The staff of the Tampa Bay Regional Planning Council is headed by an Executive Director. The staff includes an Assistant Director and/or Director of Planning, professional, technical and clerical personnel. Staff duties and responsibilities are assigned by the Executive Director.

(2) The following are the general operating areas of the Council's staff:

(a) Information Services. Maintenance and provision of regional-scale information, which is timely and accurate to assist the public and private sectors in decisions on regional issues.

(b) Regional Planning, Review and Coordination. Functioning in a review, coordination, analysis and comment capacity for local, state and federal governments. This responsibility includes the general stated purposes of the Council (Rule 29H-1.002, F.A.C.), and specifically the regional planning agency responsibility for developments of regional impact, pursuant to Chapter 380, F.S., and areawide clearinghouse responsibility consistent with OMB Circular A-95, Revised.

(c) Assistance to Local Governments, Authorities, Regional Agencies and Others. Advice and special assistance to local governments, authorities, regional agencies, and others is provided by the Council ~~when requested by a local government in the region and~~ when the Council has the financial and professional resources available.

(3) The Executive Director may act on behalf of the Council when necessary to meet the statutory responsibilities of the Council and it is not possible for either the full Council or the Executive-Budget Committee to meet. In any instance when the Executive Director takes final agency action, a report of such action shall be made at the next regular meeting of the Council for whatever action is deemed appropriate by the Council.

Specific Authority 186.504, 186.505, 163.01, 120.53(1)(a) FS. Law Implemented 186.504, 186.505, 163.01, 120.53(1)(a) FS. History--New 11-27-75, Formerly 29H-1.03, Amended _____.

29H-1.005 Officers and Committees.

The officers of the Council shall be as follows:

(1) ~~Chairman~~: The ~~Chairman~~ shall preside at meetings of the Tampa Bay Regional Planning Council. The Chair ~~He~~ shall appoint all committees and committee chair~~men~~ and shall sign on behalf of the ~~Regional Planning~~ Council all deeds, contracts, and other formal instruments, and shall perform such other duties as may from time to time be assigned ~~to him~~ by the ~~Regional Planning~~ Council.

(2) Vice-Chair~~man~~: The Vice-Chair~~man~~ shall, during the absence of the Chair~~man~~ or ~~his~~ inability to act, have and exercise all the powers and duties of the Chair~~man~~ and shall perform such other duties as may from time to time be assigned ~~to him~~ by the ~~Regional Planning~~ Council.

(3) Secretary-Treasurer: The Secretary-Treasurer shall give notice and keep minutes of all meetings, have custody of the records of the ~~Regional Planning~~ Council and of its seal, and attest all necessary instruments. The Secretary-Treasurer shall be the chief financial agent of the ~~Regional Planning~~ Council and may exercise authority in all financial matters in accordance with such authority as may be granted by the ~~Regional Planning~~ Council. The Secretary-Treasurer ~~He~~ shall have an annual audit made by an independent auditing firm approved by the Council and shall submit a yearly financial report at the Annual General Meeting.

(4) The officers shall be elected annually by ~~at the annual meeting of~~ the Council and shall hold office for one (1) year or until their respective successors are elected and qualified. The Council shall utilize a Nominating Committee, chosen by the Chair~~man~~, for nominating the annual slate of officers. Any vacancy in office shall be filled by the Council at its next regular meeting; the person so elected shall serve until a successor is elected and duly qualified.

(5) ~~Executive-Budget~~ Committee: An ~~Executive-Budget~~ Committee may be appointed by the Council and shall at a minimum consist of all officers of the ~~Regional Planning~~ Council. ~~The Committee, and~~ shall exist for the time specified and shall perform those duties delegated to it by the Council, including approving an annual

~~(6) Budget Committee: The Budget Committee shall consist of the Chairman, Secretary Treasurer and Executive Director, serving ex-officio, and two members to be appointed by the Chairman. The Budget Committee shall prepare annually a budget to govern financial operations of the Council for each fiscal year beginning October 1st and shall submit same to the June July regular meeting of the Council for adoption, unless otherwise decided. The Chairman of the Executive-Budget Committee shall be the Chairman of the Council and the Committee shall meet at the his call of the Chair. The Executive-Budget Committee may act on behalf of the full Council when a quorum of the full Council is not present, in case of emergencies, or when required to meet the statutory responsibilities of the Council, and shall report such action to the Council at its next regular meeting for whatever action the Council deems necessary. In those instances when the Committee acts on behalf of the full Council, members of the Committee may attend and participate either by telephone or in person.~~

~~(6)(7) Advisory Committees Board: The Chair may appoint Advisory Committees to assist the Chair, the Council and the staff in carrying out their responsibilities. Advisory Committees may consist of Council and non-Council members. The Council Chair shall either appoint a Chair from among the members of each Advisory Committee or delegate authority to one or more Advisory Committees to appoint a Chair from among their members. Advisory Committees shall meet upon the call of the Council Chair, its Chair or the Executive Director, and Board shall be comprised of the chief planner of each member city or county. The board shall meet at the call of the Executive Director of the Council to consider such matters as may be referred to it. Advisory Committees shall present recommendations, findings and reports to the full Council and/or the Executive-Budget Committee for whatever action is deemed appropriate.~~

~~(7) Agency on Bay Management: The Council Chair shall appoint the members of the Agency on Bay Management, which shall carry out responsibilities and operate in accordance with policies approved by the Council. The Agency on Bay Management shall consist of Council and non-Council members. The Council Chair shall appoint the Chair and Vice Chair of the Agency on Bay Management. Additional meetings to discuss specific matters shall be called by the Executive Director when requested by the Council for any three or more Advisory Board members.~~

(8) Clearinghouse Review Committee. The Clearinghouse Review Committee is a ~~policy~~ committee established by the Council with authority to conduct pre-application meetings, site visits concerning proposed Developments of Regional Impact (DRI), and provide advice as necessary on matters relating to the Strategic Regional Policy Plan for the Tampa Bay Region and/or intergovernmental coordination and review. ~~carry out assigned intergovernmental review and coordination responsibilities. All report findings or recommendations approved by the Committee shall be based upon the Council's adopted growth policy. Future of the Region, the Regional Capital Improvements Plan, Regional Comprehensive Plan Guide, Regional Housing Plan Guide, and the Council's adopted list of regional issues, Rules 9B-20.001-.004 and .013, F.A.C.~~

(a) ~~The Council Chairman with the approval of the Council, shall appoint a minimum of five Council representatives to the Committee of which the Vice Chairman of the Council shall be the Chairman of the Committee. The Council Chairman, with the approval of the Council, may appoint additional appointees who need not be limited to Council representatives and shall not exceed the number of Council representatives. Each appointee shall be a resident of the region. The term of each appointment shall expire with the term of the Chairman of the Council.~~

~~(b) The Committee shall carry out intergovernmental review responsibilities as delegated herein by the Council for review and comment on the consistency of federal and state assistance applications subject to Florida's Intergovernmental Coordination and Review Process pursuant to Presidential Executive Order 12372; federal and state permit applications; proposed federal and state rules, regulations and policies; environmental impact statements; and state plans with local and regional plans and issues, as appropriate, and make recommendations for approval by the Council as individual recommendations or part of a consent list.~~

~~1. The Tampa Bay Regional Planning Council has been designated by the Governor's Executive Order 83-150 as the Regional Clearinghouse for Administrative District VIII to exercise the responsibilities under Presidential Executive Order 12372.~~

~~2. If the committee meeting does not coincide with review process time frames, comments will be sent under the Executive Director's signature, or his designee, and a status report brought to the committee for concurrence.~~

~~(c) The Clearinghouse Review Committee shall carry out the following intergovernmental review and coordination responsibilities specific to Section 380.06, F.S., and Chapters 9B-16, and 20, F.A.C., for Developments of Regional Impact (DRIs):~~

~~1. The committee shall identify the regional issues pertaining to each DRI review to be conducted by the Council.~~

~~2. The committee shall submit recommendations on Binding Letter of Interpretation applications to the Florida Department of Community Affairs after review and approval by the full Council.~~

~~(b)3.~~ The Committee ~~may~~ shall conduct a preapplication conference for each DRI to be assessed by the Council pursuant to the following procedures:

a. A project summary will be prepared by the applicant and submitted at least 20 days prior to the scheduled date of the project preapplication conference.

b. The project summary will be reviewed by Council TBRPC staff and a report prepared for committee action which will include the aspects of the proposed project recommended for designation as regional issues of concern.

c. The project summary, along with the staff report, will be ~~sent~~mailed to committee members and to the appropriate reviewing agencies 10 days prior to the scheduled date of the project preapplication conference. The staff report will also be provided to the applicant 10 days prior to the scheduled date of the project preapplication conference.

d. Preapplication conferences, as needed, shall be held once a month during the regularly scheduled Clearinghouse Review Committee meetings.

e. The applicant, Council TBRPC staff and reviewing agencies shall be provided the opportunity to identify areas of concern with the proposed projects during the preapplication conference.

f. A list of regional issues specific to the project, as approved by the committee, shall be provided 10 days following the preapplication conference to the developer for consideration during the preparation of the Application for Development Approval, as part of the follow-up correspondence reiterating the areas of agreement reached at the preapplication conference.

~~(c)4.~~ A site inspection for committee members, other agency representatives and staff ~~may~~ will be held, as needed, during the month following the preapplication conference and shall be scheduled for the mutual convenience of the parties involved.

(d) As necessary and upon the request of the Council or staff, the committee shall review and provide advice on matters relating to the Strategic Regional Policy Plan for the Tampa Bay Region and/or intergovernmental coordination and review.

5.a. For the preliminary review phase of a DRI, the committee shall approve regional issues and requests for additional information pursuant to Chapter 380, F.S.

b. In the event the statutory conclusion of preliminary review period does not coincide with a scheduled committee meeting, the correspondence will be sent to the applicant under the Executive Director's signature, or his designee, and a status report brought to the committee for concurrence.

~~6.a. For the sufficiency review phase of a DRI, the committee shall determine if the ADA information is complete, shall direct Council staff to initiate the final report and notify the local government to set a public hearing date.~~

b. If the committee meeting date does not coincide with statutory time requirements, the Council staff will proceed with correspondence sent under the Executive Director's signature, or his designee, and a status report will be brought to the committee for concurrence.

7. For the final review phase of a DRI, approval of the Council's DRI report shall remain a responsibility of the full Council.

~~8. The committee shall assess the consistency of development orders, amendments to development orders and substantial deviation determinations issued by local governments with the Council's approved DRI report. Final concurrence of the development order shall remain a responsibility of the full Council.~~

9. The committee shall approve the annual DRI monitoring reports prepared by staff pursuant to the terms of the Council's contract with the Florida Department of Community Affairs (DCA). The committee shall be briefed on annual reports for DRIs approved subsequent to August 1980 as they are submitted by developers.

(d) As delegated by the Council, the committee shall monitor, evaluate and prepare comments on all policies, programs, hearings, permits, applications and reports which affect regional issues, as identified by the Council for approval by the Council for approval by the Council as individual recommendations or part of a consent list. Management and

(9) Other Committees: The Chairman or Executive Director may appoint additional ~~such~~ standing or special committees as ~~he may~~ deemed necessary. Appointments to special committees need not be limited to members of the Tampa Bay Regional Planning Council. All committee appointments shall be for the work year and shall expire with the term of the Chairman.

Specific Authority 186.504, 186.505, 120.53(1)(a), 163.01(2), (7)(a), (b) FS. Law Implemented 186.504, 186.505, 120.53(1)(a), 163.01(2), (7)(a), (b) FS. History--New 11-25-75, Amended 11-8-76, 11-19-79, 8-15-83, 10-21-84, Formerly 29H-1.05, Amended _____.

29H-1.006 Meetings.

(1) There shall be an annual General Meeting for the swearing in election of officers and other business which shall be the December ~~January~~ regular meeting of the Council.

(2) Regular meetings of the Regional Planning Council shall be held ~~monthly~~ on the second Monday of each month or such other date as may be specified by the Council, except that the Council will not meet during January and July. The regular meetings shall be held in each of the participating cities and

~~counties in accordance with a rotating schedule to be adopted by the Regional Planning Council at a location to be designated by the host member.~~

(3) Special meetings may be called by the Chairman provided that ample notice is given to all members.

(4) A quorum of the Council shall consist of a simple majority of the total number of representatives. A quorum shall be required for the conduct of all official business. Each representative present shall vote on each question presented to the Council except in the event that a representative requests disqualification for cause. No one individual shall cast more than one vote on any one question. Any appointed representative may send an alternate to represent him/her at any meeting of the Council provided said alternate is duly appointed to the same member government governing body.

(5) The Secretary-Treasurer or designee or his nominee shall keep minutes of each meeting and distribute a copy thereof to each voting member.

(6) All regular meetings, Executive Committee, and special meetings, workshops, and or hearings held by the Tampa Bay Regional Planning Council and any of its Committees shall be open to the general public.

Specific Authority 186.504, 186.505, 120.53(1)(a), 163.01, 163.01(5)(h) FS. Law Implemented 186.504, 186.505, 120.53(1)(a), 163.01(5) (c) FS. History–New 11-27-75, Amended 11-8-76, Formerly 29H-1.06, Amended _____.

29H-1.008 Powers.

The Council shall have all powers granted in the interlocal agreement established by the Council, including:

(1) To exercise powers granted by Chapters 23, 380 Sections 163.01, 163.02, F.S., as now existing or as from time to time amended.

(2) To conduct studies of the region’s resources with respect to existing and emerging problems of industry, commerce, transportation, population, housing, agriculture, public services, human resources, natural resources, government, and any other matters which are relevant to regional planning.

(3) To adopt rules of procedure and bylaws, to regulate its affairs and conduct its business.

(4) To adopt an official seal.

(5) To maintain office space at such places within the region as may from time to time be required in performance of its duties.

(6) To employ and set the compensation of the Executive Director, who shall serve at the pleasure of the Council. The Executive Director shall employ and discharge professional, technical or clerical staff as may be necessary to carry out the purposes of the Council.

(7) To authorize compensation for members of the Council for per diem, travel, and other reasonable expenses for meetings, hearings and other official business conducted outside the region’s boundaries.

(8) To hold public hearings, sponsor public forums, and conduct other activities whenever deemed necessary or useful in the execution of the functions of the Council.

(9) To acquire, own, operate, maintain, lease or sell real or personal property and hold title hereto in the name of the Council.

(10) To fix and determine in accordance with applicable laws by resolution rules and regulations relating to advertisement for bids, manner of bidding and amount below which same will not be required.

(11) To sue and be sued, implead and be impleaded, complain and defend, intervene and appeal, in all courts and administrative agencies.

(12) To accept gifts, apply for and use grants, assistance funds or bequests of money or other property from the United States, the state, a local unit of government or any person for any Council purpose and to enter into agreements required in connection therewith, and to hold, use, and dispose of such monies or property in accordance with the terms of the gift, grant, loan or agreement relating thereto.

(13) To make and enter into all contracts and agreements, and do and perform all acts and deeds necessary or incidental to the performance of its duties and the exercise of its powers.

(14) To prescribe all terms and conditions for the employment of officers, employees and agents including but not limited to the fixing of pay and classification plans, benefits, and the filing of performance and fidelity bonds and such policies of insurance covering itself and employees as it may deem advisable.

(15) To participate with other government agencies, educational institutions, and private organizations in the coordination of the activities above.

(16) To determine and collect charges or fees for the provision of assistance for special services and for reviews and referrals.

(17) To select and appoint such advisory bodies as the Council may find appropriate for the conduct of its activities.

~~(18) To enter into contracts to provide, at cost, such services related to its responsibilities as may be requested by local governments within the region and which the Council finds reasonable to perform.~~

Specific Authority 186.504, 186.505, 163.01, 163.01(4), 163.01(5)(c), 163.01(5)(h), 163.01(5)(b) FS. Law Implemented 186.504, 186.505, 163.01(5)(a), 163.01(5)(g), 163.01(5)(h), 163.01(5)(j), 163.01(5)(m), 163.01(10)(b) FS. History–New 11-27-75, Formerly 29H-1.08, Amended _____.

29H-1.010 Information Inquiries and Submissions.

(1) The principal office of the Tampa Bay Regional Planning Council is located at 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, Florida 33782 9455 Koger Boulevard, St. Petersburg, Florida 33704. The office hours are Monday through Friday, from 8:30 a.m. to 5:00 p.m. All official forms, publications or documents of the Tampa Bay Regional Planning Council are available for public inspection at the Council's principal office during regular business hours.

(2) All documents filed with the Council shall be submitted in original printed form ("hard copy") and in electronic form unless the nature of the submission, or any part thereof, would result in an undue burden for the originator or the Council, in which case a hard copy will suffice. ~~Information available for public inspection includes the following:~~

- ~~(a) Basic demographic, geographic and economic data projections;~~
- ~~(b) Planning periodicals and published texts, and~~
- ~~(c) All information relating to the planning and review activities of the Council.~~

(3) Copies of the Council's forms, publications, and official documents prepared for public dissemination are available for inspection and copying in accordance with the public records law, through the following procedures:

- ~~(a) Tampa Bay Regional Planning Council Newsletter mailed free of charge to all parties upon written request.~~
- ~~(b) Public agencies, defined as those organizations representing the public, government agencies situated in the State of Florida receive publications at no charge.~~
- ~~(c) Private organizations situated in Florida and all parties outside of Florida can receive Council publications at cost.~~
- ~~(d) Publications out of print or singular documents are available for inspection at its principal office. Persons wishing photocopies may receive same at cost.~~

Specific Authority 186.504, 186.505, 120.53(1)(a), 163.01(5)(h) FS. Law Implemented 186.504, 186.505, 120.53(1)(a), 163.01(5)(h) FS. History--New 11-27-75, Amended 11-19-79, Formerly 29H-1.10, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Manny Pumariega, Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-2.0001	Purpose
29H-2.001	Notice of Meeting
29H-2.003	Agenda of Meetings and Workshops
29H-2.007	Emergency Meetings

PURPOSE AND EFFECT: The purpose and effect of this amendment is to adopt the Model Rules of Procedure regarding meetings and to repeal all unnecessary rules of the Council.

SUMMARY: The Council adopts Model Rules of Procedure Chapter 28-102, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782 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: Ms. Wren Krahl at (727)570-5151, ext 22 or email wren@tbrpc.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 RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-2.0001 Purpose.

The purpose of this Chapter 29H-2, F.A.C., is to establish rules of procedure for the agenda and scheduling of meetings and workshops. The Council shall follow the Model Rules of Procedure, Chapter 28-102, F.A.C., ~~rules of procedure shall be the Rules of the Administration Commission Model Rules of Procedure,~~ as amended from time to time.

Specific Authority 186.504, 186.505, 120.53(1) FS. Law Implemented 186.504, 186.505, 120.53(1) FS. History--New 11-8-76, Formerly 29H-2.001, Amended.

29H-2.001 Notice of Meeting.

Specific Authority 120.53 FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-2.01, Repealed.

29H-2.003 Agenda of Meetings and Workshops.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-2.03, Repealed.

29H-2.007 Emergency Meetings.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-2.07, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Manny Pumariega, Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-3.0001	Purpose
29H-3.001	Commencement of Proceeding
29H-3.003	Notice of Proceeding, and the Proposed Rules
29H-3.007	Content of Notice
29H-3.011	Petitions to Initiate Rule-making Proceedings
29H-3.013	Council Action on Petitions to Initiate Rule-making Proceedings
29H-3.015	Rules Effective Prior to January 1, 1975
29H-3.031	Rule-making Proceeding – Hearing
29H-3.035	Description of Publication by Reference
29H-3.037	Emergency Rule Hearing

PURPOSE AND EFFECT: The purpose and effect of this amendment is to adopt the Model Rules of Procedure regarding rulemaking and to repeal all unnecessary rules of the Council.

SUMMARY: The Council adopts Model Rules of Procedure Chapter 28-103, FAC.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

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: Ms. Wren Krahl (727)570-5151, ext. 22 or email wren@tbrpc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33785

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-3.0001 Purpose.

The purpose of this Chapter, 29H-3, F.A.C., is to establish rules of procedure to govern rulemaking proceedings. The Council shall follow the Model Rules of Procedure, Chapter 28-103, F.A.C., rules of procedure shall be the Rules of the Administration Commission, as amended from time to time.

Specific Authority 186.504, 186.505, 120.53(1) FS. Law Implemented 186.504, 186.505, 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.001, Amended.

29H-3.001 Commencement of Proceeding.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.01, Repealed.

29H-3.003 Notice of Proceeding, and the Proposed Rules.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.03, Repealed.

29H-3.007 Content of Notice.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.07, Repealed.

29H-3.011 Petitions to Initiate Rule-making Proceedings.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.11, Repealed.

29H-3.013 Council Action on Petitions to Initiate Rule-making Proceedings.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.13, Repealed.

29H-3.015 Rules Effective Prior to January 1, 1975.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.15, Repealed.

29H-3.031 Rule making Proceeding – Hearing.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.31, Repealed.

29H-3.035 Description of Publication by Reference.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.35, Repealed.

29H-3.037 Emergency Rule Hearing.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-3.37, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Manny Pumariega, Executive Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-4.0001	Purpose
29H-4.001	General
29H-4.005	Purpose and Use of Declaratory Statement
29H-4.007	Council Disposition

PURPOSE AND EFFECT: The purpose and effect of this amendment is to adopt the Model Rules of Procedure regarding declaratory statements and to repeal unnecessary rules of the Council.

SUMMARY: The Council adopts Model Rules of Procedure Chapter 28-105, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

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: Ms. Wren Krahl (727)570-5151, ext. 22 or email wren@tbrpc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-4.0001 Purpose.

The purpose of this Chapter, 29H-4, F.A.C., is to establish rules of procedure for declaratory statement. The Council shall follow the Model Rules of Procedure, Chapter 28-105, F.A.C., ~~rules of procedure shall be the Rules of the Administration Commission, Model Rules of Procedure~~ as amended from time to time.

Specific Authority 186.504, 186.505, 120.53(1) FS. Law Implemented 186.504, 186.505, 120.53(1), 120.565 FS. History--New 11-8-76, Formerly 29H-4.001, Amended.

29H-4.001 General.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1), 120.565 FS. History--New 11-8-76, Formerly 29H-4.01, Repealed.

29H-4.005 Purpose and Use of Declaratory Statement.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1), 120.565 FS. History--New 11-8-76, Formerly 29H-4.05, Repealed.

29H-4.007 Council Disposition.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1), 120.565 FS. History–New 11-8-76, Formerly 29H-4.07, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Manny Pumariega, Executive Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-5.0001	Purpose
29H-5.001	General
29H-5.002	Parties to Proceedings
29H-5.003	Appearances
29H-5.007	Consolidation
29H-5.008	Joinder of Parties
29H-5.009	Disqualification
29H-5.011	Pre-hearing Conference
29H-5.013	Rule Proceedings Under Section 120.57, F.S.
29H-5.015	Requests for Formal and Informal Proceedings
29H-5.022	Amendment of Petitions
29H-5.025	Formal Proceedings
29H-5.027	Continuance of Hearing or Extension of Time
29H-5.029	Subpoenas
29H-5.031	Witness Fees
29H-5.033	Transcript of Proceeding
29H-5.035	Recommended Order and Report
29H-5.041	Informal Proceedings
29H-5.044	Submission of Evidence
29H-5.051	Final Orders

PURPOSE AND EFFECT: The purpose and effect of this amendment is to adopt the Model Rules of Procedure regarding decisions determining substantial interests and to repeal unnecessary rules of the Council.

SUMMARY: The Council adopts Model Rules of Procedure Chapter 28-106, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782
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: Ms. Wren Krahl (727)570-5151, ext. 22 or email wren@trbpc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-5.0001 Purpose.

The purpose of this Chapter, 29H-5, F.A.C., is to establish rules of procedure for decisions determining substantial interests. The Council shall follow the Model Rules of Procedure, Chapter 28-106, F.A.C., rules of procedure shall be the Rules of the Administration Commission, Model Rules of Procedure as amended from time to time.

Specific Authority 186.504, 186.505, 120.53(1) FS. Law Implemented 186.504, 186.505, 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.001, Amended.

29H-5.001 General.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.01, Repealed.

29H-5.002 Parties to Proceedings.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.02, Repealed.

29H-5.003 Appearances.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.03, Repealed.

29H-5.007 Consolidation.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.07, Repealed.

29H-5.008 Joinder of Parties.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.08, Repealed.

29H-5.009 Disqualification.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.09, Repealed.

29H-5.011 Pre-hearing Conference.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.11, Repealed.

29H-5.013 Rule Proceedings Under Section 120.57 F.S.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.13, Repealed.

29H-5.015 Requests for Formal and Informal Proceedings.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.15, Repealed.

29H-5.022 Amendment of Petitions.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.22, Repealed.

29H-5.025 Formal Proceedings.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.25, Repealed.

29H-5.027 Continuance of Hearing or Extension of Time.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.27, Repealed.

29H-5.029 Subpoenas.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.29, Repealed.

29H-5.031 Witness Fees.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.31, Repealed.

29H-5.033 Transcript of Proceeding.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.33, Repealed.

29H-5.035 Recommended Order and Request.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.35, Repealed.

29H-5.041 Informal Proceedings.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.41, Repealed.

29H-5.044 Submission of Evidence.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.44, Repealed.

29H-5.051 Final Orders.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History–New 11-8-76, Formerly 29H-5.51, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Manny Pumariega, Executive Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-7.0001	Purpose
29H-7.001	Petition for Exemption or Modification
29H-7.005	Public Hearing
29H-7.007	Renewal of Exemption
29H-7.009	Amendment of Model Rules

PURPOSE AND EFFECT: The purpose and effect of this amendment is to adopt the Model Rules of Procedure regarding petitions for exemption or modification and to repeal unnecessary rules of the Council.

SUMMARY: The Council adopts Model Rules of Procedure Chapter 28-108, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782 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: Ms. Wren Krahl (727)570-5151, ext. 22 or email wren@tbrpc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-7.0001 Purpose.

The purpose of this Chapter, 29H-7, F.A.C., is to establish rules of procedure whereby the Council may seek exemption from Chapter 120, F.S., and the Model Rules. The Council shall follow the Model Rules of Procedure, Chapter 28-108, F.A.C., rules of procedure shall be the Rules of the Administration Commission, Model Rules of Procedure as amended from time to time.

Specific Authority 186.504, 186.505, 120.53(1) FS. Law Implemented 186.504, 186.505, 120.53(1) FS. History--New 11-8-76, Formerly 29H-7.001, Amended _____.

29H-7.001 Petition for Exemption or Modification.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-7.01, Repealed _____.

29H-7.005 Public Hearing.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-7.05, Repealed _____.

29H-7.007 Renewal of Exemption.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-7.07, Repealed _____.

29H-7.009 Amendment of Model Rules.

Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 11-8-76, Formerly 29H-7.09, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Manny Pumariega, Executive Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-8.002	Fees
29H-8.006	Regional Issues
29H-8.008	Project Summary

PURPOSE AND EFFECT: The purpose and effect of this amendment is to update fees charged for DRI review and to repeal unnecessary rules of the Council.

SUMMARY: The Council adopts Rule 9J-2.0252, F.A.C., prescribing fees to be charged for Council review and retaining separate hourly fee for other reviews.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782 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: Ms. Wren Krahl (727)570-5151, ext. 22 or email wren@tbrpc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-8.002 Fees.

A review fee shall be paid by each applicant prior to the commencement of the Council's initial, subsequent or substantial deviation review of a Development of Regional Impact Application for Development Approval, Areawide Application for Development Approval and Florida's Quality Development Review pursuant to Chapter 380, Florida Statutes. Substantial Deviation, incremental or subsequent

review fees shall be payable for each separate review subsequent to, or required by, any Development of Regional Impact Development Order. The applicant shall remit said fee, in accordance with Rule 9J-2.0252, F.A.C., as amended from time to time. For Other Reviews, including but not limited to Development Order Amendments, the fee for the Council's review shall be \$100 per hour, the following schedule:

(1) Residential Developments as defined in Chapter 28-24, F.A.C., Part II as a minimum. A fee of \$50,000 is the maximum allowed in a residential development review:

Number of Units	Amount of Fee
1-1,999	\$15,000
2,000-4,999	\$20,000
5,000-8,999	\$25,000
9,000-13,999	\$30,000
14,000 and over	\$2.50 per unit over 13,999

(2)(a) All other developments set forth in Chapter 28-24, F.A.C., Part II including:

Retail, Service, and Wholesale Development, Office Development, Industrial Plants and Industrial Parks, Mining Operations, Hospitals, Schools, Attraction and Recreational Facilities, Hotel/Motel Development, Recreational Vehicle Development, Port Facilities, Airports, Parks, Marinas and Petroleum Storage Facilities, as a minimum. A fee of \$99,000 is the maximum allowed in this type of review.

(b) Size Criteria set forth in Chapter 28-24, F.A.C., Part II	Amount of Fee
Up to double the DRI criteria set forth in Chapter 28-24, F.A.C., Part II	\$15,000
Up to triple the DRI criteria set forth in Chapter 28-24, F.A.C., Part II	\$20,000
For each threshold increment over triple the DRI criteria set forth in Chapter 28-24, F.A.C., Part II	\$25,000
	\$5,000

(3) For an Application for Development Approval, Areawide Application for Development Approval and Florida's Quality Development Review which contain multiple development types as defined in Chapter 28-24, F.A.C., the fee shall be the aggregate total of the fees for each separate development type determined by sub-sections (1) and (2). For development types with multiple DRI criteria set forth in Chapter 28-24, F.A.C., for example, gross square feet, acreage, and parking spaces, the fee for that component of the development shall be determined based upon the criteria which yields the largest size. Where a development type of the proposed development does not exceed any of the criteria set forth in Chapter 28-24, F.A.C., the fee assessed for that component of the development shall be based upon the

percentage of the threshold achieved multiplied by fee level set for that development type. A fee of \$99,000 is the maximum allowed in this type of review.

(4) Modifications to projects determined to be substantial deviations shall pay a review fee based on 50 percent of the fees established in subsections (1), (2) and (3).

(5) Supplemental plan reviews shall pay a review fee based on 25 percent of the fees established in sub-sections (1), (2) and (3). A minimum review fee of \$7,500 shall be assessed for each supplemental plan review. Supplemental plans in this section shall include, but not be limited to, special traffic studies, resource management plans, littoral zone plans and other plans similar in nature.

(6) Annual Report Review \$250.00.

(7) Other Reviews shall include but not be limited to proposed development Order Amendments \$100.00 per hour.

(8) In the event the cost of review exceeds the amount of the fee as stipulated in sub-sections (1), (2), (3), (4) and (5), the applicant shall be responsible for reimbursing the Council for the costs exceeding the fee. Fees not remitted after 30 days of invoice shall be subject to a 1 percent per month interest charge. The Council shall not include in its cost computation costs incurred after the filing of an appeal of a Development Order by the Council.

(9) A review fee shall be paid by each applicant prior to the initiation of Council's review of an Application for Development Approval (ADA) or Areawide Application for Development Approval (AADA). The applicant shall pay \$5,000 of the review fee prior to the date of the traffic methodology meeting or preapplication conference, whichever comes first. This \$5,000 portion of the review fee is non-refundable. The balance of the scheduled fee shall be paid prior to the required preapplication conference. The remaining portion of the review fee shall be non-refundable except when the applicant notifies the Council, in writing, within 90 days of the preapplication conference. The applicant shall be refunded that portion of the fee remaining after pre withdrawal costs incurred by the Council and the non-refundable \$5,000 fee paid at the time of the preapplication conference are deducted.

Specific Authority 186.504, 186.505, 186.505(12), 120.053(1) FS. Law Implemented 186.504, 186.505, 186.505(12), 120.053(1) FS. History-New 11-8-76, Amended 11-19-79, 3-29-82, 10-14-82, 4-26-84, 11-14-85, Formerly 29H-8.02, Amended 5-28-86, 6-10-87, 7-3-88, _____.

29H-8.006 Regional Issues.

Final recommendations for a DRI project approval or denial, or identification of conditions or approval in a final DRI report by the Council TBRPC shall concern only those issues referenced in the Council's adopted growth policy, "Future of the Region: A Strategic Regional Policy Plan for the Tampa Bay Region" as approved by the Florida Department of Community Affairs.

Specific Authority 186.504, 186.505, 120.53(1) FS. Law Implemented 186.504, 186.505, 120.53(1), 380.06(22)(b) FS. History–New 3-29-82, Formerly 29H-8.06, Amended .

29H-8.008 Project Summary.

A summary of the proposed project shall be prepared by the applicant and ten (10) hard twenty-five (25) copies and one (1) electronic copy submitted to the Council staff at least twenty (20) 15 working days prior to the pre- application meeting for distribution to reviewing agencies. This summary shall include a legal property description; a general description of the proposed project in appropriate detail, general location map, proposed conceptual master site plan, transportation impact area, environmental features, predevelopment site conditions and surrounding land use.

Specific Authority 186.504, 186.505, 120.53(1) FS. Law Implemented 186.504, 186.505, 120.53(1) FS. History–New 3-29-82, Formerly 29H-8.08, Amended .

NAME OF PERSON ORIGINATING PROPOSED RULE: Manny Pumariega, Executive Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-11.001	Initiation of Mediation
29H-11.002	Appointment of Mediator
29H-11.003	Qualifications of a Mediator
29H-11.004	Time and Place of Mediation
29H-11.005	Identification of Matters in Dispute
29H-11.006	Authority of Mediator
29H-11.007	Record of Proceeding
29H-11.008	Termination of Mediation
29H-11.009	Fee Schedule

PURPOSE AND EFFECT: Repeal of informal mediation rule chapter as unnecessary due to dispute resolution process rule Chapter 29H-13, F.A.C.

SUMMARY: This repeal removes unnecessary and unused rule provisions of the Council.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

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: Ms. Wren Krahl (727)570-5151, ext. 22 or email wren@tbrpc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-11.001 Initiation of Mediation.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History–New 10-30-85, Formerly 29H-11.01, Repealed .

29H-11.002 Appointment of Mediator.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History–New 10-30-85, Formerly 29H-11.02, Repealed .

29H-11.003 Qualifications of a Mediator.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History–New 10-30-85, Formerly 29H-11.03, Repealed .

29H-11.004 Time and Place of Mediation.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History–New 10-30-85, Formerly 29H-11.04, Repealed .

29H-11.005 Identification of Matters in Dispute.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History–New 10-30-85, Formerly 29H-11.05, Repealed .

29H-11.006 Authority of Mediator.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History–New 10-30-85, Formerly 29H-11.06, Repealed .

29H-11.007 Record of Proceeding.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History--New 10-30-85, Formerly 29H-11.07, Repealed.

29H-11.008 Termination of Mediation.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History--New 10-30-85, Formerly 29H-11.08, Repealed.

29H-11.009 Fee Schedule.

Specific Authority 120.53(1)(a), 186.505(12) FS. Law Implemented 186.509 FS. History--New 10-30-85, Formerly 29H-11.09, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Manny Pumariega, Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

RULE NOS.:	RULE TITLES:
29H-13.012	Role of the Regional Planning Council/Regional Planning Council Staff
29H-13.014	Compensation for Regional Planning Council and Mediator

PURPOSE AND EFFECT: The purpose and effect of this amendment is to clarify the Council's dispute resolution process.

SUMMARY: The amendment authorizes a designee to serve as mediator or arbitrator and revises the method by which the Council will be reimbursed for this service.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

LAW IMPLEMENTED: 186.504, 186.505, 163.01, 120.53, 120.54 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, December 15, 2008, 9:00 a.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782
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: Ms. Wren Krahl (727)570-5151, ext. 22 or email wren@tbrpc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Manny Pumariega, Executive Director, Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., Suite 100, Pinellas Park, Florida 33782

THE FULL TEXT OF THE PROPOSED RULES IS:

29H-13.012 Role of the Regional Planning Council/Regional Planning Council Staff.

(1) The Council shall be responsible for the implementation of this rule. The Council staff or designee shall serve as facilitator and shall perform the administrative procedures necessary to implement the process set forth in this rule. A Council member ~~or Council~~ staff or designee may serve as a mediator or an arbitrator.

(2) through (3) No change.

Specific Authority ~~186.504, 186.505~~, 186.505(1), 186.505(10), 186.505(12), 186.505(17), 186.505(20), 186.509 FS. Law Implemented ~~186.504, 186.505~~, 186.509 FS. History--New 4-10-94, Amended.

29H-13.014 Compensation for Regional Planning Council and Mediator.

The Council shall be reimbursed for dispute resolution services performed by a Council member, staff or designee ~~staff time~~ at an amount to be agreed upon hourly rate of \$50.00 per hour plus any additional out-of-pocket expenses. Outside professional mediators shall be paid at their standard rate. The expenses of the Council and the professional mediator may be shared equally or in accordance with an agreed upon formula by the parties involved in the dispute. The parties shall enter into a fee agreement at the initial meeting.

Specific Authority ~~186.504, 186.505~~, 186.505(1), 186.505(12), 186.505(19) FS. Law Implemented ~~186.504, 186.505~~, 186.509 FS. History--New 4-10-94, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Manny Pumariega, Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tampa Bay Regional Planning Council
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: October 24, 2008

LAND AND WATER ADJUDICATORY COMMISSION

Wiregrass Community Development District

RULE NOS.:	RULE TITLES:
42MMM-1.001	Establishment
42MMM-1.002	Boundary
42MMM-1.003	Supervisors

PURPOSE AND EFFECT: The purpose of this proposed rule is to establish a community development district (“CDD”), the Wiregrass Community Development District (“District”), pursuant to Chapter 190, F.S. The petition filed by Locust Branch, LLC, requests the Commission establish a community development district located entirely within the unincorporated limits of Pasco County, Florida. A Notice of Receipt of Petition for the Wiregrass Community Development District was published in the June 25, 2008, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 3,974.216 acres. A general location map is contained as Exhibit A to the petition to establish the District. There are no parcels within the proposed external boundaries of the District which are to be excluded. The Petitioner either owns or has written consent to establish the District from the owners of 100% of the real property located within the proposed District. The Petitioner seeks authorization for the District “to finance, fund, plan, establish, acquire, construct or reconstruct, enlarge or extend, equip, operate and maintain systems, facilities and basic infrastructures that may include, without limitation: water management and control, water supply, sewer, wastewater management, reclamation and reuse or any combination thereof, bridges or culverts, District roads and street lights, transportation facilities, parking improvements, environmental remediation and cleanup, conservation areas, mitigation areas and wildlife habitat, parks and facilities for indoor and outdoor recreational, cultural and educational uses, fire prevention and control, schools, security, mosquito control, waste collection and disposal, or any other project, within or without the boundaries of the District as required by a development order issued by a local government or subject of an agreement between the District and a governmental entity.”

SUMMARY: The purpose of this proposed rule is to establish a community development district (“CDD”), the Wiregrass Community Development District (“District”), pursuant to Chapter 190, F.S. The petition filed by Locust Branch, LLC, requests the Commission establish a community development district located entirely within the unincorporated limits of Pasco County, Florida. A Notice of Receipt of Petition for the Wiregrass Community Development District was published in the June 25, 2008, edition of the Florida Administrative Weekly. The land area proposed to be served by the District comprises approximately 3,974.216 acres. A general location

map is contained as Exhibit A to the petition to establish the District. There are no parcels within the proposed external boundaries of the District which are to be excluded. The Petitioner either owns or has written consent to establish the District from the owners of 100% of the real property located within the proposed District. The Petitioner seeks authorization for the District “to finance, fund, plan, establish, acquire, construct or reconstruct, enlarge or extend, equip, operate and maintain systems, facilities and basic infrastructures that may include, without limitation: water management and control, water supply, sewer, wastewater management, reclamation and reuse or any combination thereof, bridges or culverts, District roads and street lights, transportation facilities, parking improvements, environmental remediation and cleanup, conservation areas, mitigation areas and wildlife habitat, parks and facilities for indoor and outdoor recreational, cultural and educational uses, fire prevention and control, schools, security, mosquito control, waste collection and disposal, or any other project, within or without the boundaries of the District as required by a development order issued by a local government or subject of an agreement between the District and a governmental entity.”

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005 FS.

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

DATE AND TIME: Tuesday, December 16, 2008, 2:00 p.m.

PLACE: Room 2103, The Capitol, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least two days before the workshop/meeting by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, Telephone (850)487-1884. 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 RULES IS: Mark K. Straley, Straley & Robin, 100 East Madison Street, Suite 300, Tampa, Florida 33602, Telephone (813)223-9400; or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, telephone (850)487-1884

THE FULL TEXT OF THE PROPOSED RULES IS:

WIREGRASS COMMUNITY DEVELOPMENT DISTRICT

42MMM-1.001 Establishment.

The Wiregrass Community Development District is hereby established.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History—New _____.

42MMM-1.002 Boundary.

The boundaries of the district are as follows:

PARCEL DESCRIPTION: WIREGRASS RANCH INC. PARCEL 1

THAT PORTION OF SECTIONS 7, 17, 18, 19, 20, 21, 22, 27, 28, 29 AND 30, ALL IN TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, AND BEING A PORTION OF GOVERNMENT LOTS 3 & 4 OF SAID SECTION 7, GOVERNMENT LOTS 1, 2 & 3 OF SAID SECTION 18, GOVERNMENT LOT 2 OF SAID SECTION 19 AND GOVERNMENT LOTS 3 & 4 OF SAID SECTION 30 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 7, BEING THE COMMON CORNER OF SECTIONS 7, 8, 17 & 18, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 00°17'04" WEST, ALONG THE EAST LINE OF SECTION 18 A DISTANCE OF 1,322.31 FEET; THENCE LEAVING SAID LINE SOUTH 89°54'52" WEST, A DISTANCE OF 122.50 FEET TO THE PROPOSED NORTHEASTERLY RIGHT-OF-WAY LINE OF PORTER BOULEVARD; THENCE SOUTH 32°00'57" EAST, ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 901.62 FEET; THENCE LEAVING SAID LINE NORTH 89°54'52" EAST, A DISTANCE OF 1,235.69 FEET; THENCE NORTH 01°21'00" WEST, A DISTANCE OF 34.15 FEET; THENCE NORTH 58°17'36" EAST, A DISTANCE OF 18.29 FEET; THENCE NORTH 10°07'36" EAST, A DISTANCE OF 47.77 FEET; THENCE NORTH 15°01'14" WEST, A DISTANCE OF 37.26 FEET; THENCE NORTH 00°16'25" WEST, A DISTANCE OF 34.10 FEET; THENCE NORTH 28°14'49" WEST, A DISTANCE OF 48.81 FEET; THENCE NORTH 35°23'51" WEST, A DISTANCE OF 35.73 FEET; THENCE NORTH 42°01'17" WEST, A DISTANCE OF 74.66 FEET; THENCE SOUTH 53°29'29" WEST, A DISTANCE OF 3.88 FEET; THENCE NORTH 67°22'47" WEST, A DISTANCE OF 56.94 FEET; THENCE NORTH 66°07'39" WEST, A DISTANCE OF 43.71 FEET; THENCE NORTH 61°50'08" WEST, A DISTANCE OF 36.84 FEET; THENCE NORTH 84°10'42" WEST, A DISTANCE OF 46.39 FEET; THENCE SOUTH 66°03'28" WEST, A DISTANCE OF 43.33 FEET; THENCE SOUTH 70°44'48" WEST, A DISTANCE OF 50.36 FEET; THENCE NORTH 28°06'22" WEST, A DISTANCE OF 18.09

FEET; THENCE NORTH 26°14'40" EAST, A DISTANCE OF 55.86 FEET; THENCE NORTH 46°01'59" EAST, A DISTANCE OF 51.53 FEET; THENCE NORTH 07°56'04" WEST, A DISTANCE OF 51.58 FEET; THENCE NORTH 88°45'05" EAST, A DISTANCE OF 27.00 FEET; THENCE NORTH 49°32'44" EAST, A DISTANCE OF 37.70 FEET; THENCE NORTH 24°21'42" EAST, A DISTANCE OF 40.47 FEET; THENCE NORTH 70°30'07" EAST, A DISTANCE OF 30.27 FEET; THENCE NORTH 66°14'45" EAST, A DISTANCE OF 33.96 FEET; THENCE NORTH 41°18'54" EAST, A DISTANCE OF 43.25 FEET; THENCE NORTH 81°19'08" EAST, A DISTANCE OF 29.73 FEET; THENCE SOUTH 76°54'12" EAST, A DISTANCE OF 43.86 FEET; THENCE NORTH 27°45'10" EAST, A DISTANCE OF 52.04 FEET; THENCE NORTH 18°00'53" WEST, A DISTANCE OF 45.22 FEET; THENCE NORTH 25°30'52" WEST, A DISTANCE OF 22.26 FEET; THENCE NORTH 84°40'35" EAST, A DISTANCE OF 60.61 FEET; THENCE NORTH 11°10'34" EAST, A DISTANCE OF 16.14 FEET; THENCE NORTH 81°20'00" WEST, A DISTANCE OF 73.87 FEET; THENCE NORTH 27°24'42" WEST, A DISTANCE OF 30.32 FEET; THENCE CONTINUE NORTH 27°24'42" WEST, A DISTANCE OF 19.26 FEET; THENCE NORTH 89°54'52" EAST, A DISTANCE OF 3,787.37 FEET TO THE EAST LINE OF SAID SECTION 17; THENCE SOUTH 00°09'55" WEST, ALONG SAID LINE A DISTANCE OF 3,972.39 FEET TO THE SOUTHEAST CORNER OF SAID SECTION 17, BEING THE CORNER COMMON TO SECTIONS 16, 17, 20 & 21; THENCE SOUTH 89°35'53" EAST, ALONG THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 21 A DISTANCE OF 2,659.07 FEET TO THE NORTHEAST CORNER OF THE NORTHWEST 1/4 OF SECTION 21; THENCE SOUTH 89°32'37" EAST, ALONG THE NORTH LINE OF THE NORTHEAST 1/4 OF SAID SECTION 21 A DISTANCE OF 2,656.37 FEET TO THE NORTHEAST CORNER OF SAID SECTION 21, BEING THE CORNER COMMON TO SECTIONS 15, 16, 21 & 22 AND THE WEST RIGHT-OF-WAY LINE OF WILSON ROAD; THENCE SOUTH 00°01'39" EAST, ALONG THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 21 A DISTANCE OF 2,640.26 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST 1/4 OF SECTION 21; THENCE SOUTH 00°09'58" WEST, ALONG THE EAST LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 21 A DISTANCE OF 1,037.80 FEET; THENCE LEAVING SAID LINE SOUTH 89°54'24" EAST, A DISTANCE OF 270.00 FEET; THENCE SOUTH 00°09'58" WEST, A DISTANCE OF 1,600.00 FEET; THENCE SOUTH 00°16'42" WEST, A DISTANCE OF 815.00 FEET TO THE PROPOSED NORTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 56; THENCE ALONG SAID PROPOSED RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES: 1. NORTH 89°54'24" WEST, A DISTANCE OF 1,825.83 FEET TO A POINT OF CURVATURE; 2. WESTERLY ALONG THE

ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 3,475.00 FEET, AN ARC LENGTH OF 1,480.67 FEET, A CENTRAL ANGLE OF 24°24'48", AND A CHORD BEARING AND DISTANCE OF NORTH 77°42'00" WEST, 1,469.50 FEET; 3. NORTH 65°29'36" WEST, A DISTANCE OF 2,100.21 FEET TO A POINT OF CURVATURE; 4. WESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 3,025.00 FEET, AN ARC LENGTH OF 3,856.98 FEET, A CENTRAL ANGLE OF 73°03'15", AND A CHORD BEARING AND DISTANCE OF SOUTH 77°58'47" WEST, 3,600.97 FEET; 5. SOUTH 41°27'09" WEST, A DISTANCE OF 253.23 FEET TO A POINT OF CURVATURE AT THE INTERSECTION OF THE PROPOSED EASTERLY RIGHT-OF-WAY LINE OF PORTER BOULEVARD; THENCE ALONG SAID LINE WESTERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 77.41 FEET, A CENTRAL ANGLE OF 88°42'34", AND A CHORD BEARING AND DISTANCE OF SOUTH 85°48'26" WEST, 69.91 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 45°56'41" WEST, A DISTANCE OF 486.55 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 3,460.00 FEET, AN ARC LENGTH OF 2,746.16 FEET, A CENTRAL ANGLE OF 45°28'30", AND A CHORD BEARING AND DISTANCE OF NORTH 23°12'26" WEST, 2,674.64 FEET; THENCE NORTH 00°28'11" WEST, A DISTANCE OF 961.44 FEET TO A POINT OF CURVATURE; THENCE NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1,690.00 FEET, AN ARC LENGTH OF 257.22 FEET, A CENTRAL ANGLE OF 08°43'14", AND A CHORD BEARING AND DISTANCE OF NORTH 04°49'48" WEST, 256.98 FEET TO A NON-TANGENT LINE ON THE PROPOSED EASTERLY RIGHT-OF-WAY LINE OF SAID PORTER BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES: 1. SOUTH 43°29'45" WEST, A DISTANCE OF 216.91 FEET TO A POINT OF CURVATURE; 2. SOUTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1,430.00 FEET, AN ARC LENGTH OF 1,091.08 FEET, A CENTRAL ANGLE OF 43°42'59", AND A CHORD BEARING AND DISTANCE OF SOUTH 21°38'16" WEST, 1,064.81 FEET; 3. SOUTH 00°13'14" EAST, A DISTANCE OF 371.87 FEET TO A POINT OF CURVATURE; 4. SOUTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 3,430.00 FEET, AN ARC LENGTH OF 1,588.04 FEET, A CENTRAL ANGLE OF 26°31'38", AND A CHORD BEARING AND DISTANCE OF SOUTH 13°29'03" EAST, 1,573.90 FEET TO A POINT OF A COMPOUND CURVATURE; 5. SOUTHEASTERLY ALONG THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF

930.00 FEET, AN ARC LENGTH OF 673.11 FEET, A CENTRAL ANGLE OF 41°28'09", AND A CHORD BEARING AND DISTANCE OF SOUTH 47°28'56" EAST, 658.51 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE SOUTH 21°46'59" WEST, A DISTANCE OF 463.67 FEET; THENCE SOUTH 02°06'34" EAST, A DISTANCE OF 419.36 FEET; THENCE SOUTH 38°49'54" EAST, A DISTANCE OF 799.59 FEET TO THE PROPOSED NORTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 56; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING THREE (3) COURSES: 1. SOUTH 41°27'10" WEST, A DISTANCE OF 264.19 FEET TO A POINT OF CURVATURE; 2. SOUTHWESTERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 5,875.00 FEET, AN ARC LENGTH OF 1,865.50 FEET, A CENTRAL ANGLE OF 18°11'36", AND A CHORD BEARING AND DISTANCE OF SOUTH 50°32'57" WEST, 1,857.67 FEET; 3. SOUTH 59°38'45" WEST, A DISTANCE OF 1,167.81 FEET; THENCE LEAVING SAID LINE NORTH 31°22'45" WEST, A DISTANCE OF 681.00 FEET; THENCE NORTH 63°21'14" WEST, A DISTANCE OF 596.94 FEET; THENCE SOUTH 48°49'28" WEST, A DISTANCE OF 1,300.74 FEET; THENCE NORTH 50°22'10" WEST, A DISTANCE OF 231.54 FEET; THENCE SOUTH 82°05'43" WEST, A DISTANCE OF 252.03 FEET; THENCE SOUTH 72°01'12" WEST, A DISTANCE OF 275.31 FEET; THENCE SOUTH 00°29'39" WEST, A DISTANCE OF 105.25 FEET; THENCE SOUTH 64°21'53" WEST, A DISTANCE OF 36.83 FEET; THENCE SOUTH 78°01'35" WEST, A DISTANCE OF 39.60 FEET; THENCE NORTH 82°54'03" WEST, A DISTANCE OF 53.61 FEET; THENCE SOUTH 85°30'57" WEST, A DISTANCE OF 79.15 FEET; THENCE SOUTH 47°35'43" WEST, A DISTANCE OF 54.48 FEET; THENCE SOUTH 52°42'43" WEST, A DISTANCE OF 62.69 FEET; THENCE SOUTH 44°20'16" WEST, A DISTANCE OF 48.69 FEET; THENCE SOUTH 61°57'11" WEST, A DISTANCE OF 39.49 FEET; THENCE SOUTH 56°28'07" WEST, A DISTANCE OF 87.31 FEET; THENCE SOUTH 44°47'06" WEST, A DISTANCE OF 61.21 FEET; THENCE SOUTH 62°14'03" WEST, A DISTANCE OF 43.47 FEET; THENCE SOUTH 84°26'10" WEST, A DISTANCE OF 210.00 FEET; THENCE SOUTH 59°10'51" WEST, A DISTANCE OF 535.00 FEET; THENCE NORTH 50°28'38" WEST, A DISTANCE OF 75.00 FEET; THENCE SOUTH 72°15'04" WEST, A DISTANCE OF 85.00 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581 (BRUCE B. DOWNS BOULEVARD); THENCE NORTH 00°29'34" EAST, ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 30.62 FEET; THENCE LEAVING SAID LINE NORTH 64°10'19" EAST, A DISTANCE OF 507.61 FEET; THENCE NORTH 00°29'15" EAST, A DISTANCE OF 400.46 FEET; THENCE NORTH 89°30'26" WEST, A DISTANCE OF 454.94 FEET TO THE SAID EASTERLY RIGHT-OF-WAY

LINE OF COUNTY ROAD 581; THENCE NORTH 00°29'34" EAST, ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 190.69 FEET; THENCE LEAVING SAID LINE SOUTH 89°56'33" EAST, A DISTANCE OF 1,938.37 FEET; THENCE NORTH 00°37'22" EAST, A DISTANCE OF 660.23 FEET; THENCE NORTH 00°37'21" EAST, A DISTANCE OF 330.06 FEET; THENCE NORTH 89°55'34" WEST, A DISTANCE OF 322.86 FEET; THENCE NORTH 04°23'06" WEST, A DISTANCE OF 64.23 FEET; THENCE NORTH 08°18'53" EAST, A DISTANCE OF 85.50 FEET; THENCE NORTH 01°11'14" WEST, A DISTANCE OF 132.14 FEET; THENCE NORTH 20°56'46" WEST, A DISTANCE OF 187.10 FEET; THENCE NORTH 08°35'31" EAST, A DISTANCE OF 55.29 FEET; THENCE NORTH 17°08'23" WEST, A DISTANCE OF 406.24 FEET; THENCE SOUTH 78°21'22" EAST, A DISTANCE OF 395.52 FEET; THENCE NORTH 04°41'16" WEST, A DISTANCE OF 1,473.65 FEET; THENCE NORTH 12°09'05" EAST, A DISTANCE OF 947.33 FEET; THENCE NORTH 25°15'11" WEST, A DISTANCE OF 626.56 FEET; THENCE NORTH 14°39'02" EAST, A DISTANCE OF 34.21 FEET; THENCE NORTH 02°51'22" EAST, A DISTANCE OF 1,446.88 FEET; THENCE NORTH 16°35'41" EAST, A DISTANCE OF 538.07 FEET TO THE PROPOSED SOUTHERLY RIGHT-OF-WAY LINE OF CHANCEY ROAD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FOUR (4) COURSES: 1. SOUTH 76°04'04" WEST, A DISTANCE OF 795.54 FEET TO A POINT OF CURVATURE; 2. WESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 2,570.00 FEET, AN ARC LENGTH OF 647.04 FEET, A CENTRAL ANGLE OF 14°25'30", AND A CHORD BEARING AND DISTANCE OF SOUTH 83°16'49" WEST, 645.33 FEET; 3. NORTH 89°30'26" WEST, A DISTANCE OF 367.20 FEET TO A POINT OF CURVATURE; 4. SOUTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 78.54 FEET, A CENTRAL ANGLE OF 90°00'00", AND A CHORD BEARING AND DISTANCE OF SOUTH 45°29'34" WEST, 70.71 FEET TO A NON-TANGENT LINE ON THE SAID EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581; THENCE NORTH 00°29'34" EAST, ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 240.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE PROPOSED NORTHERLY RIGHT-OF-WAY LINE OF SAID CHANCEY ROAD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES: 1. SOUTHEASTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 78.54 FEET, A CENTRAL ANGLE OF 90°00'00", AND A CHORD BEARING AND DISTANCE OF SOUTH 44°30'26" EAST, 70.71 FEET; 2. SOUTH 89°30'26" EAST, A DISTANCE OF 367.20 FEET TO A POINT OF

CURVATURE; 3. EASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,430.00 FEET, AN ARC LENGTH OF 611.79 FEET, A CENTRAL ANGLE OF 14°25'30", AND A CHORD BEARING AND DISTANCE OF NORTH 83°16'49" EAST, 610.18 FEET; 4. NORTH 76°04'04" EAST, A DISTANCE OF 3,186.32 FEET TO A POINT OF CURVATURE; 5. EASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 8,070.00 FEET, AN ARC LENGTH OF 647.03 FEET, A CENTRAL ANGLE OF 04°35'38", AND A CHORD BEARING AND DISTANCE OF NORTH 78°21'52" EAST, 646.86 FEET; 6. NORTH 80°39'41" EAST, A DISTANCE OF 1,324.57 FEET TO A POINT OF CURVATURE ON THE PROPOSED WESTERLY RIGHT-OF-WAY LINE OF SAID PORTER BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES: 1. NORTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 65.45 FEET, A CENTRAL ANGLE OF 75°00'00", AND A CHORD BEARING AND DISTANCE OF NORTH 43°09'41" EAST, 60.88 FEET; 2. NORTH 05°39'41" EAST, A DISTANCE OF 1,104.54 FEET TO A POINT OF CURVATURE; 3. NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 529.10 FEET, A CENTRAL ANGLE OF 14°56'01", AND A CHORD BEARING AND DISTANCE OF NORTH 01°48'19" WEST, 527.60 FEET; 4. NORTH 09°16'19" WEST, A DISTANCE OF 1,197.44 FEET TO A POINT OF CURVATURE; 5. NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 805.82 FEET, A CENTRAL ANGLE OF 22°44'38", AND A CHORD BEARING AND DISTANCE OF NORTH 20°38'38" WEST, 800.54 FEET; 6. NORTH 32°00'57" WEST, A DISTANCE OF 2,411.88 FEET; THENCE LEAVING SAID LINE SOUTH 55°14'13" WEST, A DISTANCE OF 348.50 FEET; THENCE NORTH 53°48'13" WEST, A DISTANCE OF 410.19 FEET; THENCE SOUTH 90°00'00" WEST, A DISTANCE OF 1,603.17 FEET; THENCE SOUTH 29°39'53" WEST, A DISTANCE OF 878.90 FEET; THENCE SOUTH 15°23'12" WEST, A DISTANCE OF 860.67 FEET; THENCE SOUTH 81°39'31" WEST, A DISTANCE OF 498.05 FEET; THENCE SOUTH 10°55'16" WEST, A DISTANCE OF 729.50 FEET; THENCE SOUTH 00°00'00" WEST, A DISTANCE OF 590.15 FEET; THENCE SOUTH 10°04'47" WEST, A DISTANCE OF 498.44 FEET; THENCE NORTH 89°56'28" WEST, A DISTANCE OF 805.09 FEET TO THE SAID EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING THREE (3) COURSES: 1. NORTH 00°29'34" EAST, A DISTANCE OF 1,070.82 FEET TO A POINT OF CURVATURE; 2. NORTHERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF

5,629.80 FEET, AN ARC LENGTH OF 1,389.24 FEET, A CENTRAL ANGLE OF 14°08'19", AND A CHORD BEARING AND DISTANCE OF NORTH 07°33'44" EAST, 1,385.72 FEET; 3. NORTH 14°37'52" EAST, A DISTANCE OF 2,070.60 FEET; THENCE LEAVING SAID LINE SOUTH 75°22'08" EAST, A DISTANCE OF 216.00 FEET; THENCE NORTH 14°37'52" EAST, A DISTANCE OF 232.00 FEET; THENCE SOUTH 75°22'08" EAST, A DISTANCE OF 308.00 FEET; THENCE NORTH 20°41'51" WEST, A DISTANCE OF 446.16 FEET; THENCE NORTH 14°37'52" EAST, A DISTANCE OF 278.00 FEET; THENCE NORTH 75°22'08" WEST, A DISTANCE OF 266.00 FEET TO THE SAID EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581; THENCE NORTH 14°37'52" EAST, ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 239.29 FEET; THENCE LEAVING SAID LINE SOUTH 75°21'08" EAST, A DISTANCE OF 353.01 FEET; THENCE NORTH 14°37'03" EAST, A DISTANCE OF 201.80 FEET; THENCE NORTH 75°23'12" WEST, A DISTANCE OF 292.99 FEET; THENCE SOUTH 14°38'06" WEST, A DISTANCE OF 10.00 FEET; THENCE NORTH 75°16'55" WEST, A DISTANCE OF 59.94 FEET TO THE SAID EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581; THENCE NORTH 14°41'33" EAST, ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 55.90 FEET; THENCE LEAVING SAID LINE SOUTH 75°22'18" EAST, A DISTANCE OF 81.92 FEET; THENCE SOUTH 66°23'33" EAST, A DISTANCE OF 38.47 FEET; THENCE SOUTH 75°21'54" EAST, A DISTANCE OF 177.94 FEET; THENCE NORTH 55°20'58" EAST, A DISTANCE OF 30.59 FEET; THENCE NORTH 14°38'33" EAST, A DISTANCE OF 296.38 FEET; THENCE SOUTH 75°21'46" EAST, A DISTANCE OF 791.06 FEET; THENCE SOUTH 14°38'06" WEST, A DISTANCE OF 372.03 FEET; THENCE SOUTH 75°21'54" EAST, A DISTANCE OF 137.96 FEET TO A POINT OF CURVATURE; THENCE EASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 550.00 FEET, AN ARC LENGTH OF 172.04 FEET, A CENTRAL ANGLE OF 17°55'20", AND A CHORD BEARING AND DISTANCE OF SOUTH 84°19'34" EAST, 171.34 FEET; THENCE NORTH 50°09'28" EAST, A DISTANCE OF 42.27 FEET; THENCE NORTH 70°32'35" EAST, A DISTANCE OF 74.02 FEET; THENCE SOUTH 84°15'19" EAST, A DISTANCE OF 87.81 FEET; THENCE NORTH 71°41'15" EAST, A DISTANCE OF 17.62 FEET; THENCE SOUTH 33°50'30" EAST, A DISTANCE OF 404.45 FEET; THENCE SOUTH 62°05'36" EAST, A DISTANCE OF 146.12 FEET; THENCE NORTH 67°19'14" EAST, A DISTANCE OF 293.50 FEET; THENCE NORTH 17°43'05" WEST, A DISTANCE OF 39.89 FEET; THENCE NORTH 71°41'15" EAST, A DISTANCE OF 24.88 FEET TO THE WEST LINE OF THE EAST 160 ACRES OF SECTION 7 LYING SOUTH OF STATE ROAD 54; THENCE SOUTH 00°17'53" WEST, ALONG SAID LINE A DISTANCE OF 1,352.58 FEET TO THE SOUTH LINE OF THE

SOUTHEAST 1/4 OF SECTION 7; THENCE SOUTH 89°58'10" EAST, ALONG THE SOUTH LINE OF THE EAST 160 ACRES OF SECTION 7 LYING SOUTH OF STATE ROAD 54 A DISTANCE OF 2,017.24 FEET TO THE POINT OF BEGINNING.

CONTAINING 2,564.285 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: JANE HOLE, LLC - O.R. BOOK 7804, PAGE 454

ALL THAT PORTION OF SECTIONS 7 & 18, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, AND BEING A PORTION OF GOVERNMENT LOT 4, OF SECTION 7 AND BEING A PORTION OF GOVERNMENT LOTS 1, 2 & 3, OF SECTION 18 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SECTION 30, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89°58'40" EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 30, A DISTANCE OF 99.24 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581 (BRUCE B. DOWNS BOULEVARD - A 200' R/W); THENCE NORTH 00°29'34" EAST, ALONG THE EASTERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 581, A DISTANCE OF 12,029.98 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID EASTERLY RIGHT-OF-WAY LINE NORTH 00°29'34" EAST, A DISTANCE OF 1,070.82 FEET TO THE POINT OF CURVATURE; THENCE 1,389.24 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE EAST, HAVING A RADIUS OF 5,629.80 FEET, DELTA 14°08'19" AND A CHORD BEARING AND DISTANCE OF NORTH 07°33'44" EAST, 1,385.72 FEET; THENCE NORTH 14°37'52" EAST, A DISTANCE OF 1,703.51 FEET; THENCE LEAVING SAID RIGHT-OF-WAY LINE SOUTH 75°22'08" EAST, A DISTANCE OF 343.08 FEET; THENCE SOUTH 31°23'22" EAST, A DISTANCE OF 1,531.80 FEET; THENCE SOUTH 15°23'12" WEST, A DISTANCE OF 860.67 FEET; THENCE SOUTH 81°39'31" WEST, A DISTANCE OF 498.05 FEET; THENCE SOUTH 10°55'16" WEST, A DISTANCE OF 729.50 FEET; THENCE SOUTH 00°00'00" WEST, A DISTANCE OF 590.15 FEET; THENCE SOUTH 10°04'47" WEST, A DISTANCE OF 498.44 FEET; THENCE NORTH 89°56'28" WEST, A DISTANCE OF 805.09 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 581 AND THE POINT OF BEGINNING.

CONTAINING 95.179 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: MAGGIE POND, LLC - O.R. BOOK 7798, PAGE 940 PARCEL 1

THE NW 1/4 OF THE NW 1/4 OF THE SE 1/4 OF SECTION 21, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PUBLIC RECORDS OF PASCO COUNTY, FLORIDA.

AND

SW 1/4 OF THE NW 1/4 OF THE SE 1/4 OF SECTION 21, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PUBLIC RECORDS OF PASCO COUNTY, FLORIDA.

AND

E 1/2 OF NW 1/4 OF SE 1/4; SOUTH 3/4 OF NE 1/4 OF SE 1/4 AND SOUTH 1/2 OF SE 1/4 OF SECTION 21, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PUBLIC RECORDS OF PASCO COUNTY, FLORIDA.

CONTAINING 151.671 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: MAGGIE POND, LLC – O.R. BOOK 7798, PAGE 940 PARCEL 2

ALL THAT PORTION OF SECTIONS 20, 21, 22, 27, 28 AND 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE CORNER COMMON TO SECTIONS 21, 22, 27 AND 28, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE N.00°09'58"E., ALONG THE LINE BETWEEN SAID SECTIONS 21 AND 22, A DISTANCE OF 1,600.00 FEET; THENCE LEAVING SAID LINE, S.89°54'24"E., A DISTANCE OF 270.00 FEET; THENCE S.00°09'58"W., A DISTANCE OF 1,600.00 FEET TO A POINT ON THE LINE BETWEEN SAID SECTIONS 22 AND 27; THENCE LEAVING SAID LINE, S.00°16'42"W., A DISTANCE OF 815.00 FEET; THENCE N.89°54'24"W., A DISTANCE OF 270.00 FEET TO A POINT ON THE LINE BETWEEN SAID SECTIONS 27 AND 28; THENCE N.89°54'24"W., 1,555.83 FEET TO A POINT OF CURVATURE; THENCE 1,480.67 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 3,475.00 FEET, DELTA 24°24'48", CHORD BEARING AND DISTANCE N.77°42'00"W., 1,469.50 FEET; THENCE N.65°29'36"W., A DISTANCE OF 2,100.20 FEET TO A POINT OF CURVATURE; THENCE 3,403.92 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE TO THE SOUTH, HAVING A RADIUS OF 3,025.00 FEET, DELTA 64°28'22", CHORD BEARING AND DISTANCE OF S.82°16'13"W., 3,227.16 FEET; THENCE N.39°46'52"W., A DISTANCE OF 1,145.56 FEET; THENCE S.50°29'46"W., A DISTANCE OF 594.74 FEET; THENCE S.23°14'04"W., A DISTANCE OF 257.57 FEET TO A POINT OF CURVATURE; THENCE 2,164.26 FEET ALONG THE ARC OF A NON TANGENT CURVE TO THE RIGHT, CONCAVE EASTERLY, OF WHICH THE RADIUS POINT LIES N.53°41'28"E., A RADIAL DISTANCE OF 3,460.00 FEET, DELTA 35°50'20", CHORD BEARING AND DISTANCE N.18°23'22"W., 2,129.15 FEET; THENCE N.00°28'11"W., A

DISTANCE OF 961.44 FEET TO A POINT OF CURVATURE; THENCE 257.22 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE WESTERLY, HAVING A RADIUS OF 1,690.00 FEET, DELTA 08°43'14", CHORD BEARING AND DISTANCE N.04°49'48"W., 256.98 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED PORTER BOULEVARD (140' R/W); THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES AND DISTANCES: 1. THENCE N.43°29'45"E., A DISTANCE OF 207.65 FEET TO A POINT OF CURVATURE; 2. THENCE 96.81 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 1,030.00 FEET, DELTA 05°23'07", CHORD BEARING AND DISTANCE N.40°48'12"E., 96.78 FEET; THENCE LEAVING SAID LINE, S.47°25'10"E., A DISTANCE OF 375.08 FEET; THENCE N.27°01'25"E., A DISTANCE OF 134.45 FEET; THENCE N.80°36'33"E., A DISTANCE OF 69.62 FEET; THENCE N.37°53'00"E., A DISTANCE OF 910.75 FEET; THENCE N.11°18'54"E., A DISTANCE OF 310.99 FEET; THENCE N.80°39'41"E., A DISTANCE OF 3,337.37 FEET TO A POINT OF CURVATURE; THENCE 498.11 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE SOUTHERLY, HAVING A RADIUS OF 2,930.00 FEET, DELTA 09°44'26", CHORD BEARING AND DISTANCE N.85°31'54"E., 497.51 FEET; THENCE S.89°35'53"E., A DISTANCE OF 2,426.44 FEET; THENCE S.89°32'37"E., A DISTANCE OF 875.83 FEET TO A POINT OF CURVATURE; THENCE 1,193.29 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 1,330.00 FEET, DELTA 51°24'23", CHORD BEARING AND DISTANCE S.63°50'25"E., 1,153.67 FEET; THENCE S.38°08'14"E., A DISTANCE OF 562.91 FEET TO A POINT OF CURVATURE; THENCE 519.18 ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 1,170.00 FEET, DELTA 25°25'29", CHORD BEARING AND DISTANCE S.50°50'58"E., 514.93 FEET TO A POINT ON THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 21; THENCE S.00°01'39"E., ALONG SAID EAST LINE, A DISTANCE OF 1,207.98 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST 1/4 OF SAID SECTION 21; THENCE S.00°09'58"W., ALONG EAST LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 21, A DISTANCE OF 329.72 FEET; THENCE LEAVING SAID LINE, N.89°38'25"W., A DISTANCE OF 1,334.20 FEET; THENCE N.00°11'54"E., A DISTANCE OF 329.97 FEET; THENCE N.89°37'48"W., A DISTANCE OF 1,334.02 FEET; THENCE S.00°13'50"W., A DISTANCE OF 2,641.69 FEET; THENCE S.89°42'49"E., A DISTANCE OF 2,671.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 963.473 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: WIREGRASS RANCH INC.
PARCEL 2

THAT PORTION OF SECTIONS 20, 21, 28 & 29,
TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO
COUNTY, FLORIDA BEING MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

COMMENCE AT THE COMMON CORNER OF SECTIONS
28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20
EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH
89°34'44" EAST, ALONG THE SOUTH LINE OF SAID
SECTION 28, SAID LINE ALSO BEING THE NORTH LINE
OF SAID SECTION 33, A DISTANCE OF 1,512.40 FEET TO
THE POINT OF BEGINNING AT THE INTERSECTION OF
THE PROPOSED WESTERLY RIGHT-OF-WAY LINE OF
PORTER BOULEVARD; THENCE ALONG THE
PROPOSED WESTERLY RIGHT-OF-WAY LINE OF
PORTER BOULEVARD THE FOLLOWING FOUR (4)
COURSES: 1. NORTH 00°25'16" EAST, A DISTANCE OF
395.38 FEET TO A POINT OF CURVATURE; 2.
NORTHERLY ALONG THE ARC OF SAID CURVE TO
THE LEFT, HAVING A RADIUS OF 1,940.00 FEET, AN
ARC LENGTH OF 506.02 FEET, A CENTRAL ANGLE OF
14°56'41", AND A CHORD BEARING AND DISTANCE OF
NORTH 07°03'04" WEST, 504.59 FEET; 3. NORTH
89°34'44" WEST, A DISTANCE OF 10.35 FEET TO THE
POINT OF CURVATURE OF A NON TANGENT CURVE; 4.
NORTHWESTERLY ALONG THE ARC OF SAID
NON-TANGENT CURVE TO THE LEFT, HAVING A
RADIUS OF 1,930.00 FEET, AN ARC LENGTH OF 1,024.82
FEET, A CENTRAL ANGLE OF 30°25'26", AND A CHORD
BEARING AND DISTANCE OF NORTH 29°48'53" WEST,
1,012.83 FEET TO A NON-TANGENT LINE; THENCE
LEAVING SAID LINE SOUTH 54°32'51" WEST, A
DISTANCE OF 288.28 FEET; THENCE SOUTH 33°18'46"
WEST, A DISTANCE OF 521.78 FEET; THENCE NORTH
45°10'53" WEST, A DISTANCE OF 559.76 FEET; THENCE
SOUTH 58°58'45" WEST, A DISTANCE OF 243.60 FEET
TO THE POINT OF CURVATURE OF A NON TANGENT
CURVE; THENCE SOUTHERLY ALONG THE ARC OF
SAID NON-TANGENT CURVE TO THE RIGHT, HAVING
A RADIUS OF 25.00 FEET, AN ARC LENGTH OF 39.27
FEET, A CENTRAL ANGLE OF 90°00'00", AND A CHORD
BEARING AND DISTANCE OF SOUTH 13°58'45" WEST,
35.36 FEET; THENCE SOUTH 58°58'45" WEST, A
DISTANCE OF 42.08 FEET TO A POINT OF CURVATURE;
THENCE WESTERLY ALONG THE ARC OF A CURVE TO
THE RIGHT, HAVING A RADIUS OF 170.00 FEET, AN
ARC LENGTH OF 140.12 FEET, A CENTRAL ANGLE OF
47°13'25", AND A CHORD BEARING AND DISTANCE OF
SOUTH 82°35'28" WEST, 136.18 FEET; THENCE NORTH
73°47'50" WEST, A DISTANCE OF 122.06 FEET TO A
POINT OF CURVATURE; THENCE WESTERLY ALONG
THE ARC OF A CURVE TO THE LEFT, HAVING A
RADIUS OF 230.00 FEET, AN ARC LENGTH OF 297.81

FEET, A CENTRAL ANGLE OF 74°11'16", AND A CHORD
BEARING AND DISTANCE OF SOUTH 69°06'32" WEST,
277.44 FEET; THENCE SOUTH 32°00'54" WEST, A
DISTANCE OF 62.44 FEET TO A POINT OF CURVATURE;
THENCE SOUTHWESTERLY ALONG THE ARC OF A
CURVE TO THE RIGHT, HAVING A RADIUS OF 270.00
FEET, AN ARC LENGTH OF 38.17 FEET, A CENTRAL
ANGLE OF 08°05'58", AND A CHORD BEARING AND
DISTANCE OF SOUTH 36°03'53" WEST, 38.14 FEET TO A
NON-TANGENT LINE; THENCE NORTH 43°32'32" WEST,
A DISTANCE OF 829.67 FEET; THENCE NORTH 02°23'47"
EAST, A DISTANCE OF 562.34 FEET TO THE PROPOSED
SOUTHERLY RIGHT-OF-WAY LINE OF PORTER
BOULEVARD; THENCE NORTH 86°22'56" WEST, ALONG
SAID LINE A DISTANCE OF 120.03 FEET; THENCE
LEAVING SAID LINE SOUTH 02°23'47" WEST, A
DISTANCE OF 528.96 FEET; THENCE SOUTH 75°15'08"
WEST, A DISTANCE OF 1,105.62 FEET; THENCE SOUTH
41°40'57" WEST, A DISTANCE OF 878.18 FEET; THENCE
NORTH 50°42'55" WEST, A DISTANCE OF 876.04 FEET;
THENCE NORTH 41°25'37" EAST, A DISTANCE OF
1,964.56 FEET TO THE PROPOSED SOUTHWESTERLY
RIGHT-OF-WAY LINE OF PORTER BOULEVARD;
THENCE CROSSING SAID RIGHT-OF-WAY SOUTH
77°01'08" EAST, A DISTANCE OF 201.26 FEET TO THE
PROPOSED NORTHEASTERLY RIGHT-OF-WAY LINE OF
PORTER BOULEVARD; THENCE LEAVING SAID LINE
NORTH 26°00'19" EAST, A DISTANCE OF 1,768.76 FEET;
THENCE SOUTH 74°29'56" EAST, A DISTANCE OF
1,010.61 FEET; THENCE NORTH 11°15'34" WEST, A
DISTANCE OF 1,472.07 FEET TO THE POINT OF
CURVATURE OF A NON TANGENT CURVE ON THE
PROPOSED SOUTHERLY RIGHT-OF-WAY LINE OF
STATE ROAD 56; THENCE ALONG THE PROPOSED
SOUTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 56
THE FOLLOWING FOUR (4) COURSES: 1. EASTERLY
ALONG THE ARC OF SAID NON-TANGENT CURVE TO
THE RIGHT, HAVING A RADIUS OF 2,775.00 FEET, AN
ARC LENGTH OF 1,251.69 FEET, A CENTRAL ANGLE OF
25°50'38", AND A CHORD BEARING AND DISTANCE OF
SOUTH 78°24'55" EAST, 1,241.11 FEET; 2. SOUTH
65°29'36" EAST, A DISTANCE OF 2,100.21 FEET TO A
POINT OF CURVATURE; 3. EASTERLY ALONG THE ARC
OF A CURVE TO THE LEFT, HAVING A RADIUS OF
3,725.00 FEET, AN ARC LENGTH OF 1,587.19 FEET, A
CENTRAL ANGLE OF 24°24'48", AND A CHORD
BEARING AND DISTANCE OF SOUTH 77°42'00" EAST,
1,575.21 FEET; 4. SOUTH 89°54'24" EAST, A DISTANCE
OF 1,555.02 FEET TO THE EAST LINE OF SECTION 28,
TOWNSHIP 26 SOUTH, RANGE 20 EAST; THENCE
SOUTH 00°16'42" WEST, ALONG SAID LINE A
DISTANCE OF 4,222.09 FEET TO THE COMMON
CORNER OF SECTIONS 27, 28, 33 AND 34; THENCE
NORTH 89°56'42" WEST, ALONG THE SOUTH LINE OF

SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF SAID SECTION 33, A DISTANCE OF 2,652.67 FEET TO THE SOUTH 1/4 CORNER OF SAID SECTION 28; THENCE NORTH 89°34'44" WEST, A DISTANCE OF 1,172.72 FEET TO THE PROPOSED WESTERLY RIGHT-OF-WAY LINE OF PORTER BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 708.588 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570 MANSFIELD BOULEVARD MITIGATION PARCEL 1 ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,210.96 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 86°22'56" WEST, A DISTANCE OF 139.36 FEET TO A POINT OF CURVATURE; THENCE WESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 82.53 FEET, A CENTRAL ANGLE OF 05°05'03", AND A CHORD BEARING AND DISTANCE OF NORTH 83°50'25" WEST, 82.50 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 14°26'40" WEST, A DISTANCE OF 3.24 FEET; THENCE NORTH 10°48'14"

WEST, A DISTANCE OF 27.15 FEET; THENCE NORTH 43°45'32" WEST, A DISTANCE OF 13.40 FEET; THENCE SOUTH 42°53'51" WEST, A DISTANCE OF 14.20 FEET; THENCE NORTH 01°46'56" WEST, A DISTANCE OF 18.76 FEET; THENCE SOUTH 54°53'21" WEST, A DISTANCE OF 32.34 FEET; THENCE NORTH 68°54'54" WEST, A DISTANCE OF 12.19 FEET; THENCE NORTH 47°41'53" WEST, A DISTANCE OF 44.18 FEET; THENCE NORTH 19°13'50" EAST, A DISTANCE OF 20.80 FEET; THENCE NORTH 15°30'34" EAST, A DISTANCE OF 19.18 FEET; THENCE NORTH 28°51'20" EAST, A DISTANCE OF 25.76 FEET; THENCE NORTH 16°07'37" EAST, A DISTANCE OF 25.50 FEET; THENCE NORTH 31°13'42" EAST, A DISTANCE OF 24.10 FEET; THENCE NORTH 38°36'07" EAST, A DISTANCE OF 25.21 FEET; THENCE NORTH 70°52'22" EAST, A DISTANCE OF 5.70 FEET; THENCE SOUTH 85°25'34" EAST, A DISTANCE OF 34.61 FEET; THENCE SOUTH 50°11'37" EAST, A DISTANCE OF 15.25 FEET; THENCE SOUTH 08°24'16" WEST, A DISTANCE OF 38.32 FEET; THENCE SOUTH 60°05'30" EAST, A DISTANCE OF 58.94 FEET; THENCE SOUTH 79°32'04" EAST, A DISTANCE OF 50.83 FEET; THENCE NORTH 89°42'42" EAST, A DISTANCE OF 66.33 FEET; THENCE SOUTH 35°06'03" EAST, A DISTANCE OF 38.24 FEET; THENCE SOUTH 42°26'54" EAST, A DISTANCE OF 20.97 FEET; THENCE SOUTH 06°39'19" EAST, A DISTANCE OF 9.74 FEET; THENCE SOUTH 45°57'55" EAST, A DISTANCE OF 6.94 FEET; THENCE SOUTH 03°36'48" WEST, A DISTANCE OF 18.83 FEET; THENCE SOUTH 05°04'02" EAST, A DISTANCE OF 37.28 FEET; THENCE SOUTH 10°44'52" WEST, A DISTANCE OF 2.49 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 37,008 SQUARE FEET OR 0.850 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD MITIGATION PARCEL 2

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD

BOULEVARD: THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 6. THENCE WESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 263.76 FEET, A CENTRAL ANGLE OF 16°14'59", AND A CHORD BEARING AND DISTANCE OF NORTH 78°15'27" WEST, 262.88 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 515.08 FEET, A CENTRAL ANGLE OF 31°44'00", AND A CHORD BEARING AND DISTANCE OF NORTH 54°15'57" WEST, 508.52 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 54°22'06" EAST, A DISTANCE OF 79.33 FEET; THENCE NORTH 75°07'31" EAST, A DISTANCE OF 68.00 FEET; THENCE NORTH 72°24'13" EAST, A DISTANCE OF 46.24 FEET; THENCE SOUTH 85°23'41" EAST, A DISTANCE OF 17.58 FEET; THENCE SOUTH 58°40'43" EAST, A DISTANCE OF 22.82 FEET; THENCE NORTH 83°45'42" EAST, A DISTANCE OF 15.53 FEET; THENCE SOUTH 82°54'32" EAST, A DISTANCE OF 23.23 FEET; THENCE SOUTH 83°37'20" EAST, A DISTANCE OF 35.42 FEET; THENCE NORTH 89°05'13" EAST, A DISTANCE OF 21.10 FEET; THENCE SOUTH 89°31'32" EAST, A DISTANCE OF 30.11 FEET; THENCE SOUTH 81°13'31" EAST, A DISTANCE OF 17.61 FEET; THENCE SOUTH 43°18'00" EAST, A DISTANCE OF 22.19 FEET; THENCE SOUTH 79°29'54" EAST, A DISTANCE OF 18.26 FEET; THENCE SOUTH 45°51'30" EAST, A DISTANCE OF 17.97 FEET; THENCE SOUTH 63°38'21" EAST, A DISTANCE OF 19.37 FEET; THENCE SOUTH 74°07'39" EAST, A DISTANCE OF 33.22 FEET; THENCE SOUTH 00°20'45" WEST, A DISTANCE OF 15.79 FEET; THENCE SOUTH 33°28'07" WEST, A DISTANCE OF 26.67 FEET; THENCE SOUTH 65°44'58" EAST, A DISTANCE OF 27.93 FEET; THENCE NORTH 64°52'32" EAST, A DISTANCE OF 19.41

FEET; THENCE NORTH 24°27'01" EAST, A DISTANCE OF 34.65 FEET; THENCE SOUTH 76°45'22" EAST, A DISTANCE OF 15.32 FEET; THENCE SOUTH 81°04'09" EAST, A DISTANCE OF 24.58 FEET; THENCE SOUTH 76°05'14" EAST, A DISTANCE OF 20.80 FEET; THENCE NORTH 53°16'59" EAST, A DISTANCE OF 12.97 FEET; THENCE SOUTH 85°32'06" EAST, A DISTANCE OF 16.43 FEET; THENCE SOUTH 22°09'11" EAST, A DISTANCE OF 24.73 FEET; THENCE SOUTH 30°34'54" WEST, A DISTANCE OF 8.53 FEET; THENCE SOUTH 60°42'07" WEST, A DISTANCE OF 33.84 FEET; THENCE SOUTH 02°37'45" WEST, A DISTANCE OF 29.36 FEET; THENCE SOUTH 77°29'09" EAST, A DISTANCE OF 24.78 FEET; THENCE SOUTH 26°25'52" WEST, A DISTANCE OF 36.97 FEET; THENCE SOUTH 74°48'22" WEST, A DISTANCE OF 47.73 FEET; THENCE SOUTH 86°53'17" WEST, A DISTANCE OF 20.04 FEET; THENCE NORTH 72°35'21" WEST, A DISTANCE OF 15.96 FEET; THENCE SOUTH 43°16'18" WEST, A DISTANCE OF 9.46 FEET; THENCE SOUTH 78°04'41" EAST, A DISTANCE OF 21.30 FEET; THENCE SOUTH 71°14'39" EAST, A DISTANCE OF 9.53 FEET; THENCE SOUTH 88°35'31" EAST, A DISTANCE OF 19.49 FEET; THENCE SOUTH 69°48'11" EAST, A DISTANCE OF 8.26 FEET; THENCE SOUTH 13°59'30" WEST, A DISTANCE OF 27.67 FEET; THENCE SOUTH 22°49'30" WEST, A DISTANCE OF 22.43 FEET; THENCE SOUTH 35°35'11" WEST, A DISTANCE OF 14.25 FEET; THENCE SOUTH 19°38'48" WEST, A DISTANCE OF 52.74 FEET; THENCE SOUTH 55°59'11" WEST, A DISTANCE OF 9.41 FEET; THENCE NORTH 79°55'19" WEST, A DISTANCE OF 17.57 FEET; THENCE SOUTH 70°56'12" WEST, A DISTANCE OF 31.96 FEET; THENCE SOUTH 36°50'03" WEST, A DISTANCE OF 32.32 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 2.900 ACRES, MORE OR LESS,
LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R.
BOOK 7802, PAGE 570

MANSFIELD BOULEVARD MITIGATION PARCEL 3
ALL THAT PORTION OF SECTION 29, TOWNSHIP 26
SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA
BEING MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

COMMENCING AT THE COMMON CORNER OF
SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH,
RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE
SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST,
ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF
SAID SECTION 28, SAID LINE ALSO BEING THE NORTH
LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A
DISTANCE OF 1,602.40 FEET TO THE EASTERLY

RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,203.34 FEET; THENCE LEAVING SAID LINE NORTH 03°37'04" EAST, A DISTANCE OF 184.38 FEET TO THE POINT OF BEGINNING; THENCE NORTH 87°36'13" WEST, A DISTANCE OF 35.03 FEET; THENCE NORTH 46°04'22" WEST, A DISTANCE OF 30.05 FEET; THENCE NORTH 33°42'54" WEST, A DISTANCE OF 30.53 FEET; THENCE NORTH 01°46'22" WEST, A DISTANCE OF 21.81 FEET; THENCE NORTH 34°25'09" WEST, A DISTANCE OF 19.27 FEET; THENCE NORTH 15°30'23" WEST, A DISTANCE OF 19.86 FEET; THENCE NORTH 05°56'50" EAST, A DISTANCE OF 22.65 FEET; THENCE NORTH 49°53'32" WEST, A DISTANCE OF 26.17 FEET; THENCE NORTH 07°58'45" WEST, A DISTANCE OF 45.49 FEET; THENCE NORTH 01°02'23" WEST, A DISTANCE OF 48.53 FEET; THENCE NORTH 03°22'39" WEST, A DISTANCE OF 41.47 FEET; THENCE NORTH 48°06'47" WEST, A DISTANCE OF 12.83 FEET; THENCE SOUTH 24°05'11" WEST, A DISTANCE OF 46.80 FEET; THENCE NORTH 56°53'09" WEST, A DISTANCE OF 5.88 FEET; THENCE NORTH 15°17'18" EAST, A DISTANCE OF 20.96 FEET; THENCE SOUTH 52°08'48" WEST, A DISTANCE OF 26.36 FEET; THENCE SOUTH 62°33'44" WEST, A DISTANCE OF 47.11 FEET; THENCE NORTH 73°32'24" WEST, A DISTANCE OF 19.86 FEET; THENCE NORTH 16°52'56" WEST, A DISTANCE OF 23.27 FEET; THENCE NORTH 14°17'35" EAST, A DISTANCE OF 27.89 FEET; THENCE NORTH 31°50'14" WEST, A DISTANCE OF 31.41 FEET; THENCE NORTH 00°20'56" WEST, A DISTANCE OF 19.73 FEET; THENCE NORTH 08°26'44" WEST, A DISTANCE OF 35.15 FEET; THENCE NORTH 22°04'20" EAST, A DISTANCE OF 33.53 FEET; THENCE NORTH 06°55'15" WEST, A DISTANCE OF 20.37 FEET; THENCE NORTH 33°12'48" EAST, A DISTANCE OF 26.91 FEET; THENCE SOUTH 80°39'20" EAST, A DISTANCE OF 34.33 FEET; THENCE NORTH 14°44'27" WEST, A DISTANCE

OF 35.49 FEET; THENCE NORTH 73°21'17" EAST, A DISTANCE OF 18.40 FEET; THENCE NORTH 55°37'47" EAST, A DISTANCE OF 34.90 FEET; THENCE NORTH 20°32'06" EAST, A DISTANCE OF 18.13 FEET; THENCE NORTH 10°01'42" EAST, A DISTANCE OF 41.20 FEET; THENCE NORTH 13°55'12" WEST, A DISTANCE OF 38.30 FEET; THENCE NORTH 76°19'22" WEST, A DISTANCE OF 30.99 FEET; THENCE SOUTH 79°15'30" WEST, A DISTANCE OF 32.29 FEET; THENCE SOUTH 67°26'07" WEST, A DISTANCE OF 17.85 FEET; THENCE SOUTH 65°01'27" WEST, A DISTANCE OF 38.38 FEET; THENCE SOUTH 26°16'46" WEST, A DISTANCE OF 27.86 FEET; THENCE SOUTH 35°18'02" WEST, A DISTANCE OF 16.62 FEET; THENCE SOUTH 80°32'31" WEST, A DISTANCE OF 20.52 FEET; THENCE NORTH 68°38'59" WEST, A DISTANCE OF 43.38 FEET; THENCE NORTH 15°33'47" WEST, A DISTANCE OF 12.28 FEET; THENCE NORTH 81°51'08" WEST, A DISTANCE OF 38.05 FEET; THENCE NORTH 31°35'14" WEST, A DISTANCE OF 21.92 FEET; THENCE SOUTH 77°46'26" WEST, A DISTANCE OF 15.82 FEET; THENCE NORTH 59°50'41" WEST, A DISTANCE OF 49.50 FEET; THENCE NORTH 34°31'46" WEST, A DISTANCE OF 31.72 FEET; THENCE SOUTH 85°05'55" WEST, A DISTANCE OF 35.22 FEET; THENCE NORTH 79°29'36" WEST, A DISTANCE OF 40.90 FEET; THENCE NORTH 07°28'27" EAST, A DISTANCE OF 31.35 FEET; THENCE NORTH 25°33'15" EAST, A DISTANCE OF 16.76 FEET; THENCE NORTH 09°46'12" WEST, A DISTANCE OF 11.27 FEET; THENCE NORTH 25°22'32" EAST, A DISTANCE OF 30.83 FEET; THENCE NORTH 35°34'01" EAST, A DISTANCE OF 37.42 FEET; THENCE NORTH 46°09'06" EAST, A DISTANCE OF 17.42 FEET; THENCE NORTH 54°44'40" EAST, A DISTANCE OF 18.18 FEET; THENCE NORTH 32°43'09" EAST, A DISTANCE OF 16.85 FEET; THENCE NORTH 55°55'13" EAST, A DISTANCE OF 17.93 FEET; THENCE SOUTH 82°02'36" EAST, A DISTANCE OF 11.65 FEET; THENCE SOUTH 19°04'23" EAST, A DISTANCE OF 26.69 FEET; THENCE SOUTH 80°21'38" EAST, A DISTANCE OF 11.22 FEET; THENCE SOUTH 71°41'53" EAST, A DISTANCE OF 38.81 FEET; THENCE NORTH 62°48'34" EAST, A DISTANCE OF 57.94 FEET; THENCE SOUTH 87°29'35" EAST, A DISTANCE OF 59.00 FEET; THENCE SOUTH 64°06'40" EAST, A DISTANCE OF 43.35 FEET; THENCE SOUTH 32°25'40" EAST, A DISTANCE OF 24.28 FEET; THENCE NORTH 82°30'27" EAST, A DISTANCE OF 50.06 FEET; THENCE NORTH 45°10'08" EAST, A DISTANCE OF 80.17 FEET; THENCE NORTH 36°35'32" EAST, A DISTANCE OF 75.77 FEET; THENCE NORTH 41°59'58" EAST, A DISTANCE OF 63.95 FEET; THENCE NORTH 52°05'26" EAST, A DISTANCE OF 36.24 FEET; THENCE SOUTH 37°13'43" EAST, A DISTANCE OF 451.76 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID

NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 691.00 FEET, AN ARC LENGTH OF 607.54 FEET, A CENTRAL ANGLE OF 50°22'30", AND A CHORD BEARING AND DISTANCE OF SOUTH 27°35'02" WEST, 588.16 FEET; THENCE SOUTH 02°23'47" WEST, A DISTANCE OF 47.42 FEET TO THE POINT OF BEGINNING.

CONTAINING 296.457 SQUARE FEET OR 6.806 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD PHASE 1 WRI

ALL THAT PORTION OF SECTIONS 28 & 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,512.40 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING; THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING EIGHT (8) COURSES AND DISTANCES: 1. NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1,940.00 FEET, AN ARC LENGTH OF 506.02 FEET, A CENTRAL ANGLE OF 14°56'41", AND A CHORD BEARING AND DISTANCE OF NORTH 07°03'04" WEST, 504.59 FEET; 3. NORTH 89°34'44" WEST, A DISTANCE OF 10.35 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. NORTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,930.00 FEET, AN ARC LENGTH OF 1,935.29 FEET, A CENTRAL ANGLE OF 57°27'10", AND A CHORD BEARING AND DISTANCE OF NORTH 43°19'45" WEST, 1,855.23 FEET; 5. SOUTH 17°56'40" WEST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 6. WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,910.00 FEET, AN ARC LENGTH OF 477.59 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 476.35 FEET; 7. NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 8. NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING

A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 47.70 FEET, A CENTRAL ANGLE OF 2°33'15", AND A CHORD BEARING AND DISTANCE OF NORTH 85°06'19" WEST, 47.70 FEET; THENCE CROSSING SAID RIGHT-OF-WAY NORTH 06°10'19" EAST, A DISTANCE OF 140.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES AND DISTANCES: 1. SOUTHEASTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 41.46 FEET, A CENTRAL ANGLE OF 2°33'15", AND A CHORD BEARING AND DISTANCE OF SOUTH 85°06'19" EAST, 41.45 FEET; 2. SOUTH 86°22'56" EAST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 3. EASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF SOUTH 79°13'08" EAST, 511.26 FEET; 4. SOUTH 17°56'40" WEST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 5. SOUTHEASTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF SOUTH 35°49'02" EAST, 2,400.06 FEET; 6. SOUTH 00°25'16" WEST, A DISTANCE OF 395.38 FEET TO THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28; THENCE ALONG SAID LINE NORTH 89°34'44" WEST, A DISTANCE OF 90.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 12.525 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD PHASE 2 WRI

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,512.40 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD

BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING EIGHT (8) COURSES AND DISTANCES: 1. NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1,940.00 FEET, AN ARC LENGTH OF 506.02 FEET, A CENTRAL ANGLE OF 14°56'41", AND A CHORD BEARING AND DISTANCE OF NORTH 07°03'04" WEST, 504.59 FEET; 3. NORTH 89°34'44" WEST, A DISTANCE OF 10.35 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. NORTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,930.00 FEET, AN ARC LENGTH OF 1,935.29 FEET, A CENTRAL ANGLE OF 57°27'10", AND A CHORD BEARING AND DISTANCE OF NORTH 43°19'45" WEST, 1,855.23 FEET; 5. SOUTH 17°56'40" WEST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 6. WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,910.00 FEET, AN ARC LENGTH OF 477.59 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 476.35 FEET; 7. NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 8. NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 47.70 FEET, A CENTRAL ANGLE OF 2°33'15", AND A CHORD BEARING AND DISTANCE OF NORTH 85°06'19" WEST, 47.70 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY LINE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 1,025.19 FEET, A CENTRAL ANGLE OF 54°53'47", AND A CHORD BEARING AND DISTANCE OF NORTH 56°22'48" WEST, 986.43 FEET; THENCE CROSSING SAID RIGHT-OF-WAY SOUTH 77°01'08" EAST, A DISTANCE OF 201.26 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE SOUTHEASTERLY ALONG SAID RIGHT-OF-WAY LINE ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 756.14 FEET, A CENTRAL ANGLE OF 46°35'05", AND A CHORD BEARING AND DISTANCE OF SOUTH 60°32'09" EAST, 735.49 FEET; THENCE CROSSING SAID RIGHT-OF-WAY SOUTH 06°10'19" WEST, A DISTANCE OF 140.00 FEET TO THE POINT OF BEGINNING. CONTAINING 2.868 ACRES, MORE OR LESS. LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD WRI POND 1

ALL THAT PORTION OF SECTION 28, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE NORTH 00°25'16" EAST, A DISTANCE OF 17.22 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID LINE NORTH 00°25'16" EAST, A DISTANCE OF 150.34 FEET; THENCE LEAVING SAID LINE SOUTH 89°35'00" EAST, A DISTANCE OF 210.61 FEET; THENCE SOUTH 21°44'09" EAST, A DISTANCE OF 49.52 FEET; THENCE NORTH 69°03'42" EAST, A DISTANCE OF 40.36 FEET; THENCE SOUTH 21°57'14" EAST, A DISTANCE OF 20.00 FEET; THENCE SOUTH 69°03'42" WEST, A DISTANCE OF 40.44 FEET; THENCE SOUTH 21°44'09" EAST, A DISTANCE OF 59.42 FEET; THENCE SOUTH 45°25'16" WEST, A DISTANCE OF 43.75 FEET; THENCE NORTH 89°34'44" WEST, A DISTANCE OF 228.30 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 36,401 SQUARE FEET OR 0.836 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD WRI POND 2

ALL THAT PORTION OF SECTION 28, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY

LINE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; THENCE NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 1,296.04 FEET, A CENTRAL ANGLE OF 36°34'49", AND A CHORD BEARING AND DISTANCE OF NORTH 17°52'08" WEST, 1,274.14 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 340.97 FEET, A CENTRAL ANGLE OF 09°37'25", AND A CHORD BEARING AND DISTANCE OF NORTH 40°58'15" WEST, 340.57 FEET; THENCE LEAVING SAID LINE NORTH 44°13'02" EAST, A DISTANCE OF 30.92 FEET; THENCE NORTH 05°27'21" EAST, A DISTANCE OF 68.23 FEET; THENCE NORTH 53°53'16" EAST, A DISTANCE OF 23.23 FEET; THENCE NORTH 41°16'12" WEST, A DISTANCE OF 36.19 FEET; THENCE NORTH 47°42'52" EAST, A DISTANCE OF 20.00 FEET; THENCE SOUTH 41°16'12" EAST, A DISTANCE OF 38.35 FEET; THENCE NORTH 53°53'16" EAST, A DISTANCE OF 63.08 FEET; THENCE SOUTH 46°28'57" EAST, A DISTANCE OF 226.91 FEET; THENCE SOUTH 00°39'48" WEST, A DISTANCE OF 215.34 FEET; THENCE SOUTH 53°58'43" WEST, A DISTANCE OF 65.22 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 63,985 SQUARE FEET OR 1.469 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD WRI POND 3

ALL THAT PORTION OF SECTIONS 28 & 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FOUR (4) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A

RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 260.70 FEET, A CENTRAL ANGLE OF 07°17'11", AND A CHORD BEARING AND DISTANCE OF NORTH 75°41'56" WEST, 260.53 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE WESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 191.89 FEET, A CENTRAL ANGLE OF 05°21'48", AND A CHORD BEARING AND DISTANCE OF NORTH 82°01'25" WEST, 191.82 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 05°17'41" EAST, A DISTANCE OF 116.52 FEET; THENCE NORTH 37°33'50" EAST, A DISTANCE OF 156.48 FEET; THENCE NORTH 53°39'03" WEST, A DISTANCE OF 67.97 FEET; THENCE NORTH 00°29'06" WEST, A DISTANCE OF 166.81 FEET; THENCE NORTH 54°10'57" EAST, A DISTANCE OF 63.47 FEET; THENCE SOUTH 65°33'20" EAST, A DISTANCE OF 230.40 FEET; THENCE SOUTH 24°21'13" WEST, A DISTANCE OF 89.83 FEET; THENCE SOUTH 66°00'19" EAST, A DISTANCE OF 41.52 FEET; THENCE SOUTH 22°58'45" WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 66°00'19" WEST, A DISTANCE OF 42.00 FEET; THENCE SOUTH 24°21'13" WEST, A DISTANCE OF 29.80 FEET; THENCE SOUTH 81°26'02" WEST, A DISTANCE OF 42.18 FEET; THENCE SOUTH 00°00'00" EAST, A DISTANCE OF 68.90 FEET; THENCE SOUTH 13°26'53" WEST, A DISTANCE OF 91.79 FEET; THENCE SOUTH 01°31'53" WEST, A DISTANCE OF 22.76 FEET; THENCE SOUTH 00°00'00" EAST, A DISTANCE OF 101.17 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 88,877 SQUARE FEET OR 2.040 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD WRI POND 4A

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST,

ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 6. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 778.84 FEET, A CENTRAL ANGLE OF 47°58'59", AND A CHORD BEARING AND DISTANCE OF NORTH 62°23'27" WEST, 756.28 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 18.76 FEET, A CENTRAL ANGLE OF 01°09'21", AND A CHORD BEARING AND DISTANCE OF NORTH 37°49'17" WEST, 18.76 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 26°00'19" EAST, A DISTANCE OF 294.85 FEET; THENCE SOUTH 12°51'03" WEST, A DISTANCE OF 99.50 FEET; THENCE SOUTH 77°28'03" EAST, A DISTANCE OF 33.42 FEET; THENCE SOUTH 11°31'01" WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 77°28'03" WEST, A DISTANCE OF 33.89 FEET; THENCE SOUTH 12°51'03" WEST, A DISTANCE OF 120.10 FEET; THENCE SOUTH 54°22'06" WEST, A DISTANCE OF 79.33 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 9,456 SQUARE FEET OR 0.217 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: WIREGRASS RANCH INC. PARCEL 3

THAT PORTION OF SECTION 30, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, AND A PORTION OF GOVERNMENT LOT 4 OF SAID SECTION BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SECTION 30, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89°58'40" EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 SAID SECTION 30, A DISTANCE OF 1250.13 FEET TO A POINT OF INTERSECTION WITH THE PROPOSED SOUTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 56 (250' R/W) FOR A POINT OF BEGINNING; THENCE ALONG THE PROPOSED SOUTHERLY RIGHT-OF-WAY OF STATE ROAD 56 THE FOLLOWING TWO (2) COURSES: 1. NORTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 3,505.00 FEET, AN ARC LENGTH OF 919.35 FEET, A CENTRAL ANGLE OF 15°01'43", AND A CHORD BEARING AND DISTANCE OF NORTH 67°09'37" EAST, 916.72 FEET; 2. NORTH 59°38'45" EAST, A DISTANCE OF 290.28 FEET; THENCE LEAVING SAID LINE SOUTH 15°58'56" EAST, A DISTANCE OF 145.51 FEET; THENCE SOUTH 08°04'12" EAST, A DISTANCE OF 32.50 FEET; THENCE SOUTH 10°59'03" WEST, A DISTANCE OF 114.40 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 52.00 FEET, AN ARC LENGTH OF 70.89 FEET, A CENTRAL ANGLE OF 78°06'46", AND A CHORD BEARING AND DISTANCE OF SOUTH 28°04'20" EAST, 65.53 FEET; THENCE SOUTH 67°07'43" EAST, A DISTANCE OF 84.57 FEET; THENCE NORTH 03°59'20" EAST, A DISTANCE OF 57.98 FEET; THENCE NORTH 15°24'08" EAST, A DISTANCE OF 61.40 FEET; THENCE NORTH 28°59'53" EAST, A DISTANCE OF 28.76 FEET; THENCE NORTH 35°50'38" EAST, A DISTANCE OF 45.56 FEET; THENCE NORTH 25°23'21" EAST, A DISTANCE OF 40.79 FEET; THENCE SOUTH 87°05'12" EAST, A DISTANCE OF 125.21 FEET; THENCE SOUTH 78°20'30" EAST, A DISTANCE OF 58.10 FEET; THENCE SOUTH 71°25'13" EAST, A DISTANCE OF 62.53 FEET; THENCE SOUTH 38°21'51" EAST, A DISTANCE OF 57.02 FEET; THENCE SOUTH 28°40'52" EAST, A DISTANCE OF 297.94 FEET TO THE SOUTH LINE OF THE SOUTHEAST 1/4 SAID SECTION 30; THENCE NORTH 89°58'27" WEST, A DISTANCE OF 273.22 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 30; THENCE NORTH 89°58'40" WEST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SECTION 30 A DISTANCE OF 1,451.76 FEET TO THE PROPOSED SOUTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 56 AND THE POINT OF BEGINNING.

CONTAINING 9.165 ACRES, MORE OR LESS.

TOGETHER WITH
PARCEL DESCRIPTION: WIREGRASS RANCH INC.
PARCEL 4
THAT PORTION OF SECTION 30, TOWNSHIP 26 SOUTH,
RANGE 20 EAST, PASCO COUNTY, FLORIDA, BEING
MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE SOUTHWEST CORNER OF THE
SOUTHWEST 1/4 OF SECTION 30, TOWNSHIP 26
SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA;
THENCE SOUTH 89°58'40" EAST, ALONG THE SOUTH
LINE OF THE SOUTHWEST 1/4 SAID SECTION 30, A
DISTANCE OF 1250.13 FEET TO A POINT OF
INTERSECTION WITH THE PROPOSED SOUTHERLY
RIGHT-OF-WAY LINE OF STATE ROAD 56 (250' R/W);
THENCE ALONG THE PROPOSED SOUTHERLY
RIGHT-OF-WAY OF STATE ROAD 56 THE FOLLOWING
TWO (2) COURSES: 1. NORTHEASTERLY ALONG THE
ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF
3,505.00 FEET, AN ARC LENGTH OF 919.35 FEET, A
CENTRAL ANGLE OF 15°01'43", AND A CHORD
BEARING AND DISTANCE OF NORTH 67°09'37" EAST,
916.72 FEET; 2. NORTH 59°38'45" EAST, A DISTANCE OF
892.95 FEET TO THE POINT OF BEGINNING; THENCE
CONTINUE NORTH 59°38'45" EAST, A DISTANCE OF
1,339.88 FEET; THENCE LEAVING SAID LINE SOUTH
30°21'15" EAST, A DISTANCE OF 1,721.76 FEET TO THE
SOUTH LINE OF THE SOUTHEAST 1/4 SAID SECTION
30; THENCE NORTH 89°58'27" WEST, ALONG SAID LINE
A DISTANCE OF 1,502.16 FEET; THENCE LEAVING SAID
LINE NORTH 00°01'33" EAST, A DISTANCE OF 62.08
FEET; THENCE NORTH 36°42'50" WEST, A DISTANCE
OF 180.07 FEET; THENCE NORTH 34°05'58" WEST, A
DISTANCE OF 528.85 FEET; THENCE NORTH 36°15'46"
WEST, A DISTANCE OF 202.91 FEET TO THE PROPOSED
SOUTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 56
AND THE POINT OF BEGINNING.
CONTAINING OR 40.040 ACRES, MORE OR LESS.

TOGETHER WITH
PARCEL DESCRIPTION: WIREGRASS RANCH INC.
PARCEL 5
THAT PORTION OF SECTION 7, TOWNSHIP 26 SOUTH,
RANGE 20 EAST, PASCO COUNTY, FLORIDA, BEING
MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHEAST CORNER OF
SECTION 7, TOWNSHIP 26 SOUTH, RANGE 20 EAST,
PASCO COUNTY, FLORIDA; THENCE SOUTH 00°29'59"
WEST, ALONG THE EAST LINE OF THE NORTHEAST
1/4 OF SECTION 7 A DISTANCE OF 1,530.52 FEET TO
THE POINT OF CURVATURE OF A NON TANGENT
CURVE ON THE NORTHERLY RIGHT-OF-WAY LINE OF
STATE ROAD 54; THENCE ALONG THE NORTHERLY
RIGHT-OF-WAY LINE OF STATE ROAD 54 THE
FOLLOWING TWO (2) COURSES: 1. WESTERLY ALONG

THE ARC OF SAID NON-TANGENT CURVE TO THE
LEFT, HAVING A RADIUS OF 5,729.58 FEET, AN ARC
LENGTH OF 637.82 FEET, A CENTRAL ANGLE OF
06°22'41", AND A CHORD BEARING AND DISTANCE OF
SOUTH 74°54'21" WEST, 637.49 FEET; 2. SOUTH
71°41'15" WEST, A DISTANCE OF 999.17 FEET; THENCE
LEAVING SAID LINE SOUTH 18°18'45" EAST, A
DISTANCE OF 320.00 FEET; THENCE SOUTH 71°41'15"
WEST, A DISTANCE OF 592.41 FEET TO THE POINT OF
BEGINNING; THENCE SOUTH 00°17'53" WEST, A
DISTANCE OF 697.49 FEET TO THE PROPOSED
WESTERLY RIGHT-OF-WAY LINE OF PORTER
BOULEVARD; THENCE NORTH 18°18'45" WEST, ALONG
SAID RIGHT-OF-WAY LINE A DISTANCE OF 869.88
FEET; THENCE CROSSING SAID RIGHT-OF-WAY
NORTH 71°40'25" EAST, A DISTANCE OF 140.00 FEET TO
THE PROPOSED EASTERLY RIGHT-OF-WAY LINE OF
PORTER BOULEVARD; THENCE SOUTH 18°18'45" EAST,
ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF
208.90 FEET; THENCE LEAVING SAID LINE NORTH
71°41'15" EAST, A DISTANCE OF 82.59 FEET TO THE
POINT OF BEGINNING.
CONTAINING 2.360 ACRES, MORE OR LESS.

TOGETHER WITH
PARCEL DESCRIPTION: WIREGRASS RANCH INC. -
O.R. BOOK 5586, PAGE 962
FORMERLY JAMES DON PORTER & LAJUANA W.
PORTER
THAT PORTION OF SECTION 30, TOWNSHIP 26 SOUTH,
RANGE 20 EAST, PASCO COUNTY, FLORIDA, AND
BEING A PORTION OF GOVERNMENT LOTS 2 AND 3
OF SAID SECTION 30 BEING MORE PARTICULARLY
DESCRIBED AS FOLLOWS:
COMMENCING AT THE SOUTHWEST CORNER OF THE
SOUTHWEST 1/4 OF SECTION 30, TOWNSHIP 26
SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA;
THENCE SOUTH 89°58'40" EAST, ALONG THE SOUTH
LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 30, A
DISTANCE OF 99.24 FEET TO THE EASTERLY
RIGHT-OF-WAY LINE OF COUNTY ROAD 581 (BRUCE
B. DOWNS BOULEVARD - A 200' R/W); THENCE NORTH
00°29'34" EAST, ALONG THE EASTERLY
RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 581, A
DISTANCE OF 1,981.85 FEET TO THE POINT OF
BEGINNING; THENCE CONTINUE NORTH 00°29'34"
EAST, A DISTANCE OF 513.32 FEET; THENCE LEAVING
SAID LINE NORTH 89°59'11" EAST, A DISTANCE OF
220.76 FEET; THENCE NORTH 03°44'29" WEST, A
DISTANCE OF 74.82 FEET; THENCE NORTH 16°52'44"
WEST, A DISTANCE OF 98.01 FEET; THENCE NORTH
03°46'07" WEST, A DISTANCE OF 62.94 FEET; THENCE
NORTH 00°22'35" EAST, A DISTANCE OF 104.74 FEET;
THENCE SOUTH 86°50'56" EAST, A DISTANCE OF 477.21

FEET; THENCE SOUTH 77°35'12" EAST, A DISTANCE OF 83.05 FEET; THENCE SOUTH 65°48'44" EAST, A DISTANCE OF 215.81 FEET; THENCE SOUTH 88°33'55" EAST, A DISTANCE OF 372.54 FEET; THENCE SOUTH 13°08'45" WEST, A DISTANCE OF 364.40 FEET; THENCE SOUTH 72°07'45" EAST, A DISTANCE OF 281.75 FEET; THENCE NORTH 25°56'27" EAST, A DISTANCE OF 75.83 FEET; THENCE NORTH 31°35'03" EAST, A DISTANCE OF 206.97 FEET; THENCE NORTH 01°41'15" WEST, A DISTANCE OF 100.25 FEET; THENCE NORTH 00°47'20" WEST, A DISTANCE OF 88.53 FEET; THENCE NORTH 01°25'46" EAST, A DISTANCE OF 103.27 FEET; THENCE NORTH 04°23'06" WEST, A DISTANCE OF 186.59 FEET; THENCE SOUTH 89°55'34" EAST, A DISTANCE OF 322.86 FEET; THENCE SOUTH 00°37'21" WEST, A DISTANCE OF 330.06 FEET; THENCE SOUTH 00°37'22" WEST, A DISTANCE OF 660.23 FEET; THENCE NORTH 89°56'33" WEST, A DISTANCE OF 1,938.37 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581 AND THE POINT OF BEGINNING.

CONTAINING 31.406 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: SOLLY BRANCH HOLDINGS LLC PARCEL 1

THAT PORTION OF SECTIONS 20, 29 & 30, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE COMMON CORNER OF SECTIONS 20, 21, 28 AND 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89°58'06" WEST, ALONG THE SOUTH LINE OF SAID SECTION 20, SAID LINE ALSO BEING THE NORTH LINE OF SAID SECTION 29, A DISTANCE OF 2,194.13 FEET TO THE POINT OF BEGINNING AT THE INTERSECTION OF THE PROPOSED SOUTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD 56 AND A POINT OF CURVATURE OF A NON TANGENT CURVE; THENCE ALONG THE PROPOSED SOUTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD 56 THE FOLLOWING TWO (2) COURSES: 1. NORTHEASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 2,775.00 FEET, AN ARC LENGTH OF 425.50 FEET, A CENTRAL ANGLE OF 08°47'07", AND A CHORD BEARING AND DISTANCE OF NORTH 64°31'07" EAST, 425.08 FEET; 2. CONTINUE NORTHEASTERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 2,775.00 FEET, AN ARC LENGTH OF 956.62 FEET, A CENTRAL ANGLE OF 19°45'05", AND A CHORD BEARING AND DISTANCE OF NORTH 78°47'13" EAST, 951.89 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE SOUTH 11°15'34" EAST, A DISTANCE OF 1,472.07 FEET; THENCE NORTH 74°29'56"

WEST, A DISTANCE OF 1,010.61 FEET; THENCE SOUTH 26°00'19" WEST, A DISTANCE OF 1,768.76 FEET; THENCE NORTH 77°01'08" WEST, A DISTANCE OF 201.26 FEET; THENCE SOUTH 41°25'37" WEST, A DISTANCE OF 1,964.56 FEET; THENCE SOUTH 50°42'55" EAST, A DISTANCE OF 876.04 FEET; THENCE SOUTH 48°19'03" EAST, A DISTANCE OF 283.03 FEET; THENCE SOUTH 20°01'02" EAST, A DISTANCE OF 408.18 FEET; THENCE SOUTH 00°06'28" WEST, A DISTANCE OF 330.06 FEET; THENCE NORTH 89°58'04" WEST, A DISTANCE OF 2,518.69 FEET; THENCE NORTH 89°58'27" WEST, A DISTANCE OF 485.16 FEET; THENCE NORTH 30°21'15" WEST, A DISTANCE OF 1,721.76 FEET TO THE PROPOSED SOUTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD 56; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FOUR (4) COURSES: 1. NORTH 59°38'45" EAST, A DISTANCE OF 1,279.29 FEET TO A POINT OF CURVATURE; 2. NORTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 6,125.00 FEET, AN ARC LENGTH OF 1,944.88 FEET, A CENTRAL ANGLE OF 18°11'36", AND A CHORD BEARING AND DISTANCE OF NORTH 50°32'57" EAST, 1,936.72 FEET; 3. NORTH 41°27'09" EAST, A DISTANCE OF 1,795.79 FEET TO A POINT OF CURVATURE; 4. NORTHEASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 2,775.00 FEET, AN ARC LENGTH OF 904.41 FEET, A CENTRAL ANGLE OF 18°40'24", AND A CHORD BEARING AND DISTANCE OF NORTH 50°47'22" EAST, 900.41 FEET TO THE POINT OF BEGINNING.

CONTAINING 296.206 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R.

BOOK 7802, PAGE 561

MANSFIELD BOULEVARD SOLLY BRANCH

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,512.40 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING EIGHT (8) COURSES AND DISTANCES: 1. NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHERLY ALONG THE ARC OF A CURVE TO THE

LEFT, HAVING A RADIUS OF 1,940.00 FEET, AN ARC LENGTH OF 506.02 FEET, A CENTRAL ANGLE OF 14°56'41", AND A CHORD BEARING AND DISTANCE OF NORTH 07°03'04" WEST, 504.59 FEET; 3. THENCE NORTH 89°34'44" WEST, A DISTANCE OF 10.35 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE NORTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,930.00 FEET, AN ARC LENGTH OF 1,935.29 FEET, A CENTRAL ANGLE OF 57°27'10", AND A CHORD BEARING AND DISTANCE OF NORTH 43°19'45" WEST, 1,855.23 FEET; 5. THENCE SOUTH 17°56'40" WEST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 6. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,910.00 FEET, AN ARC LENGTH OF 477.59 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 476.35 FEET; 7. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 8. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 1,072.89 FEET, A CENTRAL ANGLE OF 57°27'02", AND A CHORD BEARING AND DISTANCE OF NORTH 57°39'25" WEST, 1,028.51 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY THE FOLLOWING FIVE (5) COURSES AND DISTANCES: 1. NORTHERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 355.56 FEET, A CENTRAL ANGLE OF 19°02'21", AND A CHORD BEARING AND DISTANCE OF NORTH 19°24'43" WEST, 353.93 FEET; 2. THENCE NORTH 09°53'32" WEST, A DISTANCE OF 461.95 FEET TO A POINT OF CURVATURE; 3. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 890.00 FEET, AN ARC LENGTH OF 600.45 FEET, A CENTRAL ANGLE OF 38°39'18", AND A CHORD BEARING AND DISTANCE OF NORTH 29°13'12" WEST, 589.12 FEET; 4. THENCE NORTH 48°32'51" WEST, A DISTANCE OF 170.77 FEET TO A POINT OF CURVATURE; 5. THENCE WESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 78.54 FEET, A CENTRAL ANGLE OF 90°00'00", AND A CHORD BEARING AND DISTANCE OF SOUTH 86°27'09" WEST, 70.71 FEET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF PROPOSED STATE ROAD 56; THENCE ALONG SAID RIGHT-OF-WAY NORTH 41°27'09" EAST, A DISTANCE OF 240.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID

RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES AND DISTANCES: 1. SOUTHERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 78.54 FEET, A CENTRAL ANGLE OF 90°00'00", AND A CHORD BEARING AND DISTANCE OF SOUTH 03°32'51" EAST, 70.71 FEET; 2. THENCE SOUTH 48°32'51" EAST, A DISTANCE OF 170.77 FEET TO A POINT OF CURVATURE; 3. THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,030.00 FEET, AN ARC LENGTH OF 694.90 FEET, A CENTRAL ANGLE OF 38°39'18", AND A CHORD BEARING AND DISTANCE OF SOUTH 29°13'12" EAST, 681.79 FEET; 4. THENCE SOUTH 09°53'32" EAST, A DISTANCE OF 461.95 FEET TO A POINT OF CURVATURE; 5. THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 443.95 FEET, A CENTRAL ANGLE OF 27°21'04", AND A CHORD BEARING AND DISTANCE OF SOUTH 23°34'04" EAST, 439.75 FEET; THENCE CROSSING SAID RIGHT-OF-WAY NORTH 77°01'08" WEST, A DISTANCE OF 201.26 FEET TO THE POINT OF BEGINNING.

CONTAINING 5.5795 ACRES, MORE OR LESS.

LESS AND EXCEPT

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 561

MANSFIELD BOULEVARD SOLLY BRANCH POND 4B ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT

CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 6. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 797.60 FEET, A CENTRAL ANGLE OF 49°08'20", AND A CHORD BEARING AND DISTANCE OF NORTH 61°48'46" WEST, 773.38 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 216.94 FEET, A CENTRAL ANGLE OF 13°21'56", AND A CHORD BEARING AND DISTANCE OF NORTH 30°33'38" WEST, 216.45 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 47°58'51" EAST, A DISTANCE OF 119.41 FEET; THENCE NORTH 13°02'56" EAST, A DISTANCE OF 108.18 FEET; THENCE NORTH 07°24'28" WEST, A DISTANCE OF 125.47 FEET; THENCE NORTH 02°03'20" EAST, A DISTANCE OF 249.95 FEET; THENCE SOUTH 86°34'06" EAST, A DISTANCE OF 124.09 FEET; THENCE SOUTH 07°08'58" EAST, A DISTANCE OF 163.90 FEET; THENCE SOUTH 29°36'31" EAST, A DISTANCE OF 123.00 FEET; THENCE SOUTH 21°36'06" WEST, A DISTANCE OF 160.85 FEET; THENCE SOUTH 12°51'03" WEST, A DISTANCE OF 55.79 FEET; THENCE SOUTH 26°00'19" WEST, A DISTANCE OF 294.85 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING, CONTAINING 2.527 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: SOLLY BRANCH HOLDINGS LLC PARCEL 2

THAT PORTION OF SECTIONS 19, 20 & 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE COMMON CORNER OF SECTIONS 19, 20, 29 AND 30, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE NORTH 89°58'06" EAST, ALONG THE SOUTH LINE OF SAID SECTION 20, SAID LINE ALSO BEING THE NORTH LINE OF SAID SECTION 29, A DISTANCE OF 692.05 FEET TO A POINT OF CURVATURE OF A NON-TANGENT CURVE ON THE PROPOSED NORTHEASTERLY RIGHT-OF-WAY LINE OF PORTER BOULEVARD AND THE POINT OF BEGINNING; THENCE ALONG THE PROPOSED NORTHEASTERLY RIGHT-OF-WAY LINE OF PORTER BOULEVARD THE FOLLOWING FIVE (5) COURSES: 1.

NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 501.80 FEET, A CENTRAL ANGLE OF 30°54'53", AND A CHORD BEARING AND DISTANCE OF NORTH 42°12'18" WEST, 495.73 FEET TO A POINT OF A COMPOUND CURVATURE; 2. NORTHERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 3,430.00 FEET, AN ARC LENGTH OF 1,588.04 FEET, A CENTRAL ANGLE OF 26°31'38", AND A CHORD BEARING AND DISTANCE OF NORTH 13°29'03" WEST, 1,573.90 FEET; 3. NORTH 00°13'14" WEST, A DISTANCE OF 371.87 FEET TO A POINT OF CURVATURE; 4. NORTHERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,430.00 FEET, AN ARC LENGTH OF 1,091.08 FEET, A CENTRAL ANGLE OF 43°42'59", AND A CHORD BEARING AND DISTANCE OF NORTH 21°38'16" EAST, 1,064.81 FEET; 5. NORTH 43°29'45" EAST, A DISTANCE OF 216.91 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; THENCE LEAVING SAID LINE SOUTHERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 1,690.00 FEET, AN ARC LENGTH OF 257.22 FEET, A CENTRAL ANGLE OF 08°43'14", AND A CHORD BEARING AND DISTANCE OF SOUTH 04°49'48" EAST, 256.98 FEET; THENCE SOUTH 00°28'11" EAST, A DISTANCE OF 961.44 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 3,460.00 FEET, AN ARC LENGTH OF 2,746.16 FEET, A CENTRAL ANGLE OF 45°28'30", AND A CHORD BEARING AND DISTANCE OF SOUTH 23°12'26" EAST, 2,674.64 FEET; THENCE SOUTH 45°56'41" EAST, A DISTANCE OF 486.55 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; THENCE EASTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 77.41 FEET, A CENTRAL ANGLE OF 88°42'34", AND A CHORD BEARING AND DISTANCE OF NORTH 85°48'26" EAST, 69.91 FEET TO A NON-TANGENT LINE AT THE INTERSECTION OF THE PROPOSED NORTHWESTERLY RIGHT-OF-WAY LINE OF STATE ROAD 56; THENCE SOUTH 41°27'09" WEST, ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 1,278.37 FEET; THENCE LEAVING SAID LINE NORTH 38°49'54" WEST, A DISTANCE OF 799.59 FEET; THENCE NORTH 02°06'34" WEST, A DISTANCE OF 419.36 FEET; THENCE NORTH 21°46'59" EAST, A DISTANCE OF 463.67 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE SAID PROPOSED NORTHEASTERLY RIGHT-OF-WAY LINE OF PORTER BOULEVARD; THENCE NORTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 171.32 FEET, A CENTRAL ANGLE OF

10°33'16". AND A CHORD BEARING AND DISTANCE OF NORTH 62°56'23" WEST, 171.07 FEET TO THE POINT OF BEGINNING.

CONTAINING 73.926 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: JHP REAL ESTATE PARTNERSHIP LTD

THAT PORTION OF SECTION 7, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE COMMON CORNER OF SECTIONS 7, 8, 17 AND 18, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE NORTH 89°58'10" WEST, ALONG THE SOUTH LINE OF SAID SECTION 7, SAID LINE ALSO BEING THE NORTH LINE OF SAID SECTION 18, A DISTANCE OF 2,017.24 FEET TO THE WEST LINE OF THE EAST 160 ACRES OF SAID SECTION 7 LYING SOUTH OF STATE ROAD 54; THENCE ALONG SAID LINE NORTH 00°17'53" EAST, A DISTANCE OF 1,352.58 FEET; THENCE LEAVING SAID LINE NORTH 71°41'15" EAST, A DISTANCE OF 234.69 FEET TO THE PROPOSED SOUTHWESTERLY RIGHT-OF-WAY LINE OF PORTER BLVD.; THENCE NORTH 18°18'45" WEST, ALONG SAID LINE A DISTANCE OF 696.93 FEET TO THE WEST LINE OF THE EAST 160 ACRES OF SAID SECTION 7 LYING SOUTH OF STATE ROAD 54; THENCE NORTH 00°17'53" EAST, ALONG SAID LINE A DISTANCE OF 617.26 FEET; THENCE LEAVING SAID LINE SOUTH 89°30'16" EAST, A DISTANCE OF 189.57 FEET; THENCE NORTH 00°29'44" EAST, A DISTANCE OF 144.89 FEET; THENCE NORTH 71°41'15" EAST, A DISTANCE OF 130.23 FEET; THENCE SOUTH 88°08'57" EAST, A DISTANCE OF 162.81 FEET; THENCE NORTH 00°30'04" EAST, A DISTANCE OF 59.29 FEET; THENCE NORTH 71°41'15" EAST, A DISTANCE OF 89.67 FEET; THENCE SOUTH 39°24'31" EAST, A DISTANCE OF 182.01 FEET; THENCE NORTH 85°12'48" EAST, A DISTANCE OF 330.70 FEET; THENCE SOUTH 55°18'17" EAST, A DISTANCE OF 195.86 FEET; THENCE SOUTH 82°12'48" EAST, A DISTANCE OF 158.09 FEET; THENCE NORTH 26°16'31" EAST, A DISTANCE OF 136.17 FEET; THENCE NORTH 06°35'47" WEST, A DISTANCE OF 82.88 FEET; THENCE NORTH 63°21'41" WEST, A DISTANCE OF 174.81 FEET; THENCE NORTH 34°57'39" WEST, A DISTANCE OF 311.21 FEET; THENCE NORTH 18°17'30" WEST, A DISTANCE OF 131.16 FEET; THENCE NORTH 71°42'30" EAST, A DISTANCE OF 452.84 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; THENCE EASTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 5,727.44 FEET, AN ARC LENGTH OF 616.96 FEET, A CENTRAL ANGLE OF 06°10'19", AND A CHORD BEARING AND DISTANCE OF NORTH 74°50'41"

EAST, 616.66 FEET TO A NON-TANGENT LINE ON THE EAST LINE OF SAID SECTION 7; THENCE SOUTH 00°29'59" WEST, ALONG SAID LINE A DISTANCE OF 1,048.42 FEET TO THE EAST 1/4 CORNER OF SAID SECTION 7; THENCE SOUTH 00°17'31" WEST, A DISTANCE OF 2,644.07 FEET TO THE SOUTHEAST CORNER OF SAID SECTION 7 BEING THE COMMON CORNER OF SECTIONS 7, 8, 17 AND 18 AND THE POINT OF BEGINNING.

CONTAINING 143.671 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: TOM M. PORTER

THAT PORTION OF SECTION 7, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SECTION 7, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 00°29'59" WEST, ALONG THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 7 A DISTANCE OF 1,530.52 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE NORTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 54; THENCE ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 54 THE FOLLOWING TWO (2) COURSES: 1. WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 5,729.58 FEET, AN ARC LENGTH OF 637.82 FEET, A CENTRAL ANGLE OF 06°22'41", AND A CHORD BEARING AND DISTANCE OF SOUTH 74°54'21" WEST, 637.49 FEET; 2. SOUTH 71°41'15" WEST, A DISTANCE OF 999.17 FEET; THENCE LEAVING SAID LINE SOUTH 18°18'45" EAST, A DISTANCE OF 320.00 FEET; THENCE SOUTH 71°41'15" WEST, A DISTANCE OF 391.85 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 00°29'44" WEST, A DISTANCE OF 144.89 FEET; THENCE NORTH 89°30'16" WEST, A DISTANCE OF 189.57 FEET; THENCE NORTH 00°17'53" EAST, A DISTANCE OF 80.23 FEET; THENCE NORTH 71°41'15" EAST, A DISTANCE OF 200.56 FEET TO THE POINT OF BEGINNING.

CONTAINING 21,358 SQUARE FEET OR 0.490 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: JAMES H. PORTER

THAT PORTION OF SECTION 7, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SECTION 7, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 00°29'59" WEST, ALONG THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 7 A DISTANCE OF 1,530.52 FEET TO THE POINT OF CURVATURE OF A NON TANGENT

CURVE ON THE NORTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 54; THENCE ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF STATE ROAD 54 THE FOLLOWING TWO (2) COURSES: 1. WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 5.729.58 FEET, AN ARC LENGTH OF 637.82 FEET, A CENTRAL ANGLE OF 06°22'41", AND A CHORD BEARING AND DISTANCE OF SOUTH 74°54'21" WEST, 637.49 FEET; 2. SOUTH 71°41'15" WEST, A DISTANCE OF 999.17 FEET; THENCE LEAVING SAID LINE SOUTH 18°18'45" EAST, A DISTANCE OF 320.00 FEET; THENCE SOUTH 71°41'15" WEST, A DISTANCE OF 89.67 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 00°30'04" WEST, A DISTANCE OF 59.29 FEET; THENCE NORTH 88°08'57" WEST, A DISTANCE OF 162.81 FEET; THENCE NORTH 71°41'15" EAST, A DISTANCE OF 171.95 FEET TO THE POINT OF BEGINNING.

CONTAINING 4.825 SQUARE FEET OR 0.111 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PASCO COUNTY FACILITIES MANAGEMENT DEPT. – O.R. BOOK 7231, PAGE 1476

ALL THAT PORTION OF SECTIONS 20, 21, 28, 29 AND 30, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SECTION 30, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE S89°58'40"E, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 SAID SECTION 30, A DISTANCE OF 99.24 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581 (BRUCE B. DOWNS BOULEVARD) FOR A POINT OF BEGINNING; THENCE N00°29'34"E, ALONG THE EASTERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 581, A DISTANCE OF 125.00 FEET; THENCE LEAVING SAID RIGHT-OF-WAY LINE, S89°58'40"E A DISTANCE OF 222.16 FEET TO A POINT OF CURVATURE; THENCE 1725.70 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 3255.00 FEET, DELTA 30°22'35", CHORD AND BEARING OF N74°50'03"E, 1705.56 FEET; THENCE N59°38'45"E, A DISTANCE OF 3512.13 FEET TO A POINT OF CURVATURE; THENCE 1865.50 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 5875.00 FEET, DELTA 18°11'36", CHORD AND BEARING OF N50°32'57"E, 1857.67 FEET; THENCE N41°27'09"E, A DISTANCE OF 1795.79 FEET TO A POINT OF CURVATURE; THENCE 3856.98 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE SOUTHERLY,

HAVING A RADIUS OF 3025.00 FEET, DELTA 73°03'15", CHORD AND BEARING OF N77°58'47"E, 3600.97 FEET; THENCE S65°29'36"E, A DISTANCE OF 2100.21 FEET TO A POINT OF CURVATURE; THENCE 1480.67 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 3475.00 FEET, DELTA 24°24'48", CHORD AND BEARING OF S77°42'00"E, 1469.50 FEET; THENCE S89°54'24"E, A DISTANCE OF 1555.83 FEET TO THE EAST LINE OF SAID SECTION 28; THENCE S00°16'42"W, ALONG SAID SECTION LINE A DISTANCE OF 250.00 FEET; THENCE DEPARTING SAID SECTION LINE N89°54'24"W, A DISTANCE OF 1555.02 FEET TO A POINT OF CURVATURE; THENCE 1587.19 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 3725.00 FEET, DELTA 24°24'48", CHORD AND BEARING OF N77°42'00"W, 1575.21 FEET; THENCE N65°29'36"W, A DISTANCE OF 2100.21 FEET TO A POINT OF CURVATURE; THENCE 3538.22 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE SOUTHERLY, HAVING A RADIUS OF 2775.00 FEET, DELTA 73°03'15", CHORD AND BEARING OF S77°58'47"W, 3303.37 FEET; THENCE S41°27'09"W, A DISTANCE OF 1795.79 FEET TO A POINT OF CURVATURE; THENCE 1944.88 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 6125.00 FEET, DELTA 18°11'36", CHORD AND BEARING OF S50°32'57"W, 1936.72 FEET; THENCE S59°38'45"W, A DISTANCE OF 3512.13 FEET TO A POINT OF CURVATURE; THENCE 919.35 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 3505.00 FEET, DELTA 15°01'43", CHORD AND BEARING OF S67°09'37"W, 916.72 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 30; THENCE N89°58'40"W ALONG SAID SOUTH LINE, A DISTANCE OF 1150.89 FEET TO THE POINT OF BEGINNING.

CONTAINING 101.545 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PASCO COUNTY FACILITIES MANAGEMENT DEPT. – O.R. BOOK 5621, PAGE 1309

A PARCEL OF LAND LYING IN SECTION 31, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF REFERENCE COMMENCE AT THE NORTHWEST CORNER OF SAID SECTION 31, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE S 89°58'03" E, ALONG THE NORTH BOUNDARY OF SAID SECTION 31, A DISTANCE OF 101.26 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD

No. 581 AND THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID NORTH BOUNDARY OF SECTION 31 S 89°58'03" E, A DISTANCE OF 1117.29 FEET TO A POINT ON A NON-TANGENT CURVE; THENCE LEAVING SAID NORTH BOUNDARY SOUTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, A DISTANCE OF 759.69 FEET, HAVING A RADIUS OF 2287.50 FEET, SUBTENDED BY A CHORD OF 756.21 FEET, CHORD BEARING S 80°31'06" W TO THE POINT OF TANGENCY; THENCE N 89°58'03" W, A DISTANCE OF 372.59 FEET TO A POINT ON THE AFOREMENTIONED EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD No. 581; THENCE N 00°32'20" E ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 125.00 FEET TO THE POINT OF BEGINNING; CONTAINING 2.50 ACRES MORE OR LESS, TOGETHER WITH

PARCEL DESCRIPTION: JANE HOLE, LLC - O.R. BOOK 7804, PAGE 454

ALL THAT PORTION OF SECTIONS 7 & 18, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, AND BEING A PORTION OF GOVERNMENT LOT 4, OF SECTION 7 AND BEING A PORTION OF GOVERNMENT LOTS 1, 2 & 3, OF SECTION 18 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SECTION 30, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89°58'40" EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 30, A DISTANCE OF 99.24 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF COUNTY ROAD 581 (BRUCE B. DOWNS BOULEVARD - A 200' R/W); THENCE NORTH 00°29'34" EAST, ALONG THE EASTERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 581, A DISTANCE OF 12,029.98 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID EASTERLY RIGHT-OF-WAY LINE NORTH 00°29'34" EAST, A DISTANCE OF 1,070.82 FEET TO THE POINT OF CURVATURE; THENCE 1,389.24 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE EAST, HAVING A RADIUS OF 5,629.80 FEET, DELTA 14°08'19" AND A CHORD BEARING AND DISTANCE OF NORTH 07°33'44" EAST, 1,385.72 FEET; THENCE NORTH 14°37'52" EAST, A DISTANCE OF 1,703.51 FEET; THENCE LEAVING SAID RIGHT-OF-WAY LINE SOUTH 75°22'08" EAST, A DISTANCE OF 343.08 FEET; THENCE SOUTH 31°23'22" EAST, A DISTANCE OF 1,531.80 FEET; THENCE SOUTH 15°23'12" WEST, A DISTANCE OF 860.67 FEET; THENCE SOUTH 81°39'31" WEST, A DISTANCE OF 498.05 FEET; THENCE SOUTH 10°55'16" WEST, A DISTANCE OF 729.50 FEET; THENCE SOUTH 00°00'00" WEST, A DISTANCE OF 590.15 FEET; THENCE SOUTH 10°04'47"

WEST, A DISTANCE OF 498.44 FEET; THENCE NORTH 89°56'28" WEST, A DISTANCE OF 805.09 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD 581 AND THE POINT OF BEGINNING, CONTAINING 95.179 ACRES, MORE OR LESS,

TOGETHER WITH

PARCEL DESCRIPTION: MAGGIE POND, LLC - O.R. BOOK 7798, PAGE 940 PARCEL 1

THE NW 1/4 OF THE NW 1/4 OF THE SE 1/4 OF SECTION 21, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PUBLIC RECORDS OF PASCO COUNTY, FLORIDA,

AND

SW 1/4 OF THE NW 1/4 OF THE SE 1/4 OF SECTION 21, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PUBLIC RECORDS OF PASCO COUNTY, FLORIDA,

AND

E 1/2 OF NW 1/4 OF SE 1/4; SOUTH 3/4 OF NE 1/4 OF SE 1/4 AND SOUTH 1/2 OF SE 1/4 OF SECTION 21, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PUBLIC RECORDS OF PASCO COUNTY, FLORIDA,

CONTAINING 151.671 ACRES, MORE OR LESS,

TOGETHER WITH

PARCEL DESCRIPTION: MAGGIE POND, LLC - O.R. BOOK 7798, PAGE 940 PARCEL 2

ALL THAT PORTION OF SECTIONS 20, 21, 22, 27, 28 AND 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE CORNER COMMON TO SECTIONS 21, 22, 27 AND 28, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE N.00°09'58"E., ALONG THE LINE BETWEEN SAID SECTIONS 21 AND 22, A DISTANCE OF 1,600.00 FEET; THENCE LEAVING SAID LINE, S.89°54'24"E., A DISTANCE OF 270.00 FEET; THENCE S.00°09'58"W., A DISTANCE OF 1,600.00 FEET TO A POINT ON THE LINE BETWEEN SAID SECTIONS 22 AND 27; THENCE LEAVING SAID LINE, S.00°16'42"W., A DISTANCE OF 815.00 FEET; THENCE N.89°54'24"W., A DISTANCE OF 270.00 FEET TO A POINT ON THE LINE BETWEEN SAID SECTIONS 27 AND 28; THENCE N.89°54'24"W., 1,555.83 FEET TO A POINT OF CURVATURE; THENCE 1,480.67 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 3,475.00 FEET, DELTA 24°24'48", CHORD BEARING AND DISTANCE N.77°42'00"W., 1,469.50 FEET; THENCE N.65°29'36"W., A DISTANCE OF 2,100.20 FEET TO A POINT OF CURVATURE; THENCE 3,403.92 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE TO THE SOUTH, HAVING A RADIUS OF 3,025.00 FEET, DELTA 64°28'22", CHORD BEARING AND DISTANCE OF S.82°16'13"W., 3,227.16 FEET; THENCE N.39°46'52"W., A

DISTANCE OF 1,145.56 FEET; THENCE S.50°29'46"W., A DISTANCE OF 594.74 FEET; THENCE S.23°14'04"W., A DISTANCE OF 257.57 FEET TO A POINT OF CURVATURE; THENCE 2,164.26 FEET ALONG THE ARC OF A NON TANGENT CURVE TO THE RIGHT, CONCAVE EASTERLY, OF WHICH THE RADIUS POINT LIES N.53°41'28"E., A RADIAL DISTANCE OF 3,460.00 FEET, DELTA 35°50'20", CHORD BEARING AND DISTANCE N.18°23'22"W., 2,129.15 FEET; THENCE N.00°28'11"W., A DISTANCE OF 961.44 FEET TO A POINT OF CURVATURE; THENCE 257.22 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE WESTERLY, HAVING A RADIUS OF 1,690.00 FEET, DELTA 08°43'14", CHORD BEARING AND DISTANCE N.04°49'48"W., 256.98 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED PORTER BOULEVARD (140' R/W); THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE THE FOLLOWING TWO (2) COURSES AND DISTANCES: 1. THENCE N.43°29'45"E., A DISTANCE OF 207.65 FEET TO A POINT OF CURVATURE; 2. THENCE 96.81 FEET ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 1,030.00 FEET, DELTA 05°23'07", CHORD BEARING AND DISTANCE N.40°48'12"E., 96.78 FEET; THENCE LEAVING SAID LINE, S.47°25'10"E., A DISTANCE OF 375.08 FEET; THENCE N.27°01'25"E., A DISTANCE OF 134.45 FEET; THENCE N.80°36'33"E., A DISTANCE OF 69.62 FEET; THENCE N.37°53'00"E., A DISTANCE OF 910.75 FEET; THENCE N.11°18'54"E., A DISTANCE OF 310.99 FEET; THENCE N.80°39'41"E., A DISTANCE OF 3,337.37 FEET TO A POINT OF CURVATURE; THENCE 498.11 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE SOUTHERLY, HAVING A RADIUS OF 2,930.00 FEET, DELTA 09°44'26", CHORD BEARING AND DISTANCE N.85°31'54"E., 497.51 FEET; THENCE S.89°35'53"E., A DISTANCE OF 2,426.44 FEET; THENCE S.89°32'37"E., A DISTANCE OF 875.83 FEET TO A POINT OF CURVATURE; THENCE 1,193.29 FEET ALONG THE ARC OF A CURVE TO THE RIGHT, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 1,330.00 FEET, DELTA 51°24'23", CHORD BEARING AND DISTANCE S.63°50'25"E., 1,153.67 FEET; THENCE S.38°08'14"E., A DISTANCE OF 562.91 FEET TO A POINT OF CURVATURE; THENCE 519.18 ALONG THE ARC OF A CURVE TO THE LEFT, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 1,170.00 FEET, DELTA 25°25'29", CHORD BEARING AND DISTANCE S.50°50'58"E., 514.93 FEET TO A POINT ON THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 21; THENCE S.00°01'39"E., ALONG SAID EAST LINE, A DISTANCE OF 1,207.98 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST 1/4 OF SAID SECTION 21; THENCE S.00°09'58"W., ALONG EAST LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 21, A DISTANCE OF 329.72 FEET;

THENCE LEAVING SAID LINE, N.89°38'25"W., A DISTANCE OF 1,334.20 FEET; THENCE N.00°11'54"E., A DISTANCE OF 329.97 FEET; THENCE N.89°37'48"W., A DISTANCE OF 1,334.02 FEET; THENCE S.00°13'50"W., A DISTANCE OF 2,641.69 FEET; THENCE S.89°42'49"E., A DISTANCE OF 2,671.00 FEET TO THE POINT OF BEGINNING

CONTAINING 963.473 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD MITIGATION PARCEL 1

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,210.96 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 86°22'56" WEST, A DISTANCE OF 139.36 FEET TO A POINT OF CURVATURE; THENCE WESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 82.53 FEET, A CENTRAL ANGLE OF 05°05'03", AND A CHORD BEARING AND DISTANCE OF NORTH 83°50'25" WEST, 82.50 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 14°26'40" WEST, A

DISTANCE OF 3.24 FEET; THENCE NORTH 10°48'14" WEST, A DISTANCE OF 27.15 FEET; THENCE NORTH 43°45'32" WEST, A DISTANCE OF 13.40 FEET; THENCE SOUTH 42°53'51" WEST, A DISTANCE OF 14.20 FEET; THENCE NORTH 01°46'56" WEST, A DISTANCE OF 18.76 FEET; THENCE SOUTH 54°53'21" WEST, A DISTANCE OF 32.34 FEET; THENCE NORTH 68°54'54" WEST, A DISTANCE OF 12.19 FEET; THENCE NORTH 47°41'53" WEST, A DISTANCE OF 44.18 FEET; THENCE NORTH 19°13'50" EAST, A DISTANCE OF 20.80 FEET; THENCE NORTH 15°30'34" EAST, A DISTANCE OF 19.18 FEET; THENCE NORTH 28°51'20" EAST, A DISTANCE OF 25.76 FEET; THENCE NORTH 16°07'37" EAST, A DISTANCE OF 25.50 FEET; THENCE NORTH 31°13'42" EAST, A DISTANCE OF 24.10 FEET; THENCE NORTH 38°36'07" EAST, A DISTANCE OF 25.21 FEET; THENCE NORTH 70°52'22" EAST, A DISTANCE OF 5.70 FEET; THENCE SOUTH 85°25'34" EAST, A DISTANCE OF 34.61 FEET; THENCE SOUTH 50°11'37" EAST, A DISTANCE OF 15.25 FEET; THENCE SOUTH 08°24'16" WEST, A DISTANCE OF 38.32 FEET; THENCE SOUTH 60°05'30" EAST, A DISTANCE OF 58.94 FEET; THENCE SOUTH 79°32'04" EAST, A DISTANCE OF 50.83 FEET; THENCE NORTH 89°42'42" EAST, A DISTANCE OF 66.33 FEET; THENCE SOUTH 35°06'03" EAST, A DISTANCE OF 38.24 FEET; THENCE SOUTH 42°26'54" EAST, A DISTANCE OF 20.97 FEET; THENCE SOUTH 06°39'19" EAST, A DISTANCE OF 9.74 FEET; THENCE SOUTH 45°57'55" EAST, A DISTANCE OF 6.94 FEET; THENCE SOUTH 03°36'48" WEST, A DISTANCE OF 18.83 FEET; THENCE SOUTH 05°04'02" EAST, A DISTANCE OF 37.28 FEET; THENCE SOUTH 10°44'52" WEST, A DISTANCE OF 2.49 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 37.008 SQUARE FEET OR 0.850 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD MITIGATION PARCEL 2

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY

RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 6. THENCE WESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 263.76 FEET, A CENTRAL ANGLE OF 16°14'59", AND A CHORD BEARING AND DISTANCE OF NORTH 78°15'27" WEST, 262.88 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 515.08 FEET, A CENTRAL ANGLE OF 31°44'00", AND A CHORD BEARING AND DISTANCE OF NORTH 54°15'57" WEST, 508.52 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 54°22'06" EAST, A DISTANCE OF 79.33 FEET; THENCE NORTH 75°07'31" EAST, A DISTANCE OF 68.00 FEET; THENCE NORTH 72°24'13" EAST, A DISTANCE OF 46.24 FEET; THENCE SOUTH 85°23'41" EAST, A DISTANCE OF 17.58 FEET; THENCE SOUTH 58°40'43" EAST, A DISTANCE OF 22.82 FEET; THENCE NORTH 83°45'42" EAST, A DISTANCE OF 15.53 FEET; THENCE SOUTH 82°54'32" EAST, A DISTANCE OF 23.23 FEET; THENCE SOUTH 83°37'20" EAST, A DISTANCE OF 35.42 FEET; THENCE NORTH 89°05'13" EAST, A DISTANCE OF 21.10 FEET; THENCE SOUTH 89°31'32" EAST, A DISTANCE OF 30.11 FEET; THENCE SOUTH 81°13'31" EAST, A DISTANCE OF 17.61 FEET; THENCE SOUTH 43°18'00" EAST, A DISTANCE OF 22.19 FEET; THENCE SOUTH 79°29'54" EAST, A DISTANCE OF 18.26 FEET; THENCE SOUTH 45°51'30" EAST, A DISTANCE OF 17.97 FEET; THENCE SOUTH 63°38'21" EAST, A DISTANCE OF 19.37 FEET; THENCE SOUTH 74°07'39" EAST, A DISTANCE OF 33.22 FEET; THENCE SOUTH 00°20'45" WEST, A DISTANCE OF 15.79 FEET; THENCE SOUTH 33°28'07" WEST, A DISTANCE OF 26.67 FEET; THENCE SOUTH 65°44'58" EAST, A DISTANCE OF 27.93 FEET;

THENCE NORTH 64°52'32" EAST, A DISTANCE OF 19.41 FEET; THENCE NORTH 24°27'01" EAST, A DISTANCE OF 34.65 FEET; THENCE SOUTH 76°45'22" EAST, A DISTANCE OF 15.32 FEET; THENCE SOUTH 81°04'09" EAST, A DISTANCE OF 24.58 FEET; THENCE SOUTH 76°05'14" EAST, A DISTANCE OF 20.80 FEET; THENCE NORTH 53°16'59" EAST, A DISTANCE OF 12.97 FEET; THENCE SOUTH 85°32'06" EAST, A DISTANCE OF 16.43 FEET; THENCE SOUTH 22°09'11" EAST, A DISTANCE OF 24.73 FEET; THENCE SOUTH 30°34'54" WEST, A DISTANCE OF 8.53 FEET; THENCE SOUTH 60°42'07" WEST, A DISTANCE OF 33.84 FEET; THENCE SOUTH 02°37'45" WEST, A DISTANCE OF 29.36 FEET; THENCE SOUTH 77°29'09" EAST, A DISTANCE OF 24.78 FEET; THENCE SOUTH 26°25'52" WEST, A DISTANCE OF 36.97 FEET; THENCE SOUTH 74°48'22" WEST, A DISTANCE OF 47.73 FEET; THENCE SOUTH 86°53'17" WEST, A DISTANCE OF 20.04 FEET; THENCE NORTH 72°35'21" WEST, A DISTANCE OF 15.96 FEET; THENCE SOUTH 43°16'18" WEST, A DISTANCE OF 9.46 FEET; THENCE SOUTH 78°04'41" EAST, A DISTANCE OF 21.30 FEET; THENCE SOUTH 71°14'39" EAST, A DISTANCE OF 9.53 FEET; THENCE SOUTH 88°35'31" EAST, A DISTANCE OF 19.49 FEET; THENCE SOUTH 69°48'11" EAST, A DISTANCE OF 8.26 FEET; THENCE SOUTH 13°59'30" WEST, A DISTANCE OF 27.67 FEET; THENCE SOUTH 22°49'30" WEST, A DISTANCE OF 22.43 FEET; THENCE SOUTH 35°35'11" WEST, A DISTANCE OF 14.25 FEET; THENCE SOUTH 19°38'48" WEST, A DISTANCE OF 52.74 FEET; THENCE SOUTH 55°59'11" WEST, A DISTANCE OF 9.41 FEET; THENCE NORTH 79°55'19" WEST, A DISTANCE OF 17.57 FEET; THENCE SOUTH 70°56'12" WEST, A DISTANCE OF 31.96 FEET; THENCE SOUTH 36°50'03" WEST, A DISTANCE OF 32.32 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 2.900 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD MITIGATION PARCEL 3

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A

DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,203.34 FEET; THENCE LEAVING SAID LINE NORTH 03°37'04" EAST, A DISTANCE OF 184.38 FEET TO THE POINT OF BEGINNING; THENCE NORTH 87°36'13" WEST, A DISTANCE OF 35.03 FEET; THENCE NORTH 46°04'22" WEST, A DISTANCE OF 30.05 FEET; THENCE NORTH 33°42'54" WEST, A DISTANCE OF 30.53 FEET; THENCE NORTH 01°46'22" WEST, A DISTANCE OF 21.81 FEET; THENCE NORTH 34°25'09" WEST, A DISTANCE OF 19.27 FEET; THENCE NORTH 15°30'23" WEST, A DISTANCE OF 19.86 FEET; THENCE NORTH 05°56'50" EAST, A DISTANCE OF 22.65 FEET; THENCE NORTH 49°53'32" WEST, A DISTANCE OF 26.17 FEET; THENCE NORTH 07°58'45" WEST, A DISTANCE OF 45.49 FEET; THENCE NORTH 01°02'23" WEST, A DISTANCE OF 48.53 FEET; THENCE NORTH 03°22'39" WEST, A DISTANCE OF 41.47 FEET; THENCE NORTH 48°06'47" WEST, A DISTANCE OF 12.83 FEET; THENCE SOUTH 24°05'11" WEST, A DISTANCE OF 46.80 FEET; THENCE NORTH 56°53'09" WEST, A DISTANCE OF 5.88 FEET; THENCE NORTH 15°17'18" EAST, A DISTANCE OF 20.96 FEET; THENCE SOUTH 52°08'48" WEST, A DISTANCE OF 26.36 FEET; THENCE SOUTH 62°33'44" WEST, A DISTANCE OF 47.11 FEET; THENCE NORTH 73°32'24" WEST, A DISTANCE OF 19.86 FEET; THENCE NORTH 16°52'56" WEST, A DISTANCE OF 23.27 FEET; THENCE NORTH 14°17'35" EAST, A DISTANCE OF 27.89 FEET; THENCE NORTH 31°50'14" WEST, A DISTANCE OF 31.41 FEET; THENCE NORTH 00°20'56" WEST, A DISTANCE OF 19.73 FEET; THENCE NORTH 08°26'44" WEST, A DISTANCE OF 35.15 FEET; THENCE NORTH 22°04'20" EAST, A DISTANCE OF 33.53 FEET; THENCE NORTH 06°55'15" WEST, A DISTANCE OF 20.37 FEET; THENCE NORTH 33°12'48" EAST, A DISTANCE OF 26.91 FEET; THENCE SOUTH 80°39'20" EAST, A DISTANCE OF 34.33

FEET; THENCE NORTH 14°44'27" WEST, A DISTANCE OF 35.49 FEET; THENCE NORTH 73°21'17" EAST, A DISTANCE OF 18.40 FEET; THENCE NORTH 55°37'47" EAST, A DISTANCE OF 34.90 FEET; THENCE NORTH 20°32'06" EAST, A DISTANCE OF 18.13 FEET; THENCE NORTH 10°01'42" EAST, A DISTANCE OF 41.20 FEET; THENCE NORTH 13°55'12" WEST, A DISTANCE OF 38.30 FEET; THENCE NORTH 76°19'22" WEST, A DISTANCE OF 30.99 FEET; THENCE SOUTH 79°15'30" WEST, A DISTANCE OF 32.29 FEET; THENCE SOUTH 67°26'07" WEST, A DISTANCE OF 17.85 FEET; THENCE SOUTH 65°01'27" WEST, A DISTANCE OF 38.38 FEET; THENCE SOUTH 26°16'46" WEST, A DISTANCE OF 27.86 FEET; THENCE SOUTH 35°18'02" WEST, A DISTANCE OF 16.62 FEET; THENCE SOUTH 80°32'31" WEST, A DISTANCE OF 20.52 FEET; THENCE NORTH 68°38'59" WEST, A DISTANCE OF 43.38 FEET; THENCE NORTH 15°33'47" WEST, A DISTANCE OF 12.28 FEET; THENCE NORTH 81°51'08" WEST, A DISTANCE OF 38.05 FEET; THENCE NORTH 31°35'14" WEST, A DISTANCE OF 21.92 FEET; THENCE SOUTH 77°46'26" WEST, A DISTANCE OF 15.82 FEET; THENCE NORTH 59°50'41" WEST, A DISTANCE OF 49.50 FEET; THENCE NORTH 34°31'46" WEST, A DISTANCE OF 31.72 FEET; THENCE SOUTH 85°05'55" WEST, A DISTANCE OF 35.22 FEET; THENCE NORTH 79°29'36" WEST, A DISTANCE OF 40.90 FEET; THENCE NORTH 07°28'27" EAST, A DISTANCE OF 31.35 FEET; THENCE NORTH 25°33'15" EAST, A DISTANCE OF 16.76 FEET; THENCE NORTH 09°46'12" WEST, A DISTANCE OF 11.27 FEET; THENCE NORTH 25°22'32" EAST, A DISTANCE OF 30.83 FEET; THENCE NORTH 35°34'01" EAST, A DISTANCE OF 37.42 FEET; THENCE NORTH 46°09'06" EAST, A DISTANCE OF 17.42 FEET; THENCE NORTH 54°44'40" EAST, A DISTANCE OF 18.18 FEET; THENCE NORTH 32°43'09" EAST, A DISTANCE OF 16.85 FEET; THENCE NORTH 55°55'13" EAST, A DISTANCE OF 17.93 FEET; THENCE SOUTH 82°02'36" EAST, A DISTANCE OF 11.65 FEET; THENCE SOUTH 19°04'23" EAST, A DISTANCE OF 26.69 FEET; THENCE SOUTH 80°21'38" EAST, A DISTANCE OF 11.22 FEET; THENCE SOUTH 71°41'53" EAST, A DISTANCE OF 38.81 FEET; THENCE NORTH 62°48'34" EAST, A DISTANCE OF 57.94 FEET; THENCE SOUTH 87°29'35" EAST, A DISTANCE OF 59.00 FEET; THENCE SOUTH 64°06'40" EAST, A DISTANCE OF 43.35 FEET; THENCE SOUTH 32°25'40" EAST, A DISTANCE OF 24.28 FEET; THENCE NORTH 82°30'27" EAST, A DISTANCE OF 50.06 FEET; THENCE NORTH 45°10'08" EAST, A DISTANCE OF 80.17 FEET; THENCE NORTH 36°35'32" EAST, A DISTANCE OF 75.77 FEET; THENCE NORTH 41°59'58" EAST, A DISTANCE OF 63.95 FEET; THENCE NORTH 52°05'26" EAST, A DISTANCE OF 36.24 FEET; THENCE SOUTH 37°13'43" EAST, A DISTANCE OF 451.76 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; THENCE

SOUTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 691.00 FEET, AN ARC LENGTH OF 607.54 FEET, A CENTRAL ANGLE OF 50°22'30", AND A CHORD BEARING AND DISTANCE OF SOUTH 27°35'02" WEST, 588.16 FEET; THENCE SOUTH 02°23'47" WEST, A DISTANCE OF 47.42 FEET TO THE POINT OF BEGINNING.

CONTAINING 296,457 SQUARE FEET OR 6.806 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD PHASE 1 WRI

ALL THAT PORTION OF SECTIONS 28 & 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,512.40 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING; THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING EIGHT (8) COURSES AND DISTANCES: 1. NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1,940.00 FEET, AN ARC LENGTH OF 506.02 FEET, A CENTRAL ANGLE OF 14°56'41", AND A CHORD BEARING AND DISTANCE OF NORTH 07°03'04" WEST, 504.59 FEET; 3. NORTH 89°34'44" WEST, A DISTANCE OF 10.35 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. NORTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,930.00 FEET, AN ARC LENGTH OF 1,935.29 FEET, A CENTRAL ANGLE OF 57°27'10", AND A CHORD BEARING AND DISTANCE OF NORTH 43°19'45" WEST, 1,855.23 FEET; 5. SOUTH 17°56'40" WEST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 6. WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,910.00 FEET, AN ARC LENGTH OF 477.59 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 476.35 FEET; 7. NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 8. NORTHWESTERLY

ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 47.70 FEET, A CENTRAL ANGLE OF 2°33'15", AND A CHORD BEARING AND DISTANCE OF NORTH 85°06'19" WEST, 47.70 FEET; THENCE CROSSING SAID RIGHT-OF-WAY NORTH 06°10'19" EAST, A DISTANCE OF 140.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES AND DISTANCES: 1. SOUTHEASTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 41.46 FEET, A CENTRAL ANGLE OF 2°33'15", AND A CHORD BEARING AND DISTANCE OF SOUTH 85°06'19" EAST, 41.45 FEET; 2. SOUTH 86°22'56" EAST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 3. EASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF SOUTH 79°13'08" EAST, 511.26 FEET; 4. SOUTH 17°56'40" WEST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 5. SOUTHEASTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF SOUTH 35°49'02" EAST, 2,400.06 FEET; 6. SOUTH 00°25'16" WEST, A DISTANCE OF 395.38 FEET TO THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28; THENCE ALONG SAID LINE NORTH 89°34'44" WEST, A DISTANCE OF 90.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 12.525 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD PHASE 2 WRI

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,512.40 FEET TO THE WESTERLY

RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING EIGHT (8) COURSES AND DISTANCES: 1. NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1,940.00 FEET, AN ARC LENGTH OF 506.02 FEET, A CENTRAL ANGLE OF 14°56'41", AND A CHORD BEARING AND DISTANCE OF NORTH 07°03'04" WEST, 504.59 FEET; 3. NORTH 89°34'44" WEST, A DISTANCE OF 10.35 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. NORTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,930.00 FEET, AN ARC LENGTH OF 1,935.29 FEET, A CENTRAL ANGLE OF 57°27'10", AND A CHORD BEARING AND DISTANCE OF NORTH 43°19'45" WEST, 1,855.23 FEET; 5. SOUTH 17°56'40" WEST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 6. WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,910.00 FEET, AN ARC LENGTH OF 477.59 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 476.35 FEET; 7. NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 8. NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 47.70 FEET, A CENTRAL ANGLE OF 2°33'15", AND A CHORD BEARING AND DISTANCE OF NORTH 85°06'19" WEST, 47.70 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY LINE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 1,025.19 FEET, A CENTRAL ANGLE OF 54°53'47", AND A CHORD BEARING AND DISTANCE OF NORTH 56°22'48" WEST, 986.43 FEET; THENCE CROSSING SAID RIGHT-OF-WAY SOUTH 77°01'08" EAST, A DISTANCE OF 201.26 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE SOUTHEASTERLY ALONG SAID RIGHT-OF-WAY LINE ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 756.14 FEET, A CENTRAL ANGLE OF 46°35'05", AND A CHORD BEARING AND DISTANCE OF SOUTH 60°32'09" EAST, 735.49 FEET; THENCE CROSSING SAID RIGHT-OF-WAY SOUTH 06°10'19" WEST, A DISTANCE OF 140.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 2.868 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD WRI POND 1

ALL THAT PORTION OF SECTION 28, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE NORTH 00°25'16" EAST, A DISTANCE OF 17.22 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID LINE NORTH 00°25'16" EAST, A DISTANCE OF 150.34 FEET; THENCE LEAVING SAID LINE SOUTH 89°35'00" EAST, A DISTANCE OF 210.61 FEET; THENCE SOUTH 21°44'09" EAST, A DISTANCE OF 49.52 FEET; THENCE NORTH 69°03'42" EAST, A DISTANCE OF 40.36 FEET; THENCE SOUTH 21°57'14" EAST, A DISTANCE OF 20.00 FEET; THENCE SOUTH 69°03'42" WEST, A DISTANCE OF 40.44 FEET; THENCE SOUTH 21°44'09" EAST, A DISTANCE OF 59.42 FEET; THENCE SOUTH 45°25'16" WEST, A DISTANCE OF 43.75 FEET; THENCE NORTH 89°34'44" WEST, A DISTANCE OF 228.30 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 36.401 SQUARE FEET OR 0.836 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD WRI POND 2

ALL THAT PORTION OF SECTION 28, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY

LINE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; THENCE NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 1,296.04 FEET, A CENTRAL ANGLE OF 36°34'49", AND A CHORD BEARING AND DISTANCE OF NORTH 17°52'08" WEST, 1,274.14 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 340.97 FEET, A CENTRAL ANGLE OF 09°37'25", AND A CHORD BEARING AND DISTANCE OF NORTH 40°58'15" WEST, 340.57 FEET; THENCE LEAVING SAID LINE NORTH 44°13'02" EAST, A DISTANCE OF 30.92 FEET; THENCE NORTH 05°27'21" EAST, A DISTANCE OF 68.23 FEET; THENCE NORTH 53°53'16" EAST, A DISTANCE OF 23.23 FEET; THENCE NORTH 41°16'12" WEST, A DISTANCE OF 36.19 FEET; THENCE NORTH 47°42'52" EAST, A DISTANCE OF 20.00 FEET; THENCE SOUTH 41°16'12" EAST, A DISTANCE OF 38.35 FEET; THENCE NORTH 53°53'16" EAST, A DISTANCE OF 63.08 FEET; THENCE SOUTH 46°28'57" EAST, A DISTANCE OF 226.91 FEET; THENCE SOUTH 00°39'48" WEST, A DISTANCE OF 215.34 FEET; THENCE SOUTH 53°58'43" WEST, A DISTANCE OF 65.22 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 63,985 SQUARE FEET OR 1.469 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD WRI POND 3

ALL THAT PORTION OF SECTIONS 28 & 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FOUR (4) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A

RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 260.70 FEET, A CENTRAL ANGLE OF 07°17'11", AND A CHORD BEARING AND DISTANCE OF NORTH 75°41'56" WEST, 260.53 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE WESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 191.89 FEET, A CENTRAL ANGLE OF 05°21'48", AND A CHORD BEARING AND DISTANCE OF NORTH 82°01'25" WEST, 191.82 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 05°17'41" EAST, A DISTANCE OF 116.52 FEET; THENCE NORTH 37°33'50" EAST, A DISTANCE OF 156.48 FEET; THENCE NORTH 53°39'03" WEST, A DISTANCE OF 67.97 FEET; THENCE NORTH 00°29'06" WEST, A DISTANCE OF 166.81 FEET; THENCE NORTH 54°10'57" EAST, A DISTANCE OF 63.47 FEET; THENCE SOUTH 65°33'20" EAST, A DISTANCE OF 230.40 FEET; THENCE SOUTH 24°21'13" WEST, A DISTANCE OF 89.83 FEET; THENCE SOUTH 66°00'19" EAST, A DISTANCE OF 41.52 FEET; THENCE SOUTH 22°58'45" WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 66°00'19" WEST, A DISTANCE OF 42.00 FEET; THENCE SOUTH 24°21'13" WEST, A DISTANCE OF 29.80 FEET; THENCE SOUTH 81°26'02" WEST, A DISTANCE OF 42.18 FEET; THENCE SOUTH 00°00'00" EAST, A DISTANCE OF 68.90 FEET; THENCE SOUTH 13°26'53" WEST, A DISTANCE OF 91.79 FEET; THENCE SOUTH 01°31'53" WEST, A DISTANCE OF 22.76 FEET; THENCE SOUTH 00°00'00" EAST, A DISTANCE OF 101.17 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 88,877 SQUARE FEET OR 2.040 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 570

MANSFIELD BOULEVARD WRI POND 4A

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST,

ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 6. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 778.84 FEET, A CENTRAL ANGLE OF 47°58'59", AND A CHORD BEARING AND DISTANCE OF NORTH 62°23'27" WEST, 756.28 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 18.76 FEET, A CENTRAL ANGLE OF 01°09'21", AND A CHORD BEARING AND DISTANCE OF NORTH 37°49'17" WEST, 18.76 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 26°00'19" EAST, A DISTANCE OF 294.85 FEET; THENCE SOUTH 12°51'03" WEST, A DISTANCE OF 99.50 FEET; THENCE SOUTH 77°28'03" EAST, A DISTANCE OF 33.42 FEET; THENCE SOUTH 11°31'01" WEST, A DISTANCE OF 20.00 FEET; THENCE NORTH 77°28'03" WEST, A DISTANCE OF 33.89 FEET; THENCE SOUTH 12°51'03" WEST, A DISTANCE OF 120.10 FEET; THENCE SOUTH 54°22'06" WEST, A DISTANCE OF 79.33 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING.

CONTAINING 9,456 SQUARE FEET OR 0.217 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 561

MANSFIELD BOULEVARD SOLLY BRANCH

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,512.40 FEET TO THE WESTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY THE FOLLOWING EIGHT (8) COURSES AND DISTANCES: 1. NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 1,940.00 FEET, AN ARC LENGTH OF 506.02 FEET, A CENTRAL ANGLE OF 14°56'41", AND A CHORD BEARING AND DISTANCE OF NORTH 07°03'04" WEST, 504.59 FEET; 3. THENCE NORTH 89°34'44" WEST, A DISTANCE OF 10.35 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE NORTHWESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,930.00 FEET, AN ARC LENGTH OF 1,935.29 FEET, A CENTRAL ANGLE OF 57°27'10", AND A CHORD BEARING AND DISTANCE OF NORTH 43°19'45" WEST, 1,855.23 FEET; 5. THENCE SOUTH 17°56'40" WEST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 6. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1,910.00 FEET, AN ARC LENGTH OF 477.59 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 476.35 FEET; 7. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 8. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 1,072.89 FEET, A CENTRAL ANGLE OF 57°27'02", AND A CHORD BEARING AND DISTANCE OF NORTH 57°39'25" WEST, 1,028.51 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY THE FOLLOWING FIVE (5) COURSES AND DISTANCES: 1. NORTHERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,070.00 FEET, AN ARC LENGTH OF 355.56 FEET, A CENTRAL ANGLE OF 19°02'21", AND A CHORD BEARING AND DISTANCE OF NORTH 19°24'43" WEST, 353.93 FEET; 2. THENCE NORTH 09°53'32" WEST, A DISTANCE OF 461.95 FEET TO A POINT OF CURVATURE; 3. THENCE

NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 890.00 FEET, AN ARC LENGTH OF 600.45 FEET, A CENTRAL ANGLE OF 38°39'18", AND A CHORD BEARING AND DISTANCE OF NORTH 29°13'12" WEST, 589.12 FEET; 4. THENCE NORTH 48°32'51" WEST, A DISTANCE OF 170.77 FEET TO A POINT OF CURVATURE; 5. THENCE WESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 78.54 FEET, A CENTRAL ANGLE OF 90°00'00", AND A CHORD BEARING AND DISTANCE OF SOUTH 86°27'09" WEST, 70.71 FEET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF PROPOSED STATE ROAD 56; THENCE ALONG SAID RIGHT-OF-WAY NORTH 41°27'09" EAST, A DISTANCE OF 240.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING FIVE (5) COURSES AND DISTANCES: 1. SOUTHERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 50.00 FEET, AN ARC LENGTH OF 78.54 FEET, A CENTRAL ANGLE OF 90°00'00", AND A CHORD BEARING AND DISTANCE OF SOUTH 03°32'51" EAST, 70.71 FEET; 2. THENCE SOUTH 48°32'51" EAST, A DISTANCE OF 170.77 FEET TO A POINT OF CURVATURE; 3. THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 1,030.00 FEET, AN ARC LENGTH OF 694.90 FEET, A CENTRAL ANGLE OF 38°39'18", AND A CHORD BEARING AND DISTANCE OF SOUTH 29°13'12" EAST, 681.79 FEET; 4. THENCE SOUTH 09°53'32" EAST, A DISTANCE OF 461.95 FEET TO A POINT OF CURVATURE; 5. THENCE SOUTHEASTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 443.95 FEET, A CENTRAL ANGLE OF 27°21'04", AND A CHORD BEARING AND DISTANCE OF SOUTH 23°34'04" EAST, 439.75 FEET; THENCE CROSSING SAID RIGHT-OF-WAY NORTH 77°01'08" WEST, A DISTANCE OF 201.26 FEET TO THE POINT OF BEGINNING.

CONTAINING 5.5795 ACRES, MORE OR LESS.

TOGETHER WITH

PARCEL DESCRIPTION: PERSIMMON HOLE, LLC – O.R. BOOK 7802, PAGE 561

MANSFIELD BOULEVARD SOLLY BRANCH POND 4B

ALL THAT PORTION OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE COMMON CORNER OF SECTIONS 28, 29, 32 AND 33, TOWNSHIP 26 SOUTH, RANGE 20 EAST, PASCO COUNTY, FLORIDA; THENCE

SOUTH 89 DEGREES 34 MINUTES 44 SECONDS EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 28, SAID LINE ALSO BEING THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 33, A DISTANCE OF 1,602.40 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING SIX (6) COURSES AND DISTANCES: 1. THENCE NORTH 00°25'16" EAST, A DISTANCE OF 395.38 FEET TO A POINT OF CURVATURE; 2. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 2,030.00 FEET, AN ARC LENGTH OF 2,567.87 FEET, A CENTRAL ANGLE OF 72°28'37", AND A CHORD BEARING AND DISTANCE OF NORTH 35°49'02" WEST, 2,400.06 FEET TO A NON-TANGENT LINE; 3. THENCE NORTH 17°56'40" EAST, A DISTANCE OF 20.00 FEET TO THE POINT OF CURVATURE OF A NON TANGENT CURVE; 4. THENCE WESTERLY ALONG THE ARC OF SAID NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 2,050.00 FEET, AN ARC LENGTH OF 512.60 FEET, A CENTRAL ANGLE OF 14°19'36", AND A CHORD BEARING AND DISTANCE OF NORTH 79°13'08" WEST, 511.26 FEET; 5. THENCE NORTH 86°22'56" WEST, A DISTANCE OF 1,350.33 FEET TO A POINT OF CURVATURE; 6. THENCE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 797.60 FEET, A CENTRAL ANGLE OF 49°08'20", AND A CHORD BEARING AND DISTANCE OF NORTH 61°48'46" WEST, 773.38 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 930.00 FEET, AN ARC LENGTH OF 216.94 FEET, A CENTRAL ANGLE OF 13°21'56", AND A CHORD BEARING AND DISTANCE OF NORTH 30°33'38" WEST, 216.45 FEET TO A NON-TANGENT LINE; THENCE LEAVING SAID LINE NORTH 47°58'51" EAST, A DISTANCE OF 119.41 FEET; THENCE NORTH 13°02'56" EAST, A DISTANCE OF 108.18 FEET; THENCE NORTH 07°24'28" WEST, A DISTANCE OF 125.47 FEET; THENCE NORTH 02°03'20" EAST, A DISTANCE OF 249.95 FEET; THENCE SOUTH 86°34'06" EAST, A DISTANCE OF 124.09 FEET; THENCE SOUTH 07°08'58" EAST, A DISTANCE OF 163.90 FEET; THENCE SOUTH 29°36'31" EAST, A DISTANCE OF 123.00 FEET; THENCE SOUTH 21°36'06" WEST, A DISTANCE OF 160.85 FEET; THENCE SOUTH 12°51'03" WEST, A DISTANCE OF 55.79 FEET; THENCE SOUTH 26°00'19" WEST, A DISTANCE OF 294.85 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED MANSFIELD BOULEVARD AND THE POINT OF BEGINNING, CONTAINING 2.527 ACRES, MORE OR LESS.

THE TOTAL WIREGRASS COMMUNITY DEVELOPMENT DISTRICT AREA = 3,974.294 ACRES, MORE OR LESS.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History--New

42MMM-1.003 Supervisors.

The following five persons are designated as the initial members of the Board of Supervisors: James Don Porter, Tom McDonald Porter, William Hatcher Porter, Joseph Michael Gramling, and David Jay Evans.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE: Lisa Saliba, Florida Land and Water Adjudicatory Commission
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Lisa Saliba, Florida Land and Water Adjudicatory Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 29, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 26, 2008

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NOS.: 59G-4.003 59G-4.150 59G-4.160	RULE TITLES: Medicaid Providers Who Bill on the UB-04 Inpatient Hospital Services Outpatient Hospital Services
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PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.003, F.A.C., is to incorporate by reference the Florida Medicaid Provider Reimbursement Handbook, UB-04, July 2008. The handbook was revised to include billing instructions for Nursing Facilities, Intermediate Care Facilities, and State Mental Hospitals. Providers for these services will be required to bill on the UB-04 claim form when submitting paper claims. The handbook also contains updated references for the new Medicaid fiscal agent. The effect will be to incorporate by reference in rule the Florida Medicaid Provider Reimbursement Handbook, UB-04, July 2008.

The purpose of the amendment to Rule 59G-4.150, F.A.C., is to change the reference to the Florida Medicaid Provider Reimbursement Handbook, UB-92, to the Florida Medicaid Provider Reimbursement Handbook, UB-04. The effect will be to correct the reference to the Florida Medicaid Provider Reimbursement Handbook, UB-04.

The purpose of the amendment to Rule 59G-4.160, F.A.C., is to change the reference to the Florida Medicaid Provider Reimbursement Handbook, UB-92, to the Florida Medicaid

Provider Reimbursement Handbook, UB-04. The effect will be to correct the reference to the Florida Medicaid Provider Reimbursement Handbook, UB-04.

In the Notice of Rule Development published on November 30, 2007, we stated that the Florida Medicaid Provider Reimbursement Handbook, UB-04, was revised March 2008. We changed this date to July 2008, because the new Medicaid fiscal agent implementation date and resulting changes to the claim form were delayed from March 2008 to July 2008.

SUMMARY: The purpose of the amendment to Rule 59G-4.003 is to incorporate by reference the Florida Medicaid Provider Reimbursement Handbook, UB-04, July 2008. The purpose of the amendment to Rule 59G-4.150, F.A.C., is to change the reference to the Florida Medicaid Provider Reimbursement Handbook, UB-92, to the Florida Medicaid Provider Reimbursement Handbook, UB-04. The purpose of the amendment to Rule 59G-4.160, F.A.C., is to change the reference to the Florida Medicaid Provider Reimbursement Handbook, UB-92, to the Florida Medicaid Provider Reimbursement Handbook, UB-04.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Agency has determined that this rule amendment will not result in any additional regulatory costs.

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.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.906, 409.907, 409.908, 409.9081, 409.912 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, December 17, 2008, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room D, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Catherine McGrath, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7326, mcgrathc@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULES IS:

59G-4.003 Medicaid Providers Who Bill on the UB-04.

(1) All Medicaid providers and their billing agents who submit claims on behalf of an enrolled Medicaid provider, who are required by their service-specific coverage and limitations handbook or other notification by the Medicaid Program to bill the Florida Medicaid Program on a paper UB-04 claim form for reimbursement of services performed on a Medicaid

eligible recipient, must be in compliance with the provisions of the Florida Medicaid Provider Reimbursement Handbook, UB-04, ~~July 2008~~ ~~May 2007~~, which is incorporated by reference. The handbook is available from the Medicaid fiscal agent's Web Portal website at <http://mymedicaid-florida.com> ~~floridamedicaid.aes-inc.com~~. Click on Public Information for Providers, then on Provider Support, and then on Provider Handbooks. Paper copies of the handbook may be obtained by calling the Provider Contact Center ~~Medicaid fiscal agent~~ at (800)289-7799 and selecting Option 7 ~~377-8216~~.

(2) The following forms that ~~is~~ ~~are~~ included in the Florida Medicaid Provider Reimbursement Handbook, UB-04, ~~is~~ ~~are~~ incorporated by reference: in Chapter 1, the UB-04 CMS-1450, Approved OMB No. 0938-0997, May 2007, one page double-sided; and in Chapter 2, the State of Florida, ~~Florida Medicaid Authorization Request, PA01-04/2002, one page; Medically Needy Billing Authorization, CF-ES 2902, June 2003, one page; State of Florida, Sterilization Consent Form, SCF 7/94, one page; State of Florida, Hysterectomy Acknowledgment Form, HAF 07/1999, one page; State of Florida, Exception to Hysterectomy Acknowledgment Requirement Form, ETA 07/2001, one page; and State of Florida, Abortion Certification Form, AHCA Med Serv Form 011, August 2001, one page.~~ All ~~the~~ forms ~~is~~ ~~are~~ available from the Medicaid fiscal agent's Provider Contact Center by calling (800)289-7799 and selecting Option 7 ~~or from its website at http://floridamedicaid.aes-inc.com. Click on Provider Support, and then on Medicaid Forms.~~

Specific Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.906, 409.907, 409.908, 409.912 FS. History—New 10-2-07, Amended _____.

59G-4.150 Inpatient Hospital Services.

(1) No change.

(2) All hospital providers enrolled in the Medicaid program must comply with the Florida Medicaid Hospital Coverage and Limitations Handbook, ~~incorporated by reference in Rule 59G-4.160, F.A.C., and the Florida Medicaid Provider Reimbursement Handbook, UB-04 92, both incorporated by reference in Rule 59G-4.003~~ ~~59G-4.160, F.A.C.~~ Both handbooks are available from the fiscal agent's Web Portal at <http://mymedicaid-florida.com> ~~contractor~~. Click on Public Information for Providers, then on Provider Support, and then on Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Amended 3-30-78, 1-2-79, 2-3-81, 7-28-81, 7-1-83, 3-1-84, 10-31-85, Formerly 10C-7.39, Amended 10-2-86, 2-28-89, 10-17-89, 10-14-90, 5-21-91, 11-14-91, 3-25-92, 5-13-92, 7-12-92, 8-9-93, 12-21-93, Formerly 10C-7.039, Amended 6-13-94, 12-27-94, 2-21-95, 9-11-95, 11-12-95, 2-20-96, 6-9-96, 5-12-99, 1-1-01, _____.

59G-4.160 Outpatient Hospital Services.

(1) No change.

(2) All hospital providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Hospital Services Coverage and Limitations Handbook, June 2005, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, UB-04 92, April 2004, updated August 2005, both incorporated by reference in Rule 59G-4.003, F.A.C. this rule. Both handbooks are available from the Medicaid fiscal agent by ~~calling Provider Enrollment at (800)377-8216 or from the fiscal agent's Web Portal website at http://mymedicaid-florida.com.floridamedicaid.aes-inc.com~~. Click on Public Information for Providers, then on Provider Support, and then on Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.

~~(3) The following forms that are included in the Florida Medicaid Provider Reimbursement Handbook, UB-92, are incorporated by reference: The UB-92 Claim Form, UB-92 HCFA 1450, one page double-sided; State of Florida, Florida Medicaid Authorization Request, PA01-04/2002, one page; Medically Needy Billing Authorization, DF-ES-2902, June 2003, one page; State of Florida, Sterilization Consent Form, SCF-7/94, one page; State of Florida, Hysterectomy Acknowledgment Form, HAF-07/1999, one page; State of Florida, Exception to Hysterectomy Acknowledgment Requirement, ETA-07/2001, one page; State of Florida, Abortion Certification Form, August 2001, one page. All the forms are available from the Medicaid fiscal agent by calling Provider Inquiry at (800)289-7799 or from its website at http://floridamedicaid.aes-inc.com. Click on Provider Support, and then on Medicaid Forms.~~

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Revised 12-7-78, 1-18-82, Amended 7-1-83, 7-16-84, 7-1-85, 10-31-85, Formerly 10C-7.40, Amended 9-16-86, 2-28-89, 5-21-91, 5-13-92, 7-12-92, 1-5-93, 6-30-93, 7-20-93, 12-21-93, Formerly 10C-7.040, Amended 6-13-94, 12-27-94, 2-21-95, 9-11-95, 11-12-95, 2-20-96, 10-27-98, 5-12-99, 10-18-99, 3-22-01, 8-12-01, 2-25-03, 8-14-03, 11-28-04, 8-18-05, 1-10-06, 4-16-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Catherine McGrath

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Holly Benson, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 4, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 30, 2007

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.:	RULE TITLES:
63E-3.001	Purpose and Scope
63E-3.002	Definitions
63E-3.003	Administration of the Serious or Habitual Juvenile Offender (SHO) Program
63E-3.004	Sanitation
63E-3.005	Safety and Security
63E-3.006	Continuity of Operations Planning
63E-3.007	Youth Admission
63E-3.008	Intake
63E-3.009	Orientation
63E-3.010	Case Management
63E-3.011	Behavior Management
63E-3.012	Youth Services
63E-3.013	Construction
63E-3.014	Program Monitoring and Evaluation
63E-3.015	Research Projects

PURPOSE AND EFFECT: The rule chapter governing the operation and administration of serious habitual offender programs for delinquent juveniles is repealed. The requirements of Chapter 63E-7, F.A.C., will apply to these programs.

SUMMARY: To repeal existing rules governing serious habitual offender programs, which will henceforth be governed by Chapter 63E-7, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 985.64 FS.

LAW IMPLEMENTED: 985.601(3)(a), 985.47 FS.

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

DATE AND TIME: Tuesday, December 16, 2008, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: John Milla (850)921-4129; e-mail: john.milla@djj.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

63E-3.001 Purpose and Scope.

Specific Authority 985.47, 985.64 FS. Law Implemented 985.47 FS. History--New 12-24-07, Repealed.

63E-3.002 Definitions.

Specific Authority 985.47, 985.64 FS. Law Implemented 985.47 FS. History--New 12-24-07, Repealed.

63E-3.003 Administration of the Serious or Habitual Juvenile Offender (SHO) Program.

Specific Authority 985.47(10), 985.64 FS. Law Implemented 985.47(10) FS. History--New 12-24-07, Repealed.

63E-3.004 Sanitation.

Specific Authority 985.47, 985.64 FS. Law Implemented 985.47 FS. History--New 12-24-07, Repealed.

63E-3.005 Safety and Security.

Specific Authority 985.47, 985.64 FS. Law Implemented 985.47 FS. History--New 12-24-07, Repealed.

63E-3.006 Continuity of Operations Planning.

Specific Authority 985.47, 985.64 FS. Law Implemented 985.47 FS. History--New 12-24-07, Repealed.

63E-3.007 Youth Admission.

Specific Authority 985.47, 985.64 FS. Law Implemented 985.47 FS. History--New 12-24-07, Repealed.

63E-3.008 Intake.

Specific Authority 985.47, 985.64 FS. Law Implemented 985.47 FS. History--New 12-24-07, Repealed.

63E-3.009 Orientation.

Specific Authority 985.47, 985.64 FS. Law Implemented 985.47 FS. History--New 12-24-07, Repealed.

63E-3.010 Case Management.

Specific Authority 985.47(10), 985.64 FS. Law Implemented 985.47(10) FS. History--New 12-24-07, Repealed.

63E-3.011 Behavior Management.

Specific Authority 985.47(10), 985.64 FS. Law Implemented 985.47(10) FS. History--New 12-24-07, Repealed.

63E-3.012 Youth Services.

Specific Authority 985.47(10), 985.64 FS. Law Implemented 985.47(10) FS. History--New 12-24-07, Repealed.

63E-3.013 Construction.

Specific Authority 985.47(12), 985.64 FS. Law Implemented 985.47(12) FS. History--New 12-24-07, Repealed.

63E-3.014 Program Monitoring and Evaluation.

Specific Authority 985.47(8), (11), 985.64 FS. Law Implemented 985.47(8), (11) FS. History--New 12-24-07, Repealed.

63E-3.015 Research Projects.

Specific Authority 985.47(11), 985.64 FS. Law Implemented 985.47(11) FS. History--New 12-24-07, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pamela Brantley, DJJ Residential Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Frank Peterman, Jr., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 12, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.:	RULE TITLES:
63E-4.001	Purpose and Scope
63E-4.002	Definitions
63E-4.003	Administration
63E-4.004	Sanitation
63E-4.005	Safety and Security
63E-4.006	Disaster Planning
63E-4.007	Behavior Management
63E-4.008	Case Management
63E-4.009	Intake
63E-4.010	Orientation
63E-4.011	Youth Services
63E-4.012	Construction
63E-4.013	Program Monitoring and Evaluation
63E-4.014	Research Projects

PURPOSE AND EFFECT: The rule chapter governing the operation and administration of intensive residential treatment programs for delinquent juveniles is repealed. The requirements of Chapter 63E-7, F.A.C., will apply to these programs.

SUMMARY: To repeal existing rules governing intensive residential treatment programs, which will henceforth be governed by Chapter 63E-7, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 985.64 FS.

LAW IMPLEMENTED: 985.601(3)(a), 985.483 FS.

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

DATE AND TIME: Tuesday, December 16, 2008, 10:00 a.m.
PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: John Milla (850)921-4129; e-mail: john.milla@djj.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

63E-4.001 Purpose and Scope.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New 7-11-07, Repealed.

63E-4.002 Definitions.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New 7-11-07, Repealed.

63E-4.003 Administration.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New 7-11-07, Repealed.

63E-4.004 Sanitation.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New 7-11-07, Repealed.

63E-4.005 Safety and Security.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New 7-11-07, Repealed.

63E-4.006 Disaster Planning.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New 7-11-07, Repealed.

63E-4.007 Behavior Management.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 (9)-(10) FS. History--New 7-11-07, Repealed.

63E-4.008 Case Management.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(11) FS. History--New 7-11-07, Repealed.

63E-4.009 Intake.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(8), (10) FS. History--New 7-11-07, Repealed.

63E-4.010 Orientation.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483 FS. History--New 7-11-07, Repealed.

63E-4.011 Youth Services.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(9) FS. History--New 7-11-07, Repealed.

63E-4.012 Construction.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(12) FS. History--New 7-11-07, Repealed.

63E-4.013 Program Monitoring and Evaluation.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(8)-(9) FS. History--New 7-11-07, Repealed.

63E-4.014 Research Projects.

Specific Authority 985.483, 985.64 FS. Law Implemented 985.483(11) FS. History--New 7-11-07, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pamela Brantley, DJJ Residential Services
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Frank Peterman, Jr., Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 12, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.:

RULE TITLES:

63E-7.001

Purpose and Scope

63E-7.007

Youth Hygiene and Dress Code

63E-7.008

Facility and Food Services

PURPOSE AND EFFECT: Amendments are made to the rule chapter governing the administration and operation of residential treatment programs for juvenile offenders, widening the scope of the chapter and eliminating superseded references. SUMMARY: The amendments eliminate the exclusion of serious habitual offender programs and intensive residential treatment programs from the purpose and scope of the rule, effectively incorporating those programs into this rule chapter. Amendments to standards governing youth hygiene and the physical plant are also made, which eliminate superseded references.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 985.64 FS.

LAW IMPLEMENTED: 985.601(3)(a), 985.47, 985.483 FS.

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

DATE AND TIME: Tuesday, December 16, 2008, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: John Milla (850)921-4129; e-mail: john.milla@djj.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

63E-7.001 Purpose and Scope.

This rule establishes the requirements for the department's administration and operation of residential commitment programs for juvenile offenders, with the exception of ~~serious habitual offender programs, intensive residential treatment programs,~~ sheriff's training and respect programs, and expedition programs specifically addressed in Chapters ~~63E-3, 63E-4, 63E-6,~~ and 63E-8, F.A.C., respectively.

Specific Authority 985.64, 985.601(3)(a), 20.316, ~~985.47, 985.483~~ FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b), 985.48, ~~985.47, 985.483~~ FS. History—New 9-30-07, Amended 8-25-08, _____.

63E-7.007 Youth Hygiene and Dress Code.

(1) A residential commitment program shall establish expectations for youth to engage in personal hygiene activities. At a minimum, the program shall allow time on the schedule for youth to:

- (a) Practice dental hygiene twice daily;
- (b) Bathe or shower and wash hair daily unless medically contraindicated;
- (c) Style or comb their hair daily;
- (d) Shave daily, if males, and twice weekly, if females, unless medically contraindicated; and
- (e) Clean and trim their fingernails.

(2) Residential commitment program staff shall provide hygiene instruction and assistance to youth when necessary and shall accommodate the need for:

- (a) Females to use the restroom or bathe more frequently during their menstrual cycles; and
- (b) Youth to bathe more frequently when engaging in strenuous outdoor exercise or work projects during hot weather, if the program's schedule permits.

(3) A residential commitment program shall provide each youth with individual hygiene supplies, as well as storage space for such supplies. ~~Individual hygiene supplies shall~~ include, at a minimum, the following:

- (a) Toothbrush and toothpaste;
- (b) Soap;
- (c) Shampoo;
- (d) Combs or brushes;

(e) Shaving supplies;

(f) Body lotion; and

(g) Feminine hygiene supplies for females.

(4) Pursuant to Rules ~~Chapter 64E-2612.007 (6-18-87) and 64E-12.008 (6-18-87),~~ F.A.C., a residential commitment program shall provide clean clothing, bedding and towels that are in good condition or repair, ~~as well as storage space for hygiene supplies or toiletries.~~

(5) A residential commitment program shall establish and enforce a dress code for youth.

(a) The dress code shall be written to:

1. Promote a neat and well groomed appearance;
2. Foster pride in appearance;
3. Deter the transfer of attire or symbols associated with negative subcultures, such as gangs, into the program;
4. Promote safety and hygiene; and
5. Assist in differentiating youth from staff.

(b) The dress code shall require the program to provide youth with:

1. Clean, comfortable and modest attire that is in good repair, fits properly, is suitable for the climate, and does not compromise safety; and

2. At a minimum, clean underwear daily, four changes of clothes weekly, shoes, and sleeping attire.

(c) The dress code for youth shall:

1. Require youth to wear clothing as designed, such as pants or shorts pulled up and properly fastened so underwear is not revealed;

2. Prohibit attire with any messages, markings or designs that are gang-related, drug or alcohol-related, profane or vulgar;

3. Prohibit youth from going barefoot except when bathing, in their rooms resting or sleeping, or under other circumstances deemed warranted by program staff, such as during water related activities;

4. Prohibit jewelry except for a medical alert bracelet, or if authorized by the program, a watch;

5. Specify acceptable and prohibited hair styles in order to:

a. Promote a neat appearance, safety and hygiene, and

b. Prohibit lettering, gang signs, numbering or designs cut, dyed, painted or placed in the hair or on the scalp; and

6. Require males to maintain a clean-shaven appearance unless a medical exemption necessitates trimming facial hair with scissors or clippers rather than shaving.

(d) The program shall establish an internal process to review and provide a timely response to a youth's request for exemption from the dress code based on a religious belief. The program shall accommodate a youth's validated religious belief unless it is determined that doing so would compromise the safe and secure operation of the program.

Specific Authority 985.64, 985.601(3)(a), 20.316 FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History—New 12-24-07, Amended _____.

63E-7.008 Facility and Food Services.

(1) A residential commitment program is subject to the provisions of Chapters 64E-26, F.A.C. shall maintain its facility and grounds pursuant to the following provisions of the Florida Administrative Code:

- ~~(a) Water supply: Rule 64E-12.003, F.A.C., (8-7-96);~~
- ~~(b) Housing: Rule 64E-12.005, F.A.C. (8-7-96);~~
- ~~(c) Insect and Rodent Control: Rule 64E-12.006, F.A.C. (8-7-96);~~
- ~~(d) Laundry: Rule 64E-12.008, F.A.C. (6-18-87);~~
- ~~(e) Poisonous or Toxic Substances: Rule 64E-12.009, F.A.C. (6-18-87);~~
- ~~(f) Garbage and Rubbish: Rule 64E-12.010, F.A.C. (8-7-96); and~~
- ~~(g) Recreational Areas: subsections 64E-12.011(1)-(2), F.A.C. (8-7-96).~~

(2) A residential commitment program shall ensure that disposal of biohazardous waste is in accordance with Occupational Safety and Health Administration (OSHA) Standard 29 CFR 1910.1030. The program shall not allow youth to clean, handle, or dispose of any other person's biohazardous material, bodily fluids or human waste.

(3) A residential commitment program shall develop a site-specific plan addressing exposure to bloodborne pathogens.

~~(4) A residential commitment program shall pass annual inspections that address compliance with state health, sanitation and food service standards.~~

~~(4)(5)~~ A residential commitment program shall establish and implement cleaning schedules, a pest control system, a garbage removal system, and a facility maintenance system. At a minimum, the facility maintenance system shall include maintenance schedules and timely repairs based on visual and manual inspections of the facility structure, grounds and equipment.

~~(5)(6)~~ The siting of any new facility or structure for the purpose of operating a residential commitment program shall be in accordance with the following:

- (a) Local zoning codes and ordinances per Section 125.01, F.S.;
- (b) Provisions as specified in Rule Title 62, F.A.C., pertaining to new construction and site development;
- (c) Florida Building Code and Florida Fire Prevention Code pursuant to Section 125.56, F.S.;
- (d) Office of State Fire Marshal requirements for new construction pursuant to Section 633.01, F.S.;
- (e) Provisions as outlined in Section 985.03(44), F.S., based on the restrictiveness level of the program; and
- (f) Additional minimum requirements to include:

1. Sleeping quarters.

a. 35 square feet unencumbered space, defined as usable space that is not encumbered by furnishings or fixtures, per youth in the sleeping quarters, with at least one dimension of the unencumbered space no less than seven feet;

b. One partition for every four youth in shared sleeping areas; and

c. A bed, a mattress that meets the national fire safety performance requirements, a pillow, a desk, a chair or stool, and personal storage space for every youth.

2. 35 square feet per youth for dayroom and multi-purpose room activities;

3. 50 square feet outdoor recreational space per youth;

4. 56.25 square feet per youth for rooms used for educational purposes, with a classroom size based on a maximum of 16 youth;

5. Natural and artificial light to accommodate daily activities of the program;

6. Heating and air conditioning equipment with the capacity to maintain indoor temperatures between 68 and 75 degrees Fahrenheit;

7. Space to accommodate dining, individual counseling, group meetings and other activities involving youth and staff that are integral to the program design; and

8. A closed circuit television system that includes but is not limited to, a color digital recording device. The digital video recorder (DVR) must be capable of a minimum of 30 days recorded event storage within the hard drive, have a minimum setting of eight frames per second, and be capable of remote viewing. Programs with 15 beds or more must have a minimum of 16 camera inputs. All equipment must be surge protected and have a universal surge protector backup and be connected to an emergency power supply.

~~(6)(7)~~ Any facility, building or structure newly leased for the purpose of operating a residential commitment program or any facility or structure whose usage is being changed to house a residential commitment program shall be in accordance with paragraphs 63E-7.008(6)(a), 7.008(6)(c), 7.008(6)(e), and for programs with 15 beds or more 7.008(6)(f), F.A.C. Additionally, newly leased facilities shall be in accordance with the Office of State Fire Marshall requirements for leased space as specified in Section 633.01, F.S.

~~(7)(8)~~ A residential commitment program shall not make any renovations or modifications to a facility owned by the department, including exterior features such as lighting, fencing and the sally port, without written permission from the department.

~~(8)(9)~~ A residential commitment program operated by the state or by a non-profit entity shall comply with all guidelines and maintain documentation as required by the USDA National School Lunch and School Breakfast Program.

(9)(10) A residential commitment program shall use a cycle menu that, with the exception of any residential commitment program with a bed capacity of five or less beds, is reviewed and approved by a dietitian licensed pursuant to Chapter 468, F.S. The program shall provide each youth with at least three nutritionally balanced meals and one nutritional snack per day and shall:

- (a) Serve at least two of the meals hot;
- (b) Provide youth special diets when prescribed for health reasons or when dictated by religious beliefs; and
- (c) Not withhold food as a disciplinary measure.

~~(11) A residential commitment program that is a food service establishment or is included in a food service establishment as defined in Chapter 381, F.S., shall provide food services pursuant to Chapter 64E-11, Florida Administrative Code (F.A.C.):~~

- ~~(a) General: Rule 64E-11.001, F.A.C. (8-28-96)~~
- ~~(b) Definitions: Rule 64E-11.002, F.A.C. (7-14-03)~~
- ~~(c) Food Supplies: Rule 64E-11.003, F.A.C. (7-14-03)~~
- ~~(d) Food Protection: Rule 64E-11.004, F.A.C. (7-14-03)~~
- ~~(e) Personnel: Rule 64E-11.005, F.A.C. (7-14-03)~~
- ~~(f) Food Equipment and Utensils: Rule 64E-11.006, F.A.C. (7-14-03)~~
- ~~(g) Sanitary Facilities and Control: Rule 64E-11.007, F.A.C. (7-14-03)~~
- ~~(h) Other Facilities and Operations: Rule 64E-11.008, F.A.C. (3-15-98)~~
- ~~(i) Temporary Food Service Events: Rule 64E-11.009, F.A.C. (3-15-98)~~
- ~~(j) Procedure When Infection Is Suspected: Rule 64E-11.011, F.A.C. (2-21-91)~~
- ~~(k) Manager Certification: Rule 64E-11.012, F.A.C. (7-14-03)~~
- ~~(l) Certificates and Fees: Rule 64E-11.013, F.A.C. (7-14-03)~~

~~(12) A private home that serves as a residential commitment placement, such as a family home, shall provide food services pursuant to Rule 64E-12.004, F.A.C.~~

Specific Authority 985.64, 985.601(3)(a), 20.316 FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History—New 12-24-07, Amended 8-25-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Pamela Brantley, Residential Services
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Frank Peterman, Jr., Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 12, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 24, 2008

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-3.007
 RULE TITLE: Social Work – Title Protection
 PURPOSE AND EFFECT: To create a new rule implementing legislation that passed during the 2008 Session providing title protection for social workers.

SUMMARY: This rule provides for investigation and appropriate actions when the department learns of the improper use of the title of social worker.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 491.016 FS.

LAW IMPLEMENTED: 491.016 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3250

THE FULL TEXT OF THE PROPOSED RULE IS:

64B-3.007 Social Work – Title Protection.

When the department or the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling receives a complaint, information, or otherwise has reason to believe that a person has been or is using the title of social worker or holding himself or herself out to the public as a social worker in violation of Section 491.016, F.S., the available information shall be transmitted to the unlicensed activity office for investigation and any authorized, appropriate action in accordance with Section 456.065, F.S.

Specific Authority 491.016 FS. Law Implemented 491.016 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Sue Foster
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ana M. Viamonte Ros, M.D., M.P.H.
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 7, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 17, 2008

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-2.0015
 RULE TITLE: Application, Examination and Initial Licensure Fees

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to implement the statutory amendments in Section 1, 2008-121, Laws of Florida.

SUMMARY: In the proposed rule amendment, the statutory amendments in Section 1, 2008-121, Laws of Florida are implemented.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 456.004(5), 456.013(2), 468.803(2)(a) FS.

LAW IMPLEMENTED: 456.013(2), 456.025(1), 468.803(2)(a) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-2.0015 Application, Examination and Initial Licensure Fees.

(1) through (2) No change.

(3) An applicant for a residency or an internship shall remit an application fee of \$250.00 and a registration fee of \$250.00 at the time the application is submitted.

~~(4)(3)~~ No change.

Specific Authority 456.036, 468.802, 468.806 FS. Law Implemented 456.036, 468.806 FS. History—New 2-25-99, Amended 3-18-01, 5-30-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Orthotists and Prosthetists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 10, 2008

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-5.002
 RULE TITLE: Continuing Education Requirement

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to implement the statutory amendments in Section 1, 2008-121, Laws of Florida.

SUMMARY: In the proposed rule amendment, the statutory amendments in Section 1, 2008-121, Laws of Florida are implemented.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 468.802, 468.806 FS.

LAW IMPLEMENTED: 456.013, 456.024, 468.806 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-5.002 Continuing Education Requirement.

(1) As a condition of issuance of an initial license or license renewal or recertification, each applicant or licensee must complete approved continuing education.

(a) Each renewing or recertifying licensee must complete the following continuing education within 24 months immediately preceding the date license renewal is due:

1. through 5. No change.

(b) Each renewing or recertifying licensee, and, beginning on January 1, 2009, each applicant for initial license, shall demonstrate completion of approved courses covering ~~For the biennium beginning December 1, 2007, each licensee's continuing education must include~~ two hours on Chapters 456, 468, Part XIV, F.S., and Rule Chapter 64B14, F.A.C.; an up to date registration showing competency as a Healthcare Provider by the American Heart Association, the American Safety and Health Institute or the American Red Cross; ~~and~~ two hours of continuing education relating to the prevention of medical errors, which shall include a study of continuing education relating to the prevention of medical errors, which shall include a study of root cause analysis, error reduction and prevention, and patient safety; and one hour in infection control, including HIV/AIDS. ~~The two hour medical error~~

~~course shall be a course approved by the Board and shall count toward the total number of continuing education hours required for the biennium.~~

(2) through (8) No change.

Specific Authority 468.802, 468.806 FS. Law Implemented 456.013, 456.024, 468.806 FS. History—New 7-1-98, Amended 5-18-00, 7-18-02, 11-11-02, 2-15-05, 11-1-05, 3-2-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Orthotists and Prosthetists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 10, 2008

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NOS.:	RULE TITLES:
64B15-14.007	Standard of Care for Office Surgery
64B15-14.0076	Requirement for Osteopathic Physician Office Registration; Inspection or Accreditation

PURPOSE AND EFFECT: The Board proposes the rule amendments to update office surgery procedures.

SUMMARY: Office surgery procedures will be updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rules will not have an impact on small business.

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.

SPECIFIC AUTHORITY: 459.005(1), (2), 459.015(1)(z), 459.026 FS.

LAW IMPLEMENTED: 459.005(2), 459.015(1)(g), (x), (z), (aa), 459.026 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ronda Bryan, Acting Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULES IS:

64B15-14.007 Standard of Care for Office Surgery.

NOTHING IN THIS RULE RELIEVES THE SURGEON OF THE RESPONSIBILITY FOR MAKING THE MEDICAL DETERMINATION THAT THE OFFICE IS AN

APPROPRIATE FORUM FOR THE PARTICULAR PROCEDURE(S) TO BE PERFORMED ON THE PARTICULAR PATIENT.

(1) No change.

(2) General Requirements for Office Surgery.

(a) through (b) No change.

(c) ~~The surgeon must maintain a log of all Level II and Level III surgical procedures performed, which must include a confidential patient identifier, time of arrival in the operating suite, the name of the physician who provided medical clearances, the surgeon’s name, diagnosis, patient ASA classification, the type of procedure, the level of surgery, the anesthesia provider, the type of anesthesia used, the duration of the procedure, the type of post-operative care, duration of recovery, disposition of the patient upon discharge, during surgery, and recover the type of procedure, the type of anesthesia used, the duration of the procedure, the type of post-operative care, and any adverse incidents, as identified in Section 459.026, F.S.~~ The log and all surgical records shall be provided to investigators of the Department of Health upon request.

(d) through (g) No change.

(h) The surgeon must assure that the post-operative care arrangements made for the patient are adequate to the procedure being performed as set forth in Rule 64B15-14.006, F.A.C. Management of post-surgical care is the responsibility of the operating surgeon and may be delegated only as set forth in subsection 64B15-14.006(3), F.A.C. If there is an overnight stay at the office in relation to any surgical procedure:

1. The office must provide at least two (2) monitors, one of these monitors must be certified in Advanced Cardiac Life Support (ACLS), and maintain a monitor to patient ratio of at least 1 monitor to 2 patients. Once the surgeon has signed a timed and dated discharge order, the office may provide only one monitor to monitor the patient. The monitor must be qualified by licensure to administer all of the medications required on the crash cart and must be certified in Advanced Cardiac Life Support. ~~The monitor must be certified in Advanced Cardiac Life Support.~~ The full and current crash cart required below must be present in the office and immediately accessible for the monitors.

2. The surgeon must be reachable by telephone and readily available to return to the office if needed. For purposes of this subsection, “readily available” means capable of returning to the office within 15 minutes of receiving a call.

(i) through (l) No change.

(m) All physicians performing office surgery must be qualified by education, training, and experience to perform any procedure the physician performs in the office surgery setting.

(3) through (6) No change.

Specific Authority 459.005(1), 459.015(1)(z), 459.026 FS. Law Implemented 459.015(1)(g), (x), (z), (aa), 459.026 FS. History—New 11-29-01, Amended 2-23-03, 11-2-05,_____.

64B15-14.0076 Requirement for Osteopathic Physician Office Registration; Inspection or Accreditation.

(1) Registration.

(a) No change.

(b) In order to register an office for surgical procedures, the osteopathic physician must comply with Department of Health Rule 64B-4.003, F.A.C., which is hereby incorporated by reference and provide documentation to support compliance with Rule 64B8-9.009, F.A.C. provide to the Board of Osteopathic Medicine, his or her name, mailing address, Florida license number, and a list of each office where the covered surgical procedures are going to be performed by the osteopathic physician. The list shall also include each office name, address, telephone number, and level of surgery being performed at that location by the osteopathic physician; and if more than one physician is practicing at that location, a list of all physicians and levels of surgery being performed must be provided. The list shall also include the name of each physician assistant, ARNP and CRNA involved in the office surgery or anesthesia; copies of any protocols necessary for the supervision of any ARNP or CRNA; and any transfer agreements with local hospitals. In addition, the osteopathic physician shall submit a statement of compliance with Rule 64B15-14.007, F.A.C., when registering with the Department.

(c) through (d) No change.

(2) Inspection.

(a) No change.

(b) The office surgery inspection fee set forth in Department of Health Rule 64B-4.002, F.A.C., which is hereby incorporated by reference, shall be remitted for each practice location.

~~(c)~~(b) The initial inspection conducted pursuant to this rule shall be announced at least one week in advance of the arrival of the inspector(s).

~~(d)~~(e) The Department shall determine compliance with the requirements of Rule 64B15-14.007, F.A.C.

~~(e)~~(d) If the office is determined to be in noncompliance, the osteopathic physician shall be notified and shall be given a written statement at the time of inspection. Such written notice shall specify the deficiencies. Unless the deficiencies constitute an immediate and imminent danger to the public, the osteopathic physician shall be given 30 days from the date of inspection to correct any documented deficiencies and notify the Department of corrective action. Upon written notification from the osteopathic physician that all deficiencies have been corrected, the Department is authorized to reinspect for compliance. If the physician fails to submit a corrective action plan within 30 days of the inspection, the Department is authorized to re-inspect the office to ensure that the deficiencies have been corrected.

~~(f)~~(e) The deficiency notice and subsequent documentation shall be reviewed for consideration of disciplinary action. Documentation of corrective action shall be considered in mitigation of any offense.

~~(g)~~(f) Nothing herein shall limit the authority of the Department to investigate a complaint without prior notice.

(3) No change.

Specific Authority 459.005(1), (2) FS. Law Implemented 456.069, 459.005(2) FS. History—New 2-12-02, Amended 11-20-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Osteopathic Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 22, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 10, 2008

DEPARTMENT OF HEALTH

Dental Laboratories

RULE NO.:
64B27-1.003

RULE TITLE:

Continuing Education Requirements

PURPOSE AND EFFECT: To create a rule to implement new 2008 Session legislation relating to dental laboratories and the completion of continuing education biennially.

SUMMARY: This rule specifies courses to be taken by the owner/operator or a designated employee of a dental laboratory to satisfy the requirement of 18 hours biennially, submission of information into the department's tracking system, and what information should be retained to establish compliance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared because the costs to the dental laboratories are not increased by the rule. It was the legislation that requires the laboratories to incur the costs of obtaining 18 hours of continuing education for every biennium. If anything, the rule mitigates the costs required by the legislation by authorizing partial satisfaction of the required continuing education course hours through unconventional means such as study courses, research, and pro bono opportunities.

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.

SPECIFIC AUTHORITY: 466.032, 466.038 FS.

LAW IMPLEMENTED: 456.013, 466.032 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Division of Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B27-1.003 Continuing Education Requirements.

(1) On or after July 1, 2010, each registered dental laboratory owner/operator or a designated employee must complete 18 hours of continuing education (CE) biennially. The owner/operator or agent as listed on the registration has the responsibility to ensure that the CE provider has submitted or the owner has self-submitted course completion information within the CE tracking system in accordance with rule Chapter 64B-5, F.A.C. The records retained by the laboratory to document completion of the required CE shall either include evidence that the owner/operator completed the course hours or that the course hours were completed by a designated employee who worked at the laboratory for at least one full year during the biennium as documented by time cards, pay stubs, or federal W-2 forms.

(2) Organizations, schools, and agencies that meet the criteria set in statute and in this rule shall apply and will be granted approval to develop and offer continuing education courses in accordance with Rule 64B5-12.017, F.A.C.

(3) As part of the hours required biennially, the owner/operator or designated employee must complete two hours of coursework relating to the prevention of medical errors including root-cause analysis, error reduction and prevention, patient safety, infection control, and/or employee safety including Occupational Safety and Health Administration standards.

(4) As part of the hours required biennially, the owner/operator or designated employee must complete a one to three hour course on the laws and rules that govern dental laboratories and dental technicians.

(5) Attendance at lectures, study clubs, college courses, conventions, and research shall be included for fulfillment of the CE requirement if sponsored for dental technicians by an approved provider or if approved by the executive director for dental laboratories and the Board of Dentistry as meeting the content requirements specified by law.

(6) As part of the hours required biennially, the owner/operator or designated employee may satisfy up to four hours by the performance of pro bono services to the indigent or to underserved populations or in areas of critical need provided that the prescribing dentist is serving these populations and the patient beneficiary falls within one of these categories.

(7) The CE requirement does not apply to a dental laboratory physically located within the office of a licensed dentist.

Specific Authority 466.032, 466.038 FS. Law Implemented 456.013, 466.032 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sue Foster

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ana M. Viamonte Ros, M.D. M.P.H.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 8, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 12, 2008

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: RULE TITLE:

64F-12.018 Fees

PURPOSE AND EFFECT: The Program intends through this rule promulgation to add fees for new permits authorized by the Florida Legislature. The rule will also clarify the fee for relocation of an establishment holding multiple permits.

SUMMARY: The rule implements the fee for the third party logistics provider permit and the health care clinic establishment permit. It also clarifies the fee for relocation of an establishment that holds multiple permits.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 499.01, 499.012, 499.015, 499.04, 499.041, 499.05 FS.

LAW IMPLEMENTED: 499.01, 499.012, 499.015, 499.04, 499.041, 499.05, 499.028 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca Poston, R. Ph., Director, Drugs Devices and Cosmetics Program 4052 Bald Cypress Way, Mail Bin #C-04 Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64F-12.018 Fees.

(1) Biennial fees for a MANUFACTURER or REPACKAGER ~~manufacturer's~~ permit are as follows:

<u>Permit</u>	<u>Biennial Fee</u>
Prescription Drug Manufacturer	\$1500
Prescription Drug Repackager	\$1500
Device Manufacturer	\$1200
Cosmetic Manufacturer	\$800
Over-the Counter Drug Manufacturer	\$800
Compressed Medical Gas Manufacturer	\$1000
Non-resident Prescription Drug Manufacturer	\$1000

No manufacturer shall be required to pay more than one fee per establishment to obtain an additional manufacturing permit; but the manufacturer must pay the highest fee applicable to the operations in each establishment.

(2)(a) Biennial fees for a WHOLESALE DISTRIBUTOR or FREIGHT FORWARDER ~~wholesaler's~~ permit that is issued on a BIENNIAL ~~biennial~~ basis are as follows:

<u>Permit</u>	<u>Biennial Fee</u>
Compressed Medical Gas <u>Wholesale Distributor</u> Wholesaler	\$600
Retail Pharmacy <u>Drug Wholesale Distributor</u> Wholesaler	\$100
Freight Forwarder	\$600
Veterinary Prescription Drug <u>Wholesale Distributor</u> Wholesaler	\$1000
Limited Prescription Drug Veterinary <u>Wholesale Distributor</u> Wholesaler	\$1000

(b) Annual fees for a WHOLESALE DISTRIBUTOR ~~wholesaler's~~ permit that is issued on an ANNUAL basis are as follows:

<u>Permit</u>	<u>Annual Fee</u>
Prescription Drug <u>Wholesale Distributor</u> Wholesaler (including Broker Only)	\$800
Out-of-State Prescription Drug <u>Wholesale Distributor</u> Wholesaler	\$800

(3) Biennial fees for OTHER ~~distribution~~ permits are as follows:

<u>Permit</u>	<u>Biennial Fee</u>
Complimentary Drug Distributor	\$500
Veterinary <u>Prescription Legend</u> Drug Retail Establishment	\$600
Medical Oxygen Retail Establishment	\$600
Restricted <u>Prescription Rx</u> Drug Distributor – Health Care Entity	\$600
Restricted <u>Prescription Rx</u> Drug Distributor – Charitable Organization	\$600
Restricted <u>Prescription Rx</u> Drug Distributor – Reverse Distributor	\$600
Restricted <u>Prescription Rx</u> Drug Distributor – Destruction	\$600
Restricted <u>Prescription Rx</u> Drug Distributor – Government Programs	\$600
Restricted <u>Prescription Rx</u> Drug Distributor – Institutional Research	\$600
<u>Third Party Logistics Provider</u>	<u>\$600</u>
<u>Health Care Clinic Establishment</u>	<u>\$255</u>

(4) Miscellaneous OTHER ~~other~~ fees are as follows:

<u>Description of other service fees</u>	<u>Fee</u>
<u>(a) Certification as Designated Representative</u>	\$150
<u>(b) Initial Application/On-site Inspection</u>	\$150 <u>Non-Refundable</u>

{The initial application/on-site inspection fee is non-refundable.}

If the department determines it must re-inspect for an initial application because the applicant does not have security, climate control, a quarantine area, or written policies and procedures, as required by the particular permit for which the applicant is applying; fails to appear for a scheduled inspection; or is otherwise not ready or available for inspection or available to schedule an inspection on or after the date indicated on the application form, an additional on-site inspection fee of \$150 is required for each re-inspection.

participants in the public hearings. There are significant changes to the rule chapter amendment as originally proposed. The title of Rule 14-86.003 is being changed to read "Permit, Assurance Requirements, and Exceptions" and the rule is restructured for clarity. The title of Rule 14-86.006 also is returned to the current title shown in the F.A.C., i.e., "Permit Suspension or Revocation." The Drainage Connection Permit form is significantly revised from the previous version and the date references to that form were updated. The revised form replaces two obsolete forms. The proposed new Rule 14-86.008 entitled "Recovery of Fines, Penalties, and Costs" is withdrawn.

Because of the extensive changes from the previously proposed rule chapter amendment, the entire rule chapter is being reprinted within this rule chapter to show the text as it would appear with all the changes having been made:

DRAINAGE CONNECTIONS PERMIT

14-86.001 Purpose.

The purpose of this rule chapter is to regulate and prescribe ensure safe conditions for the transfer of stormwater to and the integrity of the Department of Transportation's right of way as a result of manmade changes to adjacent property(ies), through a permitting process designed to ensure the safety and integrity of the Department of Transportation's facilities and to prevent an unreasonable burden on lower properties. This rule chapter does not regulate dewatering activities, transportation facilities and to prevent an unreasonable burden on lower properties by providing standards and procedures for drainage connections from the properties adjacent to the Department's right-of-way. All Department actions taken pursuant to this rule chapter shall be in accordance with Section 120, F.S.

Specific Authority 334.044(2), (15) FS. Law Implemented 334.044(15) 334.03 (17), (22), 334.035, 334.044(1), (12), (13), (27), 335.04(2), 335.10(2), 339.155(2)(a), (f) FS. History--New 11-12-86, Amended _____.

14-86.002 Definitions.

As used in this rule chapter the following terms shall have the following meanings:

(1) "Adjacent Property" means any real property or easement with a shared boundary to the Department's right of way.

(2) "Applicant" means the owner of adjacent property or the owner's authorized representative.

(3)(4) "Applicable Standards" or "Applicable Wwater Qquality Sstandards or minimum design and performance standards" means rules and regulations of state or federal governmental entity(ies) pertaining to stormwater discharges from those discharge standards of the appropriate regulatory entity which apply to the Department's facilities to which the drainage connection is made facility being connected to.

(4)(2) "Approved Stormwater Management Plan" or "Master Drainage Plan" means a plan adopted or approved by a city, county, water management district, or other agency with specific drainage or stormwater management authority responsibility; provided that:

(a) Ssuch plan is actively being implemented;

(b) Aany required construction is substantially complete;

(c) appropriate Ddownstream mitigation mitigative measures have been provided for in the plan; and

(d) that Tthe use of any Department facilities either existing or planned, which are part of such plan, have been approved eordinated with and agreed to by the Department.

(5) "Closed Basin" means a basin without any positive outlet, for the design storms applicable to this rule.

(6)(3) "Critical Duration" means the length of time duration of a specific storm frequency event (i.e., 100 year storm) which creates the largest volume or highest rate of net stormwater runoff (post-improvement development runoff less pre-improvement development runoff) for typical durations up through and including the 10-day duration for closed basins and up through the 3-day duration for basins with positive outlets event. The critical duration for a given storm frequency is determined by calculating comparing various durations of the specified storm and calculating the peak rate and volume of stormwater runoff for various storm durations and then comparing the pre-improvement and post-improvement conditions for each of the storm durations. The duration resulting in the highest peak rate or largest net total stormwater volume is the "critical duration" storm (volume is not applicable for basins with positive outlets).

(7) "Department" means the Florida Department of Transportation.

(8) "Discharge" means the event or result of stormwater draining or otherwise transferring from one property to another or into surface waters.

(9)(4) "Drainage Connection" means any structure, pipe, culvert, device, paved or unpaved area, swale, ditch, canal, or other appurtenance or feature, whether naturally occurring or created, which is used or functions as a link to convey or otherwise conveys stormwater runoff or other surface water discharge from the adjacent property to the Department's facility.

(5) "Engineer" means a Professional Engineer registered in Florida pursuant to the provisions of Chapter 471, F.S., who as appropriate is competent in the fields of hydraulics, hydrology, stormwater management or stormwater pollution control.

(10)(6) "Facility" or "Facilities" means anything built, installed, or maintained by the Department all man made or natural features within the Department's right-of-way or easement including, but not limited to curbs, gutters, swales, ditches, canals, channels, culverts, pipes, retention and detention areas.

~~(11)~~(7) “Impervious Area” means surfaces which do not allow, or minimally allow, the penetration of water. Examples of impervious areas are building roofs, all concrete and asphalt pavements, compacted traffic-bearing areas such as limerock roadways, lakes, wet ponds, pond liners, and other standing water areas, including some retention/detention areas.

~~(12)~~(8) “Improvement” means any man-made change(s) to adjacent property ~~adjacent to the Department’s right of way made after the effective date of this rule chapter.~~

(13) “Licensed Professional” means an individual licensed by a Florida professional licensing board, authorized by law to design and certify the stormwater management system under review.

(14) “Man-made Change” means any intentional physical change to or upon adjacent property resultant from an intentional physical change, which establishes or alters the rate, volume, or quality of stormwater.

(15) “Permit” or “Drainage Connection Permit” means an authorization to establish or alter a drainage connection to the Department’s right of way issued pursuant to this rule chapter.

(16) “Permittee” means the individual or entity to which a Drainage Connection Permit is issued.

~~(17)~~(9) “Positive Outlet” means a point of stormwater runoff ~~discharge~~ into surface waters which under normal conditions would drain by gravity through surface waters ultimately to the Gulf of Mexico, or the Atlantic Ocean, or into sinks, ~~or~~ closed lakes, or recharge wells provided the receiving waterbody has been identified by the appropriate Water Management District as functioning as if it recovered from runoff by means other than transpiration, evaporation, percolation, or infiltration.

(18) “Post-improvement” means the condition of property after improvement.

(19)(10) “Pre-improvement” means is the condition of property:

(a) Before November 12, 1986; or

(b) On or after November 12, 1986, with connections which have been permitted under this rule chapter or permitted by another governmental entity based on stormwater management requirements equal to or more stringent than those in the effective date of this rule chapter.

(20) “Right of Way” means land in which the Department owns the fee or less than the fee, or for which the Department has an easement, devoted to or required for use as a transportation or stormwater management facility.

(21)(11) “Stormwater” or “Stormwater Runoff” means the flow of water which results from and occurs immediately following a rainfall event.

(22) “Stormwater Management System” means a system which is designed and constructed or implemented to control stormwater, incorporating methods to collect, convey, store,

infiltrate, treat, use, or reuse stormwater to prevent or reduce flooding, overdrainage, pollution, and otherwise affect the quantity or quality of stormwater in the system.

~~(23)~~(12) “Surface Water” means water upon the surface of the earth whether contained in bounds created naturally or artificially or diffused. Water from natural springs shall be classified as surface water when it exits onto the earth’s surface.

~~(24)~~(13) “Watershed” means the region draining or contributing water to a common outlet, such as a stream, lake, or other receiving area.

Specific Authority 334.044(2), ~~(15)~~ FS. Law Implemented ~~334.044(15)~~ ~~334.03(17), (22), 334.035, 334.044(1), (12), (13), (27), 335.04(2), 335.10(2), 339.155(2)(a), (f)~~ FS. History—New 11-12-86, Amended _____.

14-86.003 ~~Exemption, Permit, and Assurance Requirements, and Exceptions.~~

~~(1) Exemption.~~

~~(a) All single family residential improvements which are not part of a larger common plan of improvement or sale are exempt from the provisions of this Rule Chapter.~~

~~(b) All improvements related to agriculture and silviculture which are regulated by the Department of Environmental Regulation or regional water management districts or which meet generally accepted engineering practice for drainage and water management are exempt from the provisions of this Rule Chapter.~~

~~(c) Any other plan of improvement is exempt from the provisions of this Rule Chapter provided that all of the following are complied with:~~

~~1. The total impervious area, after improvement, must be less than 40%, with a maximum of 5,000 square feet of buildings and paved surfaces for that portion of the adjacent property that naturally drained to the Department’s right of way, provided it is not part of a larger common plan of improvement or sale;~~

~~2. The improvement includes no work to be done on the Department’s right of way which creates or alters a drainage connection;~~

~~3. The property is located in a watershed which has a positive outlet.~~

~~(1)~~(2) Permit.

(a) No permits are required for properties without improvements on or after November 12, 1986.

(b) All improvements on or after November 12, 1986, that are not exempted in subsection 14-86.003(1), F.A.C., require a Drainage Connection Permit, Form 850-040-06 (10/08), whether or not the work is done in conjunction with a driveway connection, and whether or not the improvement retains stormwater runoff on the adjacent property up to and including the 100 year event of critical duration vehicular connection.

~~(2)~~(3) Assurance Requirements.

(a) The applicant for a drainage connection permit shall provide reasonable assurances that:

1. The peak discharge rates and/or total volumes of stormwater discharging from the adjacent property to the Department's right of way are those provided for in an approved stormwater management plan or master drainage plan; otherwise the post-improvement stormwater runoff discharging discharge from the adjacent property to the Department's right of way under control of the applicant shall not exceed the more stringent of the following:

a. The peak discharge rates and/or total volumes allowed by applicable local regulation; or

b. The ~~improvement pre-improvement peak stormwater runoff discharge rates~~ shall not increase stormwater discharge rate be increased, and in addition in watersheds which do not have a positive outlet, the post-improvement stormwater runoff total volumes shall not be increased above the pre-improvement discharge rate, and in watersheds which do not have a positive outlet, the post-improvement total volume of stormwater runoff shall not be increased beyond the pre-improvement volume considering worst case storms for up to the frequencies and durations contained in paragraph 14-86.003(2)(3)(c), F.A.C.

2. Any discharge pipe establishing or constituting a drainage connection to the Department's right of way is limited in size based on the pre-improvement discharge rate, downstream conveyance limitations, downstream tailwater influences, and design capacity restrictions imposed by other governmental entities. The applicant's stormwater runoff discharge coming to the Department's facility through the created features of the drainage connection may not exceed its prorata share allowed by either the design capacity of the Department's facility or by other governmental entities.

3. If the improvement changes the inflow pattern of stormwater or method of drainage connection to the Department's right of way, post-improvement discharge will not exceed the pre-improvement discharge to the Department's right of way, any new drainage connection will not threaten the safety or integrity of the Department's right of way, and will not increase maintenance costs to the Department. At a minimum pavement hydraulics, ditch hydraulics, storm drain hydraulics, cross drain hydraulics, and stormwater management facilities shall be analyzed. The analysis must follow the methodology used in the design of the Department's facilities receiving the discharge and meet the criteria in chapters 2, 3, 4, and 6 of the Department's *Drainage Manual*. Topic Number 625-040-002-c, May 2008, incorporated herein by reference. The *Drainage Manual* is available from the Department at: <http://www.dot.state.fl.us/rddesign/dr/Manualsandhandbooks.shtm>.

~~4.3-~~ The quality of water conveyed by the connection meets all applicable water quality standards or minimum design and performance standards, and such assurance shall be

certified in writing. In the event the discharge is identified causing or contributing to a violation of applicable water quality standards, the permittee will be required to incorporate such abatement as necessary to bring the permittee's discharge into compliance with applicable standards.

(b) If the requirements set forth in paragraph Rule 14-86.003(2)(3)(a), F.A.C., cannot reasonably be fully complied with, the applicant may submit alternative drainage connection designs which will require the approval of the ~~District Secretary~~. The analysis supporting the proposed alternative connection must follow the methodology used in the design of the Department's facilities receiving the proposed alternative drainage connection and meet the criteria in chapters 2, 3, 4, and 6 of the Department's *Drainage Manual*. Deviation from a standard in the *Drainage Manual* must be approved by the District Drainage Engineer. Acceptance of any alternative designs must serve shall be based upon maximum achievement of the purpose of this rule chapter and shall be based upon consideration of the following:

1. The type of stormwater management practice proposed;
2. The ~~probable~~ efficacy and costs of alternative controls;
3. The impact upon the operation and maintenance of the Department's ~~facilities~~ facility; and
4. The public interest served by the drainage connection.

(c) In providing reasonable assurances, the applicant shall:

1. Use a methodology which is compatible with the methodology ~~employed~~ used in the design of the Department's facilities receiving the stormwater facility; and

2. Determine the peak stormwater runoff discharge rates considering various rainfall event frequencies up to and including a 100 year event of critical duration of up to three days; and

3. In watersheds without a positive outlet, determine the stormwater runoff total volumes considering various rainfall amounts up to a 100 year rainfall frequency of critical durations of up to ten days. The pond retention volume must recover at a rate such that one-half of the volume is available in seven days with the total volume available in 30 days, with a sufficient amount recovered within the time necessary to satisfy applicable water treatment requirements.

(3) Exceptions. The following exceptions do not require a Drainage Connection Permit:

(a) Improvements to adjacent properties not draining to the Department's right of way in the pre-improvement and post-improvement condition.

(b) Single-family residential improvements which are not part of a larger common plan of improvement or larger common plan of sale.

(c) Agricultural and silvicultural improvements that:

1. Are subject to regulation by the Department of Environmental Protection or regional Water Management Districts;

2. Are exempt under the provisions of Section 373.406, F.S.; or

3. Are implementing applicable best management practices adopted by the Florida Department of Agriculture and Consumer Services in Rule Chapter 5M, F.A.C., or Rule Chapter 5I-6, F.A.C.

(d) Any other improvement, provided that all of the following apply:

1. The total impervious area, after improvement, is less than 5,000 square feet of cumulative impervious area and is less than 40% of that portion of the property that naturally drained to the Department's right of way;

2. The improvement does not create or alter a drainage connection;

3. The improvement does not change flow patterns of stormwater to the Department's right of way, and does not increase the surface area draining to the Department's right of way;

4. The property is located in a watershed which has a positive outlet; and

5. The site or improvement is not part of a larger common plan of improvement or larger common plan of sale.

(4) An exception provided in subsection 14-86.003(3), F.A.C., shall not apply if any drainage connection from the adjacent property threatens the safety and integrity of the Department's facilities or creates an unreasonable burden on lower properties, including violations of applicable water quality standards.

Specific Authority 334.044(2), (15) FS. Law Implemented 334.044(15) 334.03(17), (22), 334.035, 334.044(1), (12), (13), (27), 335.04(2), 335.10(2), 339.155(2)(a), (f) FS. History--New 11-12-86, Amended _____.

14-86.004 Permit Application Procedure.

(1) An applicant shall submit a Drainage Connection Permit, apply for a drainage connection permit on Form 850-040-06 (10/08), incorporated herein by reference 592-12. This ~~These~~ forms may be obtained from any of the Department's local area Maintenance Offices, District Offices, or on the internet at the Department's website: <http://www.dot.state.fl.us/onestoppermitting/> ~~regional maintenance offices.~~

(2) The applicant shall submit four completed Drainage Connection Permits packages application forms. Each completed Drainage Connection Permit package form shall include all applicable required attachments. All applicable plans and supporting documentation shall be submitted on no larger than 11" x 17" multipurpose paper and included in PDF format on a compact disk.

(3) ~~When the improvement is for agricultural or silvicultural use and is not exempt under paragraph 14-86.003(1)(b) or the improvement is a residential duplex, triplex, or quadraplex structure which is not part of a larger~~

~~common plan of improvement, and when the improvement will have less than 10,000 square feet of buildings and paved surfaces of which no more than 5,000 square feet is located within 250 feet of the Department's right of way line; in lieu of providing the information required in subsection 14-86.004(4), F.A.C., below, the activity description required on the permit form may be expanded to contain sufficient information to provide the reasonable assurances required in subsection 14-86.003(3), F.A.C. However, the applicant shall certify full knowledge of and intent to comply with the conditions for issuance of the permit.~~

(3)(4) The Drainage Connection Permit shall be accompanied by: For improvements other than those specified in subsection 14-86.004(3), F.A.C., the permit application shall be accompanied by:

(a) A location map, included in the construction plans, sufficient to show the location of the improvement and any drainage connection to the Department's right of way, and shall include the state highway number, county, city, and section, range, and township. An affidavit of ownership or control of the property, a legal description of the property, and a statement that the total contiguous property owned or controlled by the applicant is that shown and described.

(b) ~~A map sufficient to show the location of the improvement and the drainage connection, and as applicable shall include the state highway number, county, city, and section, range, and township.~~

(b)(e) A grading plan drawn to scale showing pre-improvement and post-improvement site conditions including all pervious and impervious surfaces, land contours, spot elevations, and all drainage facilities both of the Department and of the adjacent property improvement. Existing conditions will be accepted only if pre-improvement conditions cannot be established. The bench mark datum for the plans (whether NGVD 29 or NAVD 88) shall be noted on the plans. Elevations shall be based upon National Geodetic Vertical Datum (NGVD). Contour information shall extend 50 feet beyond the property boundaries or be sufficient to clearly define the portion of the watershed which drains through the property to the Department's right of way facilities.

(c)(d) Sufficient Photographs which to accurately depict pre-improvement and present conditions.

(d)(e) Sufficient Soil borings and water table data and, where percolation or infiltration is utilized in the design, appropriate percolation test methodology and results.

(e)(f) Computations as required by subsection Rule 14-86.003(2)(3), F.A.C.

(f)(g) The Drainage Connection Certification, Part 2 of the permit must be certified by a Licensed Professional ~~an~~ Engineer that the complete set of plans and computations comply with either paragraph one of the following Rules: 14-86.003(2)(3)(a) or 14-86.003(2)(3)(b), F.A.C.

(4) Improvements which otherwise meet the criteria of subparagraphs 14-86.003(3)(d)1. and 14-86.003(3)(d)4., F.A.C., but which create or alter a drainage connection to the Department's right of way, will not require submittal of the information required by paragraphs 14-86.004(3)(d) through (f), F.A.C., but will otherwise require the submittal of all other required information.

~~(5) Permits requested pursuant to Rule 14-86.003(2) which meet the criteria of Rule 14-86.003(1)(e)1. and Rule 14-86.003(1)(e)3., but which require work to be done on the Department's right of way contrary to Rule 14-86.003(1)(e)2., will not require submittal of the information required by Rule 14-86.004(4)(e) through (g).~~

~~(5)(6)~~ The Department recognizes that regulatory and permitting programs exist or may be developed in the future by local units of government, and state or federal agencies which may overlap with some or all of the requirements of this rule chapter. In order to avoid duplication the Department will:

(a) In lieu of the requirements in Rules 14-86.003 and subsection 14-86.004(3)(4), F.A.C., accept a permit that accomplishes the purposes of this rule chapter so long as the permit is issued by a governmental entity with specific stormwater management authority and Surface Water Management Permit issued by a Water Management District, a Surface Water Management Permit issued by a delegated local government or a permit issued pursuant to an approved Stormwater Management Plan or Master Drainage Plan; provided, issuance is based on requirements equal to or more stringent than those in Rule 14-86.003, F.A.C.; or

(b) Accept any form, plans, specifications, drawings, calculations, or other data developed to support an application for a permit required by a governmental entity the appropriate agency, pursuant to any rule which establishes requirements equal to or more stringent than that Rules 14-86.003, F.A.C. ~~in lieu of any such submittals required by Rule 14-86.004.~~

(6) The Drainage Connection Permit serves as the application. Once approved by the Department, the form and supporting documents become the Drainage Connection Permit.

Specific Authority 334.044(2), (15) FS. Law Implemented 334.044(15) 334.03(17), (22), 334.035, 334.044(1), (12), (13), (27), 335.04(2), 335.10(2), 339.155(2)(a), (f) FS. History–New 11-12-86, Amended _____.

14-86.005 General Conditions for a Drainage Permit.

(1) A ~~Department Drainage Connection Permit~~ does not exempt the permittee from meeting all other applicable regulations and ordinances governing ~~for~~ stormwater management.

(2) All work done in conjunction with the drainage connection permit shall meet and adhere to all general and specific conditions and requirements contained on the ~~P~~permit.

(3) Within 15 working days after completion of the work authorized by an approved ~~D~~rainage ~~C~~onnection ~~P~~ermit, the ~~permittee applicant~~ shall notify the Department in writing of the completion; and for all design work that originally required certification by a Licensed Professional an Engineer, this notification shall contain the As Built Ceertification, Part 8 of the Permit. The certification shall state that work has been completed in substantial compliance with the Drainage Connection Permit.

(4) The permittee or property owner, will be required to reimburse the Department for any finer, penalties and costs, e.g., expenses (fees, fines, penalties, abatement costs, mitigation costs, remediation costs, clean-up, etc.) incurred by the Department in the event the permittee's discharge fails to meet the applicable water quality standards or minimum design and performance standards contrary to the permittee's assurances provided in subsection Rule 14-86.003(2)(3), F.A.C.

Specific Authority 334.044(2), (15) FS. Law Implemented 334.044(15) 334.03(17), (22), 334.035, 334.044(1), (12), (13), (27), 335.04(2), 335.10(2), 339.155(2)(a), (f) FS. History–New 11-12-86, Amended _____.

14-86.006 Permit Suspension or Revocation.

A permit ~~will~~ may be suspended or revoked if:

- (1) The permitted drainage connection is not constructed, operated, or maintained in accordance with the permit;
- (2) Emergency conditions or hazards exist;
- (3) False or misleading information is submitted to the Department in the Drainage Connection Permit package;
- (4) Another governmental entity revokes or suspends a permit which was the basis upon which a Department Drainage Connection Permit was obtained;

~~(5)(4)~~ The As-built Ceertificate required for the Drainage Connection Permit is not submitted in accordance with subsection required in Rule 14-86.005(3), F.A.C. is not timely submitted.

(6) Any discharge above the permitted design discharge.

Specific Authority 334.044(2), (15) FS. Law Implemented 334.044(15) 334.03(17), (22), 334.035, 334.044(1), (12), (13), (27), 335.04(2), 335.10(2), 339.155(2)(a), (f) FS. History–New 11-12-86, Amended _____.

14-86.007 Forms.

Specific Authority 334.044(2) FS. Law Implemented 120.53(1)(b), 120.60, 334.03(17), (22), 334.035, 334.044(1), (12), (13), (27), 335.04(2), 335.10(2), 339.155(2)(a), (f) FS. History–New 11-12-86, Repealed _____.

NOTE: The previously proposed new Rule 14-86.008 entitled "Recovery of Fines, Penalties, and Costs" is withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-285.400
RULE TITLE: Adoption of California Motor Vehicle Emissions Standards
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. 34, No. 35, August 29, 2008 issue of the Florida Administrative Weekly.

The ERC has continued the rule adoption hearing until its next meeting on December 2, 2008, at 9:00 a.m., at the same place given in the August 29 notice.

FISH AND WILDLIFE CONSERVATION COMMISSION

RULE NO.: 68-1.003
RULE TITLE: Florida Fish and Wildlife Conservation Commission Grants Program
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. 34, No. 33, August 15, 2008 issue of the Florida Administrative Weekly.

These changes are being made in response to comments received from the Joint Administrative procedures Committee in accordance with subparagraph 120.54(3)(d)1., F.S.

Subsection (7), of the proposed rule has been amended to read:

(f) A grant recipient shall administer the removal and disposal of designated derelict vessels as an independent governmental authority and not as an agent or representative of the Commission. In the event the Division determines that one or more derelict vessels included in a grant constitutes an immediate hazard to navigation by obstructing or threatening to obstruct navigation or in any way constitutes an immediate danger to the environment or to the public safety, the grant recipient or the Division will remove the vessel immediately pursuant to Section 823.11(3)(a), F.S. If the Division removes the vessel or vessels, the grant will be amended to reduce the grant amount by the amount expended by the Division for such removal, or terminated if the amount expended by the Division for such removal exceeds the amount of the grant.

FINANCIAL SERVICES COMMISSION

Finance

RULE NOS.:	RULE TITLES:
69V-40.025	Mortgage Broker Examination
69V-40.031	Application Procedure for Mortgage Broker License
69V-40.100	Application Procedure for Transfer in Ownership or Control of Saving Clause Mortgage Lender
69V-40.200	Application Procedure for Mortgage Lender License
69V-40.220	Application Procedure for Correspondent Mortgage Lender License
69V-40.242	Principal Representative

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 34, No. 45, November 7, 2008 issue of the Florida Administrative Weekly.

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

**Section IV
Emergency Rules**

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.:	RULE TITLE:
12DER08-28	Disclosure and Certification of Compliance; Filing of Documents Relating to 2008 Millage Levy Compliance

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Chapter 2007-321 (House Bill 1B) and Chapter 2008-173 (Senate Bill 1588), Laws of Florida, authorized the Department of Revenue to adopt emergency rules that could remain in effect for 18 months and that could be renewed. These acts further provided that all conditions imposed by Chapter 120, Florida Statutes, were deemed to be met.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the Department of Revenue to adopt emergency rules that implement the provisions of Chapter 2007-321 (House Bill 1B), and Chapter 2008-173 (Senate Bill 1588), Laws of Florida. The law provides that these emergency rules remain in effect for a period of 18 months and that they may be renewed. The forms included here are based on the requirements of Chapter 2007-321 (House Bill 1B) and Chapter 2008-173 (Senate Bill 1588), Laws of Florida, as passed by the Legislature, and will replace the forms used in

previous years. The Department of Revenue has taken several actions to inform interested parties about the forms, procedures, and emergency rules that are being developed to implement this new law, and to give such parties an opportunity to review and comment. These interested parties include Property Appraisers and the professional associations that represent them, taxing authorities, including counties, municipalities, and independent districts, school districts, their associations, and practitioners who have told the Department that they want to receive all information associated with property tax rulemaking. The actions that the Department has taken include: making the proposed drafts available via the Internet for public review and comments, establishing a new Department email address to make it easier for interested parties to submit comments and questions to the agency; emailing copies of the draft forms to interested parties, as well as receiving and incorporating public comments on the drafts of forms.

SUMMARY: Emergency Rule 12DER08-28 (Disclosure and Certification of Compliance; Filing of Documents relating to 2008 Millage Levy Compliance), provides assistance regarding certain actions to be taken by local governments and officials. This rule explains the certification process as provided in Sections 200.065(5) and 200.185, Florida Statutes, to county, municipality, independent special districts and their related dependent special districts, municipal service taxing units, and each local taxing authority for 2008 compliance. These requirements apply to all taxing jurisdictions, other than school districts.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Janice Forrester, Department of Revenue, Property Tax Technical Unit, 725 S. Calhoun Street, Tallahassee, Florida 32399-0100; telephone (850)922-7945; Fax (850)488-9482; email address: forrestj@dor.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

12DER08-28 Disclosure and Certification of Compliance; Filing of Documents relating to 2008 Millage Levy Compliance.

(1) Each taxing authority other than a school district shall submit copies of the resolutions or ordinances to the Department of Revenue when the certification of the adopted millage is made to the property appraiser and the tax collector, pursuant to paragraph 12D-17.003(3)(f), Florida Administrative Code. These submissions shall be made within 3 days from the date of the final budget hearing and within 101 days of the certification date.

(2) Each taxing authority other than a school district must certify to the Department within 30 days of adopting an ordinance or resolution levying a millage, as described in Section 200.068, Florida Statutes, that the taxing authority has complied with Chapter 200, Florida Statutes.

(3) The certification must include maximum millage rates calculated pursuant to Sections 200.065(5) and 200.185, Florida Statutes, together with values and calculations upon which the maximum millage rates are based.

(4) Certification of compliance for each taxing authority other than a school district shall be made by filing with the Department of Revenue, Form DR-487, Certification of Compliance, (R. 09/08), as required in Rule Chapter 12D-17.004, Florida Administrative Code, together with the following forms:

(a) Form DR-420MM, Maximum Millage Levy Calculation – Final Disclosure (N. 09/08), Form DR-420, Certification of Taxable Value (R. 06/08), Form DR-420TIF, Tax Increment Adjustment Worksheet (R. 06/08), and Form DR-420VMA, Voted Millage Addendum (N. 06/08).

(b) Form DR-487V, Vote Record for Final Adoption of 2008-2009 Millage Levy (R. 09/08), as proof of the vote at the hearing at which the millage was levied.

(5) If any county or municipality, dependent special district of such county or municipality, or municipal service taxing unit of such county is in violation of subsection 200.065(5) or Section 200.185, Florida Statutes, because total county or municipal ad valorem taxes exceeded the maximum total county or municipal ad valorem taxes, respectively, that county or municipality, and any municipal service taxing unit and/or dependent district, shall be subject to notification.

(6)(a) As provided in Sections 200.065(5) and 200.185, Florida Statutes, as an alternative to the county or municipality forfeiting the half-cent sales tax revenues, if any county or municipality, dependent special district of such county or municipality, or municipal service taxing unit of such county is in violation of Subsection 200.065(5) or Section 200.185, Florida Statutes, because total county or municipal ad valorem taxes exceeded the maximum total county or municipal ad valorem taxes, one or more taxing authorities whose taxes are included in the maximum total taxes levied must reduce their millage sufficiently so that the maximum total taxes levied is not exceeded.

(b) If a taxing authority does not reduce its millage so that the maximum total taxes levied is not exceeded, or if any such county or municipality, dependent special district of such county or municipality, or municipal service taxing unit of such county has not remedied the noncompliance or recertified compliance with Chapter 200 as provided in Section 200.065(13)(e), Florida Statutes, the county or municipality shall forfeit the distribution of local government half-cent sales tax revenues during the 12 months following a determination of noncompliance, as described in Sections 218.63(2) and (3), 200.065(13) and 200.185(6), Florida Statutes.

(7) This rule shall supersede any existing rule to the contrary to the extent necessary to implement Chapter 2007-321 (House Bill 1B), and Chapter 2008-173 (Senate Bill 1588), Laws of Florida.

Specific Authority Section 9 of Ch. 2007-321, L.O.F. Section 13 of Ch. 2008-173, L.O.F. Law Implemented Sections 1 through 11 of Ch. 2007-321, L.O.F. Sections 11-12 of Ch. 2008-173, L.O.F. History—New 10-31-08.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: October 31, 2008

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.:	RULE TITLE:
12DER08-29	Reporting of Fiscal Data by Fiscally Constrained Counties to the Department of Revenue For Fiscal Year 2008-09

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Chapter 2008-173 (Senate Bill 1588), Laws of Florida, authorized the Department of Revenue to adopt emergency rules that could remain in effect for 18 months and that could be renewed. These acts further provided that all conditions imposed by Chapter 120, Florida Statutes, were deemed to be met.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the Department of Revenue to adopt emergency rules that implement the provisions of Chapter 2008-173 (Senate Bill 1588), Laws of Florida. The law provides that these emergency rules remain in effect for a period of 18 months and that they may be renewed. The forms included here are based on the requirements of Chapter 2008-173 (Senate Bill 1588), Laws of Florida, as passed by the 2008 Legislature. The Department of Revenue has taken several actions to inform interested parties about the forms, procedures, and emergency rules that are being developed to implement this new law, and to give such parties an opportunity to review and comment. These interested parties include Property Appraisers, county governments and the professional associations that represent them. The actions that the Department has taken include: making the proposed drafts available via the Internet for public review and comments, establishing a Department email address to make it easier for interested parties to submit comments and questions to the agency; emailing copies of the draft forms to interested parties, as well as receiving and incorporating public comments on the drafts of forms.

SUMMARY: Emergency Rule 12DER08-29 (Reporting of Fiscal Data by Fiscally Constrained Counties to the Department of Revenue For Fiscal Year 2008-09), provides assistance regarding certain actions to be taken by local governments and officials. Section 16 of Senate Bill 1588 (Chapter 2008-173, L.O.F.) states that on or before November

15 each year, beginning in 2008, each fiscally constrained county shall apply to the Department of Revenue to participate in the distribution of funds appropriated by the Legislature in the form and manner prescribed by the Department. This rule adopts and incorporates by reference Form DR-420FC, Distribution To Fiscally Constrained Counties Application (N. 10/08), to be used by counties that meet the fiscally constrained definition in Section 218.67(1), Florida Statutes.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Janice Forrester, Department of Revenue, Property Tax Technical Unit, 725 S. Calhoun Street, Tallahassee, Florida 32399-0100; telephone (850)922-7945; Fax (850)488-9482; email address: forrestj@dor.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

12DER08-29 Reporting of Fiscal Data by Fiscally Constrained Counties to the Department of Revenue For Fiscal Year 2008-09.

(1) This rule applies to counties that meet the fiscally constrained definition in Section 218.67(1), Florida Statutes. Pursuant to Section 16 of Chapter 2008-173, Laws of Florida, such counties are required to apply for a distribution of funds appropriated by the Legislature for the purpose of offsetting reductions in property tax revenues occurring as a direct result of the implementation of revisions to Article VII, Florida Constitution approved in the special election held on January 29, 2008 (Amendment 1). Application must be in a form and manner prescribed by the Department of Revenue. For fiscal year 2008-09, these reductions include the additional \$25,000 homestead exemption, the \$25,000 tangible personal property exemption and Save Our Homes portability.

(2) An application is to be filed with the Department of Revenue on Form DR-420FC, Distribution To Fiscally Constrained Counties Application (N. 10/08), which is hereby incorporated by reference.

(3) Each fiscally constrained county must provide the completed form to the Department of Revenue by November 15, beginning in 2008. The form must be prepared by the county property appraiser. The following is a summary of the information required on the form:

(a) An estimate of the reduction in taxable value for all county taxing jurisdictions directly attributable to the constitutional amendment. For fiscal year 2008-09, this estimate shall be based on values certified to the taxing authority by the property appraiser on Form DR-420, if available. If such estimates are not available, estimates pursuant to this emergency rule must be based on values comparable to those certified on Form DR-420, Certification of Taxable Value (R. 06/08);

(b) Millage rates for all county taxing jurisdictions as included on the tax roll extended pursuant to Section 193.122, Florida Statutes, for all such jurisdictions for both the current and prior year;

(c) Rolled-back rates, if available, for each jurisdiction determined as provided in Section 200.065, Florida Statutes, and included on Form DR-420 by each taxing jurisdiction;

(d) Maximum millage rates, if available, for each jurisdiction that could have been levied by a majority vote pursuant to Section 200.185, Florida Statutes, as included on Form DR-420MM, Maximum Millage Levy Calculation – Final Disclosure (N. 09/08), by each taxing jurisdiction.

(4) The calculation must include both operating and debt service levies, including millages levied for two years or less under Section 9(b), Article VII, Florida Constitution.

(5) Copies of Form DR-420FC, Distribution To Fiscally Constrained Counties Application, are available, without cost, by one of the following methods: 1) downloading selected forms from the Department’s Internet site at <http://dor.myflorida.com/dor/property/>; or 2) calling Property Tax Oversight at (850)488-3338.

(6) This rule shall supersede any existing rule to the contrary to the extent necessary to implement Chapter 2008-173, (Senate Bill 1588) Laws of Florida.

Specific Authority Section 13 of Ch. 2008-173, L.O.F. Law Implemented Sections 16 of Ch. 2008-173, L.O.F., 200.065, 218.67, FS. History–New 10-31-08.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: October 31, 2008

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on November 7, 2008, the Suwannee River Water Management District, received a petition for variance from Reva Jane Hamilton, 6790 Tree Top Court, Keystone Heights, FL 32656, pursuant to Section 120.542, F.S. Petitioner is seeking a variance from subsection 40B-4.3030(4), F.A.C., as to the requirements that buildings in the floodway shall be elevated at least one foot above the 100-year flood/one percent annual chance of flood elevation. The property owner constructed an unpermitted structure in Madison County, in Township 1 North, Range 11 East, Section 8, which is not elevated at least one foot above the 100-year flood/one percent annual chance of flood elevation. These rules are intended to set forth criteria for development activities within a Work of the District. Comments on this petition should be filed with: Jon Dinges, District Clerk, SRWMD, 9225 CR 49, Live Oak, FL 32060, within 14 days of publication of this notice. The petition has been assigned ERP Number 08-0362.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Lamm, Administrative Assistant, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on October 29, 2008, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order for an Emergency Variance for subsection(s) 61C-4.010(6) and (7), Florida Administrative Code (F.A.C.), Section 509.221(1)(b), Florida Statutes (F.S.) and Section 6-402.11, 2001 FDA Food Code from Gino’s Pizza VI located in Orlando. The above referenced F.A.C. states that all bathrooms shall be of easy and convenient access to both patrons and employees, and shall be located on the same floor of the premises served...They are requesting to be take-out only with no seats and use public bathroom facilities located on the second level for the public and employees.

This variance was approved contingent upon the Petitioner ensuring the public bathrooms located on the second level are maintained in a clean and sanitary manner and are provided with hot and cold running water under pressure, soap, approved hand drying devices, employee hand washing signage, are available during all hours of operation and are located within 300 feet of the establishment. The Petitioner shall also ensure directional signage is installed within and outside the establishment clearly stating the location of the bathrooms. Petitioner will be takeout only with no seats. If the circumstances governing access to the public bathrooms change, this variance approval will be revisited. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

A copy of the Order may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on October 29, 2008, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

for an Emergency Variance for paragraph 61C-1.004(1)(d), Florida Administrative Code, Section 509.221(1)(b), Florida Statutes and Section 5-202.11(A), 2001 FDA Food Code from Las Vegas Casion Lines located in Cape Canaveral. The above referenced F.A.C.'s state the water supply shall meet the standards provided in Chapters 64E-8, 62-550 and 62-555, F.A.C., that sewage shall be disposed of in a public sewerage system or other approved sewerage system in accordance with the provisions of Chapter 64E-6 or 62-601, F.A.C., and physical facilities at public food service establishments shall be subject to the provisions of Chapter 6 of the Food Code. Specifically, the Petitioner requests a variance to utilize a wastewater holding tank that will be serviced by a provider to remove the sewage from the tank rather than emptying the holding tank directly into a permanent sewage treatment and disposal system.

This variance was approved contingent upon the Petitioner using a wastewater tank sized at least 15% larger in capacity than the potable water tank. The wastewater holding tank must be serviced in a timely manner so as not to create a sanitary nuisance. If the contracted, licensed pump out service provider changes, the written agreement with copies of the Department of Health licenses must be updated immediately. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

A copy of the Order may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on October 14, 2008, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subsections 61C-4.0101(1) and 61C-4.010(6), Florida Administrative Code, from Rob's Catering located in Clearwater. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of Chapter 3 and Chapter 6 of the 2001 FDA Food Code. Specifically, Petitioner requests to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on October 17, 2008, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Section 61C-501.115(A), 2001 FDA Food Code and subsection 61C-4.010(6), Florida Administrative Code (F.A.C.) from Seafire Restaurant located in Orlando. The above referenced F.A.C. references the provisions of Chapter 6, 2001 Federal Drug Administration Food Code, which prohibits live animals on the premises of a food service establishment. The Petitioner requests a variance from the prohibition of animals on the premise in order to have wild animal shows in a portion of the dining room separate from the food preparation, food storage or warewashing areas and where no cross contamination can occur.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on October 27, 2008, the The Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subsections 61C-4.0101(1) and 61C-4.010(6), Florida Administrative Code, from Tam Mobile Food Service located in Largo. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of Chapter 3 and Chapter 6 of the 2001 FDA Food Code. Specifically, Petitioner requests to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

The Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling hereby gives notice that it has received an amended petition for waiver filed on November 5, 2008, by Satasha K. Williston, Esq. on behalf of Patricia Challen, seeking a waiver of Rule 64B4-31.007, F.A.C., with regard to the requirements for who can as a qualified supervisor.

Comments on this petition should be filed with: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, MQA, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Susan Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, (850)245-4444.

The Board of Massage Therapy hereby gives notice of the issuance of an Order regarding the Petition for Variance for Brenda Dyson, LMT. The Notice of Petition for Variance was published in Vol. 34, No. 39, of the September 26, 2008, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on October 6, 2008.

The Board's Order, filed on November 11, 2008, grants the Petition for Variance or Waiver, finding that Petitioner has complied with the requirements of Section 120.542(2), Florida Statutes. Specifically, Petitioner has demonstrated how the purpose of the underlying statute has been achieved. Although Petitioner has not been licensed in Florida for the full three years, she has extensive experience in the state of Maryland as a nationally certified massage therapist and additional certifications, which would qualify her to serve as a sponsor to an apprentice. Additionally, Petitioner has demonstrated that strict application of Rule 64B7-29.001, Florida Administrative Code, would create a substantial hardship or violate principles of fairness within the meaning of Section 120.542(2), Florida Statutes. Based upon the foregoing, the Board determined that Petitioner is eligible for a waiver or variance of Rule 64B7-29.001, F.A.C.

A copy of the Board's Order may be obtained by contacting: Christy Robinson, Program Operations Administrator, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

NOTICE IS HEREBY GIVEN THAT on September 19, 2008, the Board of Optometry has issued an order.

The Notice of Petition for Variance or Waiver was published in Vol. 34, No. 40, of the October 3, 2008, Florida Administrative Weekly. On the basis of preventing a violation of principles of fairness for reasons explained in the Petition, the Petitioner requested that the Board waive the requirement applicable to her licensure for the portion under Rule 64B13-5.001, F.A.C., entitled, "Hours Requirement," that pertains to the 1 hour/one time prior to 1st optometric license renewal HIV/AIDS continuing education course. The Board of Optometry considered the Petition at its meeting held on October 17, 2008, in Orlando, Florida. The Board's Order, filed on October 27, 2008, denied the Petition for Variance or Waiver, finding that the petitioner was asking for the waiver of a statutory requirement and such a requirement cannot be waived by the Board.

A copy of the Order may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3257.

NOTICE IS HEREBY GIVEN THAT on September 9, 2008, the Board of Psychology, received a petition for Anita Sahgal, Psy.D., seeking a variance or waiver of paragraph 64B19-13.003(2)(g), F.A.C., that requires that no continuing psychological education credit may be earned for home study except from providers approved by the American Psychological Association or its affiliates.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373, ext. 3480. Comments on this petition should be filed with the Board of Psychology within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on October 30, 2008, the Department of Health, received a petition for Waiver of paragraph 64F-12.013(2)(b), F.A.C., from Troyco Liquid Nitrogen, Inc., 975 Florida Avenue, #B, Palm Harbor, Florida 34683. The petition seeks a waiver from the Department of Health, Drugs Devices and Cosmetics Program regarding security of vehicles containing prescription drugs covered in Chapter 499, Florida Statutes and paragraph 64F-12.013(2)(b), Florida Administrative Code. The Petition seeks a waiver from the Department to allow the delivery truck to be parked in an area adjacent to its office which is fenced and locked after business hours.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rebecca Poston, R.Ph., Executive Director, Drugs Devices and Cosmetics Program, 4052 Bald Cypress Way, Mail Bin #C-04, Tallahassee, Florida 32399, (850)245-4294.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on October 14, 2008, the Department of Children and Families, received a petition for Waiver of paragraph 65C-13.030(2)(b), Florida Administrative Code, from Camelot Community Care, Inc., and Paul and Janet Remy, assigned Case No. 08-027W. Paragraph 65C-13.030(2)(b), F.A.C., states licensed out-of-home caregivers that have contracted with a lead agency are authorized by Section 409.1671(5)(b), F.S., to provide child care as a Licensed Family Day Care Home, as defined in Section 402.302(7), F.S., if they choose to do so and meet the requirements for licensing. A dually licensed foster home cannot provide care for more than five children, including biological, foster, and adopted children. Therapeutic or Medical Foster Homes can not be dually licensed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

NOTICE IS HEREBY GIVEN that on October 13, 2008, the Department of Children and Families, received a petition for waiver of Rule 65C-13.030, Florida Administrative Code, from Camelot Community Care, Inc., and Renee Alexander-Dillard, assigned Case No. 08-026W. Rule 65C-13.030, F.A.C. states there should be no more than five children in a licensed home, including the family's own children.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on October 31, 2008, the Florida Housing Finance Corporation has issued an order.

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver or Variance.

NAME OF THE PETITIONER: Dixie Court III, Ltd.

DATE PETITION WAS FILED: October 1, 2008

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT:

Subsection 67-48.002(88), Florida Administrative Code

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, October 10, 2008, Vol. 34, No. 41

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: October 31, 2008

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: Sherry Green, Corporation Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org. The Final Order is posted on Florida Housing's website at www.floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on November 7, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 67-48.004(14)(e), Florida Administrative Code, from Malabar Cove, L.L.L.P., ("Petition"). The Petition is seeking a waiver of the rule regarding a change in the site for the development.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website: www.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 Standard Time), on the 14th day after publication of this notice at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on November 7, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 67-48.0075(7)(a), Florida Administrative Code, from Malabar Cove II, Ltd., ("Petition"). The Petition is seeking a waiver of the rule in order to modify and delete the automatic forgiveness term for supplemental loans awarded during the 2008 Universal Application Cycle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website: www.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 Standard Time), on the 14th day after publication of this notice at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on October 31, 2008, the Florida Housing Finance Corporation has issued an order.

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver or Variance
NAME OF THE PETITIONER: St. Giles Manor, Ltd.

DATE PETITION WAS FILED: September 30, 2008

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Subsection 67-48.002(88), Florida Administrative Code

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, October 10, 2008, Vol. 34, No. 41

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: October 31, 2008

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: Sherry Green, Corporation Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org. The Final Order is posted on Florida Housing's website: www.floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on November 7, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 67-48.004(14)(g), Florida Administrative Code, from Southwinds Partners, L.L.P., ("Petition"). The Petition is seeking a waiver of the rule regarding a change in the type of the development.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website: www.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 Standard Time), on the 14th day after publication of this notice at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on November 12, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 11 of the 2007 Qualified Allocation Plan which is incorporated by reference in subsection 67-48.002(83)(2006), Florida Administrative Code, from Village Carver Phase I, ("Petition"). The Petition is seeking a variance from the 2006 Qualified Allocation Plan's prohibition from returning Housing Credits prior to the last quarter of the anticipated placed in service date.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website: www.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 Standard Time), on the 14th day after publication of this notice at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on November 12, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 11 of the 2007 Qualified Allocation Plan which is incorporated by reference in subsection 67-48.002(88)(2007), Florida Administrative Code, from Sea Grape II, Ltd., ("Petition"). The Petition is seeking a variance from the 2007 Qualified Allocation Plan's prohibition from returning Housing Credits prior to the last quarter of the anticipated placed in service date.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website: www.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 Standard Time), on the 14th day after publication of this notice at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on November 12, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 11 of the 2007 Qualified Allocation Plan which is incorporated by reference in subsection 67-48.002(88)(2007), Florida Administrative Code, from SP Highlands LP, ("Petition"). The Petition is seeking a variance from the 2007 Qualified Allocation Plan's prohibition from returning Housing Credits prior to the last quarter of the anticipated placed in service date.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website: www.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 Standard Time), on

the 14th day after publication of this notice at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration
Financial Services Commission
Department of Veterans' Affairs
Department of Highway Safety and Motor Vehicles
Department of Law Enforcement
Department of Revenue
Department of Education
Administration Commission
Florida Land and Water Adjudicatory Commission
Board of Trustees of the Internal Improvement Trust Fund
Department of Environmental Protection

DATE AND TIME: December 9, 2008, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular scheduled meeting of the Governor and Cabinet

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter

636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters duly presented on its agenda which may include such matters as mineral leases or sales, state or sovereign land leases, sales, exchanges, dedications, and easements, Conservation and Recreation Lands (CARL) and

other land purchases; land planning matters and other matters within its authority. Additionally, the Board will take action on matters presented by the Marine Fisheries Commission as set forth in Sections 370.025, 370.026 and 370.027, F.S., and matters pertaining to the Office of Greenways Management, the Office responsible for the management of lands which formerly fell within the Cross Florida Barge Canal project corridor.

The Department of Environmental Protection, while not a Cabinet agency, will present for consideration on its agenda those matters required by law to be reviewed by the Governor and Cabinet and those pertaining to the siting of power plants, electric and natural gas transmission lines and hazardous waste facilities; coastal zone management consistency and standards adopted by the Environmental Regulation Commission.

A copy of any of the above agendas (when applicable) may be obtained by contacting each agency.

Accommodations can be made for persons with disabilities provided several days' notification is received. Please notify the Governor's Cabinet Office, (850)488-5152.

The Governor and Cabinet will proceed through each agenda, item by item, in the order given above.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida. The purpose of this briefing is to review and gather information regarding each agenda to be considered by the Governor and Cabinet.

DEPARTMENT OF STATE

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

DATE AND TIME: Sunday, December 14, 2008, 12:00 Noon

PLACE: Mission San Luis Archaeology Lab, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Subject matter to be discussed will include Master Planning Committee activities, fundraising, endowment activities, upcoming special events and other board business.

A copy of the agenda may be obtained by contacting: Jessica Shiver.

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: Jessica Shiver. 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: Jessica Shiver at (850)487-1666 or at jbshiver@dos.state.fl.us.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **State Fair Authority Board** announces a public meeting to which all persons are invited.

DATE AND TIME: December 3, 2008, 9:00 a.m. – 4:00 p.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Kathleen Fisher at (813)627-4221.

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: Kathleen Fisher at (813)627-4221. 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: Kathleen Fisher at (813)627-4221.

The **Gertrude Maxwell Save A Pet, Inc.**, Organizational meeting announces a public meeting to which all persons are invited.

DATE AND TIME: December 4, 2008, 10:30 a.m. – 3:00 p.m.

PLACE: Cafe Saporì, 205 Southern Blvd., West Palm Beach, FL 33405, (561)805-7313

GENERAL SUBJECT MATTER TO BE CONSIDERED: Organizational meeting of Gertrude Maxwell Save A Pet, Inc.

A copy of the agenda may be obtained by contacting: Richard Gunnels at (850)488-3022.

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: Richard Gunnels at (850)488-3022. 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: Diana Fuchs at (850)410-0951.

The **Seed Investigation and Conciliation Council** announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2008, 9:00 a.m. – 1:00 p.m.
PLACE: Gulf Coast Research and Education Center, 14625 County Road 672, Wimauma, Florida 33598, (813)634-0000
GENERAL SUBJECT MATTER TO BE CONSIDERED: Seed Complaint Hearing.

For more information, you may contact: Mr. Weldon Collier, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8, L-29, Tallahassee, Florida 32399-1650, (850)414-1555.

NOTICE OF CORRECTION – The **Pest Control Enforcement Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: January 20, 2009, 10:00 a.m. – 3:00 p.m.
PLACE: Mid-Florida Research and Education Center, Room 185, 2725 Binion Road, Apopka, Florida 32703, (407)884-2034

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

A copy of the agenda may be obtained by contacting: Mr. Mike Page, Chief, Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida, (850)921-4177.

The **Florida Citrus Production Research Advisory Council** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday December 10, 2008; Thursday December 11, 2008, 10:00 a.m.
PLACE: Sebring Agri-Civic Center 4509 George Blvd., Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meetings to discuss NAS recommendations and vote on research proposals for the current and upcoming year.

A copy of the agenda may be obtained by contacting: Marshall Wiseheart at (850)488-4366.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Marshall Wiseheart at (850)488-4366. 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: Marshall Wiseheart at (850)488-4366.

DEPARTMENT OF EDUCATION

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

DATE AND TIME: December 2, 2008, 8:30 a.m.

PLACE: Orlando Airport Hyatt, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting agenda will consist of the approval of minutes of the State Board meeting held October 21, 2008, and updates on various reports and status of education initiatives by the Chairman and Commissioner. Items for consideration include: Approval of Commissioner's Recommendation on Exclusivity for School Districts to Authorize Charter Schools in their Geographical Areas – Miami Dade County School District, consideration of Mandate from District Court of Appeal of the State of Florida, Fifth District, RE: Universal Education Services in Osceola County, approval of 2009 Legislative Agenda, approval of Critical Teacher Shortage Areas, Adoption of a Resolution Authorizing the Negotiated Sale of State of Florida, Full Faith and Credit, State Board of Education Public Education Capital Outlay Bonds, 2006, 2007 and 2008 Series, approval of the Division of Community Colleges' 2009-2010/2011-2012 Public Education Capital Outlay (PECO) Project Priority List and the Community College Facility Enhancement Challenge Grant Project List, and approval for Indian River State College to Name a Building Funded through the Community College Facility Enhancement Challenge Grant Program. The following rules will be presented for action: Rule 6A-1.094221, F.A.C., Alternative Standardized Reading Assessment and Use of Student Portfolio for Good Cause Promotion, Rule 6A-1.09441, F.A.C., Requirements for Programs and Courses Which Are Funded Through the Florida Education Finance Program and for Which the Student May Earn Credit Toward High School Graduation, Rule 6A-1.09401, F.A.C., Student Performance Standards, Rule 6A-1.0995, F.A.C., Form of High School Diplomas and Certificates of Completion, Rule 6A-1.099821, F.A.C., Voluntary Prekindergarten (VPK) Provider Kindergarten Readiness Rate, Rule 6A-6.03315, F.A.C., Private School Scholarship Compliance, and Rule 6A-10.0342, F.A.C., Vocational Education Program Performance Reporting.

A copy of the agenda may be obtained by contacting: Department of Education's website at <http://www.fldoe.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 7 days before the workshop/meeting by contacting: Office of Equity and Access at (850)245-9531. 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: Lynn Abbott at (850)245-9661.

NOTICE OF CORRECTION – The Florida **Department of Education** announces a workshop to which all persons are invited.

DATE AND TIME: December 2, 2008, **CORRECTION:** The workshop will begin at 3:00 p.m. – 5:00 p.m.

PLACE: Hyatt Regency Orlando International Airport, Mirabel Ballroom, 9300 Airport Boulevard, Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a correction to the time only for the rule development workshop on Rules 6A-1.09432, 6A-4.0244, 6A-4.02451, 6A-6.054, 6A-6.0900, 6A-6.0901, 6A-6.0904, 6A-6.0905, 6A-6.0906, 6A-6.0907, 6A-6.0908, 6A-6.0909 and 6A-6.09091, F.A.C., as noticed in Vol. 34, No. 46, November 14, 2008 issue of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: Lynn Abbott, Agency Clerk, Department of Education at (850)245-9661 or e-mail lynn.abbott@fldoe.org.

The **Education Practices Commission** announces a hearing to which all persons are invited.

A Teacher Hearing Panel

DATE AND TIME: December 4, 2008, 9:00 a.m. or as soon thereafter as can be heard

PLACE: Staybridge Suites Tallahassee, 1600 Summit Lake Drive, Tallahassee, Florida 32317, (850)219-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

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: Kathleen M. Richards at (850)245-0455. 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: Janice Harris or Kathleen M. Richards.

The **Education Practices Commission** announces a hearing to which all persons are invited.

DATE AND TIMES: December 5, 2008, An Administrator Hearing Panel: 9:00 a.m. or as soon thereafter as can be heard; A Teacher Hearing Panel, 9:30 a.m.

PLACE: Staybridge Suites Tallahassee, 1600 Summit Lake Drive, Tallahassee, Florida 32317, (850)219-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

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: Kathleen M. Richards at (850)245-0455. 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: Janice Harris or Kathleen M. Richards.

The Florida **Community College at Jacksonville District**, Board of Trustees announces the following meetings to which the public is invited.

STRATEGIC CONVERSATION

DATE AND TIME: December 2, 2008, 12:00 Noon – 2:00 p.m.

PLACE: Betty P. Cook Nassau Center, 76346 William Burgess Blvd., Room T-117, Yulee, FL 32097

GENERAL SUBJECT MATTER TO BE CONSIDERED: State College Transition – The Nassau County School Board and Superintendent have been invited to attend.

REGULAR MONTHLY BOARD MEETING

DATE AND TIME: December 2, 2008, 2:00 p.m. – 3:00 p.m.

PLACE: Betty P. Cook Nassau Center, 76346 William Burgess Blvd., Room T-126, Yulee, FL 32097

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting.

DISCUSSION OF COLLEGE OPERATIONAL MATTERS, TIME PERMITTING

DATE AND TIME: December 2, 2008, 3:00 p.m. – 5:00 p.m.

PLACE: Betty P. Cook Nassau Center, 76346 William Burgess Blvd., Room T-108, Yulee, FL 32097

GENERAL SUBJECT MATTER TO BE CONSIDERED: College operational matters.

Copies of the agenda for the regular monthly Board meeting will be available for inspection on and after Tuesday, November 25, 2008, and copies will be provided upon written request and the payment of approved duplicating charges. Any person wishing to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting. All objections to this notice or the propriety of the scheduled public meetings should be filed in writing with the College President, Florida Community College at Jacksonville, on or before December 2, 2008. All legal issues should be brought to the College's attention and an attempt made to resolve them prior to the public meeting.

Any person wishing to appeal a decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such an appeal and may, therefore, need to ensure that a verbatim record is made. Through the months of December 2008 and January 2009, the Board will hold informal meetings each Thursday from 12:00 Noon to 4:00 p.m., Donald T. Martin Center for College Services, Room 462, for the purpose of discussing College business as appropriate.

FCCJ does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action college. If special accommodations are required, please advise human resources 24 hours in advance of the meeting.

DEPARTMENT OF COMMUNITY AFFAIRS

The **State Emergency Response Commission**, Subcommittee on Training announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 3, 2008, 10:00 a.m.

PLACE: Sadowski Building, Room 325B, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss projects listed on their Strategic Initiatives Work Plan. This meeting will be conducted using communications media technology (CMT).

Those interested in participating in the conference call may contact: Tim Date, Florida Division of Emergency Management at (850)410-1272. The conference call number is 1(888)808-6959, Code #: 3468962.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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: Division of Emergency Management at

(850)413-9970. 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 REVENUE

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

DATE AND TIME: December 9, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the proposed amendments to the rules listed below. These proposed rule amendments were noticed in the October 10, 2008, (Vol. 34, No. 41, pp. 5266-5278), Florida Administrative Weekly.

Rule 12-6.0015, F.A.C. (Public Use Forms – Informal Protest and Appeal Procedure).

Rule 12A-1.097, F.A.C. (Public Use Forms – Sales and Use Tax).

Rule 12A-16.008, F.A.C. (Public Use Forms – Solid Waste Fees and Rental Car Surcharge).

Rule 12A-19.100, F.A.C. (Public Use Forms – Communications Services Tax).

Rules 12B-5.130, and 12B-5.150, F.A.C. (Fuels and Pollutants Tax).

Rules 12B-7.008, 12B-7.026, and 12B-7.031, F.A.C. (Public Use Forms - Severance Taxes and Fees).

Rule 12B-8.003, F.A.C. (Tax Statement; Overpayments – Insurance Premium Taxes, Fees and Surcharges).

Rule 12C-1.051, F.A.C. (Forms – Corporate Income Tax).

Rule 12C-2.0115, F.A.C. (Public Use Forms – Intangible Tax on Government Leasehold Estates).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

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 Green at (850)922-4830. 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 Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: December 9, 2008, during a regular meeting of the Governor and Cabinet, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking for the following rule sections.

Rule 12B-4.003, F.A.C. (Public Use Forms), Rule 12B-4.007, F.A.C. (Recordation of Documents), and Rule 12B-4.014, F.A.C. (Conveyances Not Subject to Tax) – Documentary Stamp Tax.

Rule 12B-5.150, F.A.C. (Public Use Forms) – Fuels and Pollutants.

Rule 12B-8.016, F.A.C. (Retaliatory Provisions) – Insurance Premium Taxes, Fees and Surcharges.

Rule 12C-1.013, F.A.C. (Adjusted Federal Income Defined), and Rule 12C-1.068, F.A.C. (Intangible Tax Credit; Additional Tax Due – Repeal) – Corporate Income Tax.

Rule 12C-3.0015, F.A.C. (Documents, Extensions, and Due Dates for Filing), Rule 12C-3.007, F.A.C. (Interest on Overpayment of Taxes – Repeal), Rule 12C-3.008, F.A.C. (Public Use Forms), Rule 12C-3.009, F.A.C. (Penalties and Interest – Repeal), Rule 12C-3.010, F.A.C. (Final Certificate and Nontaxable Certificate Mailing Procedures), and Rule 12C-3.013, F.A.C. (Protest Procedures – Repeal) – Estate Tax.

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

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 Green at (850)922-4830. 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 TRANSPORTATION

The **Department of Transportation**, District 2 announces public hearings to which all persons are invited.

1. Lake City Hearing: Specific notice is provided to the Gainesville Metropolitan Transportation Planning Organization (MTPO) and the County Commissions for Alachua, Bradford, Columbia, Dixie, Gilchrist, Levy, Union and counties serving as Metropolitan Planning Organization (MPO) for their respective counties.

DATE AND TIME: Monday, December 8, 2008, 5:30 p.m.

PLACE: Florida Department of Transportation, Lake City District Office, Madison Room, 1109 South Marion Avenue, Lake City, Florida

2. Live Oak Hearing: Specific notice is provided to the County Commissions for Hamilton, Lafayette, Madison, Suwannee, Taylor and counties serving as Metropolitan Planning Organization (MPO) for their respective counties.

DATE AND TIME: Monday, December 15, 2008, 5:30 p.m.

PLACE: Suwannee River Water Management District, Board Room #103, 9225 County Road 49, Live Oak, Florida

3. Jacksonville Hearing: Specific notice is provided to the North Florida Transportation Planning Organization (NFTPO), the Jacksonville City Council and the County Commissions for Baker, Clay, Duval, Nassau, Putnam, St. Johns and counties serving as Metropolitan Planning Organization (MPO) for their respective counties.

DATE AND TIME: Tuesday, December 16, 2008, 5:30 p.m.

PLACE: Florida Department of Transportation, Jacksonville Urban Office, Training Facility, 2198 Edison Avenue, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation of the Department's Tentative Work Program for Fiscal Years beginning July 1, 2009, through June 30, 2014. These Public Hearings are being conducted pursuant to Section 339.135(4)(c), Florida Statutes, to consider the Department's Tentative Work Program for the period 2009/2010 through 2013/2014, and to consider the necessity of making any changes to the Department's Tentative Work Program.

Written comments from the Commissions and other interested parties will be received by the Department at the public hearings and through Wednesday, December 31, 2008. Comments should be addressed to: Mr. Charles W. Baldwin, P.E., District Secretary, Florida Department of Transportation, District Two, 1109 South Marion Avenue, Lake City, Florida 32025-5874, 1(800)749-2967.

A copy of the agenda may be obtained by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Lake City District Office at 1(800)749-2967.

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: Mr. Bill Henderson, District Planning and Environmental Manager, Lake City District Office at 1(800)749-2967. 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 Florida **Department of Transportation**, District Five announces a hearing to which all persons are invited.

DISTRICT FIVE DISTRICTWIDE WORK PROGRAM PUBLIC HEARING

DATE AND TIME: December 15, 2008, 6:00 p.m.

PLACE: Department of Transportation, District Five Office Building, 719 South Woodland Boulevard, Cypress A&B Conference Rooms, DeLand, Florida 32720

ORANGE, OSCEOLA, AND SEMINOLE COUNTIES

FDOT Public Hearing

DATE AND TIME: December 10, 2008, 11:15 a.m.

PLACE: METROPLAN ORLANDO, 315 East Robinson Street, Suite 355, One Landmark Center, Board Room, Orlando, Florida 32801

BREVARD COUNTY

FDOT Public Hearing

DATE AND TIME: December 11, 2008, 9:00 a.m.

PLACE: Brevard Metropolitan Planning Organization, Brevard County Government Center, 2725 Judge Fran Jamieson Way, Building C, Third Floor, Florida Room, Viera, Florida 32940

VOLUSIA COUNTY

FDOT Presentation

DATE AND TIME: November 25, 2008, 8:00 a.m.

PLACE: Volusia County Metropolitan Planning Organization, 2570 West International Speedway Boulevard, Indigo Professional Centre, Suite 120, Daytona Beach, Florida 32141

LAKE AND SUMTER COUNTIES

FDOT Presentation

DATE AND TIME: December 3, 2008, 2:00 p.m.

PLACE: Lake/Sumter Metropolitan Planning Organization, Tavares Civic Center, 110 Caroline Street Tavares, Florida 32778

FLAGLER COUNTY

FDOT Presentation

DATE AND TIME: December 8, 2008, 5:30 p.m.

PLACE: Flagler Board of County Commissioners Workshop, Emergency Operations Center, Training Rooms A&B, 1769 E. Moody Boulevard, Building #3, Bunnell, Florida 32110

MARION COUNTY

FDOT Presentation

DATE AND TIME: January 27, 2009, 4:00 p.m.

PLACE: Ocala/Marion County Transportation Planning Organization, Marion County Commission Auditorium, 601 Southeast 25 Avenue, Ocala, Florida 34471

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FLORIDA DEPARTMENT OF TRANSPORTATION, District Five, announces the Public Hearings and Presentations for the Department's Tentative Five Year Work Program for Fiscal Year 2009/2010 through 2013/2014. The Public Hearings will include information for Brevard, Flagler, Lake, Marion, Orange, Osceola, Seminole, Sumter and Volusia Counties.

The Department's Public Hearings are being conducted pursuant to Section 339.135(4)(c), Florida Statutes, as amended. The purpose of the Public Hearings is to consider the Department's Tentative Five Year Work Program for Fiscal Years 2009/2010 through 2013/2014 and consider making any changes to the Program. Some of Public Hearings also will include consideration of proposed projects for the Florida's Turnpike Enterprise.

Written comments from all interested parties will be accepted by the Department at the Public Hearings and within ten days after the Public Hearings. Comments should be addressed to: Noranne Downs, District Secretary, Florida Department of Transportation, 719 South Woodland Boulevard, DeLand, Florida 32720.

The presentation of the Department's Tentative Five Year Work Program will also be available through various local TV stations. Please check the website www.D5WPPH.com for the availability in your area.

A copy of the agenda may be obtained by contacting: Mary Schoelzel, Florida Department of Transportation, 719 South Woodland Boulevard, DeLand, Florida 32720, (386)943-5398 or e-mail Address: Mary.Schoelzel@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 10 days before the workshop/meeting by contacting: Mary Schoelzel, 719 South Woodland Boulevard, DeLand, Florida 21720, (386)943-5398. 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: Mary Schoelzel at (386)932-5398 or e-mail: Mary.Schoelzel@dot.state.fl.us.

The **Department of Transportation**, District 1 announces a hearing to which all persons are invited.

DATE AND TIMES: Monday, December 15, 2008, Open House: 6:00 p.m., Formal Presentation: 7:00 p.m.

PLACE: Hardee County Agri Civic Center, 515 Civic Center Drive, Wauchula, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a Design Change Reevaluation Public Hearing. This hearing is being held to allow interested persons an opportunity to express their views concerning proposed design changes for the widening of U.S. 17 in Hardee County.

The Project Development and Environment Study (PD&E) (Financial Project ID Number: 412631-1-22-01), approved July 11, 2006, recommended the widening of U.S. 17 from two to four lanes from the DeSoto/Hardee County Line to Third Avenue in Zolfo Springs. The reevaluation of the original approved PD&E study is being done at the request of Hardee County. The limits of the reevaluation extend from the Desoto/Hardee County Line to just north of Charlie Creek, a distance of approximately 3.5 miles. This design change includes using the railroad right-of-way that was purchased by the Florida Department of Transportation (FDOT) to create a one-way pair system around the Brookside Bluffs Community and the Bluffs Golf Course. Additional right-of-way is required on the west side of the existing U.S. 17 roadway to accommodate a required curve correction at Fish Branch Road. Right-of-way acquisition will also be required for proposed crossover connections and stormwater management facilities.

A copy of the agenda may be obtained by contacting: Mr. Tony Sherrard, Project Manager, FDOT District One, Post Office Box 1249, Bartow, Florida 33831.

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: Mr. Tony Sherrard, Project Manager, FDOT District One, by telephone at (863)519-2304, by e-mail: antone.sherrard@dot.state.fl.us, or mail: Mr. Tony Sherrard, Project Manager, FDOT District One, Post Office Box 1249, Bartow, Florida 33831. 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 Florida **Department of Transportation**, District Seven announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, December 16, 2008, 5:00 p.m. – 7:00 p.m.

PLACE: Our Lady of Guadalupe Catholic Church, 16650 U. S. Highway 301 S., Wimauma, FL 33598

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation, District Seven invites you to attend and participate in a public hearing for the Project Development and Environment (PD&E) study for proposed improvements to SR 674 from U.S. 301 to CR 579, WPI 422762 1. PURPOSE: This public hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements to SR 674. The study evaluated engineering and environmental effects associated with widening the road from two lanes to four from US 301 to West Lake Drive and to six lanes from West Lake Drive to CR 579 along the project corridor. The project length is 2.4 miles.

A copy of the agenda may be obtained by contacting: Robert M. Clifford, AICP, Department Head, Intermodal Systems Development, 11201 N. McKinley Drive, MS 7-500, Tampa, FL 33612-6456.

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: Peter Maass, Project Manager at (813)975-6425. 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: Peter Maass, Project Manager at (813)975-6425.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas, acting as staff to the **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 17, 2008, 6:00 p.m.

PLACE: Guana Tolomato Matanzas NERR, 505 Guana River Road, Ponte Vedra Beach, Florida 32082

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Management Advisory Group (MAG) for the Guana Tolomato Matanzas National Estuarine Research Reserve (GTMNERR) will hold its next meeting on Wednesday, December 17, 2008 at 6:00 p.m. The MAG provides advisory input to the Office of Coastal and Aquatic Managed Areas for the management of the GTMNERR.

A copy of the agenda may be obtained by contacting: Annette Odom at (904)823-4500.

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: Annette Odom at (904)823-4500. 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 PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, December 3, 2008; December 10, 2008; December 17, 2008, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission at (850)488-1293.

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: Florida Parole Commission at ada@fpc.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).

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.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Volunteer Florida Foundation Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 13, 2008, 1:30 p.m.

PLACE: Call in number: 1(888)808-6959, Passcode: 7857968#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Foundation business.

A copy of the agenda may be obtained by contacting: Frances Rhodes at (850)410-0696.

The **Florida Film and Entertainment Advisory Council**, Legislative Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 4, 2008, 10:00 a.m.

PLACE: Please call: 1(888)808-6959, Conference Code: 4104765#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss new assignments for upcoming session, hear public input and advisement.

A copy of the agenda may be obtained by contacting: Office of Film and Entertainment at (850)410-4765.

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: Office of Film and Entertainment at (850)410-4765. 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: Office of Film and Entertainment at (850)410-4765.

REGIONAL PLANNING COUNCILS

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

DATE AND TIME: December 4, 2008, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive 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 N. W. 67 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.

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

DATE AND TIME: December 4, 2008, 6:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse 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 N. W. 67 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.

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

DATE AND TIME: December 4, 2008, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business 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 N. W. 67 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.

The **Central Florida Regional Planning Council**, Heartland 2060 Regional Visioning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 3, 2008, 9:30 a.m.

PLACE: City of Sebring Civic Center, 355 West Center Avenue, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: An Education, Workforce and Economic Development Task Force Meeting of the Heartland 2060 Regional Visioning Committee. A copy of the agenda may be obtained by contacting: Patricia M. Steed, Executive Director.

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: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130, ext. 130.

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

DATE AND TIME: Thursday, December 4, 2008, 1:00 p.m.

PLACE: Riverside Community Center, 3061 Riverside Drive, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southwest Florida Regional Vision Plan Introductory Meeting. A copy of the agenda may be obtained by contacting: Mr. Ken Heatherington at (239)338-2550, ext. 222 or by email: kheatherington@swfrpc.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 5 days before the workshop/meeting by contacting: Ms. Deborah Kooi at (239)338-2550, ext. 210 or by email at dkooi@swfrpc.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: Mr. Ken Heatherington at (239)338-2550, ext. 222 or by email: kheatherington@swfrpc.org.

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

DATE AND TIME: Friday, December 5, 2008, 9:00 a.m.

PLACE: Dan P. McClure Auditorium, 5900 Auditorium Lane, Sarasota, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southwest Florida Regional Vision Plan Introductory meeting.

A copy of the agenda may be obtained by contacting: Mr. Ken Heatherington at (239)338-2550, ext. 222 or by email: kheatherington@swfrpc.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 5 days before the workshop/meeting by contacting: Ms. Deborah Kooi at (239)338-2550, ext. 210 or by email: dkooi@swfrpc.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: Mr. Ken Heatherington at (239)338-2550, ext. 222 or by email: kheatherington@swfrpc.org.

The Region IX – **Local Emergency Planning Committee (LEPC)** announces a public meeting to which all persons are invited.

DATE AND TIME: December 5, 2008, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and implement provisions of the Emergency Planning and Community Right To Know Act. The Southwest Florida Fire Departments Hazmat Team Group will meet immediately following the LEPC meeting.

A copy of the agenda may be obtained by contacting: Mr. John Gibbons at (239)338-2550, ext. 229 or by email: jgibbons@swfrpc.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 5 days before the workshop/meeting by contacting: Ms. Deborah Kooi at (239)338-2550, ext. 210 or email: dkooi@swfrpc.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: Mr. John Gibbons at (239)338-2550, ext. 229 or by email: jgibbons@swfrpc.org.

COMMISSION ON ETHICS

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

DATE AND TIME: Friday, December 5, 2008, 8:30 a.m.

PLACE: Senate Office Building, Room 37, 404 South Monroe Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: Commission on Ethics, P. O. Drawer 15709, Tallahassee, FL 32317-5709.

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: Commission on Ethics at (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

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

DATE AND TIMES: Tuesday, December 9, 2008

8:15 a.m. Chair’s Meeting.

8:45 a.m. Finance, Administration and Audit Committee.

10:00 a.m. Regulatory Committee.

1:00 p.m. Governing Board Meeting and Public Hearing on Land Acquisition.

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100, West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Marji Hightower, 4049 Reid Street, Palatka, FL 32177, (386)329-4214, or by visiting the District’s website: www.sjrwmd.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: District Clerk at (386)329-4500. 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.

The **Southwest Florida Water Management District**, Environmental Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 1:00 p.m.

PLACE: Tampa Service Office, 7601 Highway 301, North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Environmental Advisory Committee to discuss committee business and issues. A copy of the agenda may be obtained by contacting: SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, or 1(800)423-1476 (FL Only), or (352)796-7211, ext. 4402.

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: General Services Department at 1(800)423-1476 or (352)796-7211, ext. 4527. TDD Only 1(800)231-6103. 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: Teri Hudson at the above address or phone number.

The **Southwest Florida Water Management District** (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 1, 2008, 5:00 p.m.

PLACE: Lake Panasoffkee Recreation Center, West Wing, 1582 County Road 459, Bushnell, FL 33538

GENERAL SUBJECT MATTER TO BE CONSIDERED: LAKE PANASOFFKEE RESTORATION COUNCIL MEETING: Consider Council business (Ad Order 39160).

A copy of the agenda may be obtained by contacting: SWFWMD, Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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: General Services Department, 1(800)423-1476 (Florida) or (362)796-7211, extension 4527. 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: SWFWMD Executive Department at the address above.

The **South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: December 2, 2008, 9:00 a.m. – Completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Section 286.011(8)(2007), Florida Statutes, to discuss strategy related to litigation expenditures and/or settlement negotiations in *Lehtinen v. South Florida Water Management District*, Fifteenth Judicial Circuit, Palm Beach County, Florida, Case No. 50 2008 CA 022974 XXXX MB. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

ATTENDEES: Governing Board Members E. Buermann, M. Collins, C. Dauray, S. Estenoz, P. Huck, M. Meeker, R. Montgomery, P. Rooney; Executive Director C. Wehle; District attorneys S. Wood, S. Nall, C. Kowalsky, K. Rizzardi, F. Bartolone.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting: District Clerk's Office at (561)682-2087 or www.sfwmd.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 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. 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: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: December 2, 2008, 9:00 a.m. – Completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Section 286.011(8)(2007), Florida Statutes, to discuss strategy related to litigation expenditures and/or settlement negotiations in *Friends of the Everglades, Inc. and Fishermen Against Destruction of the Environment, Inc. v. South Florida Water Management District, et al.*, United States District Court, Southern District of Florida, Case No. 02-80309-CV-Altonaga/Turnoff; *Miccosukee Tribe of Indians of Florida v. South Florida Water Management District, et al.*, United States District Court, Southern District of Florida, Case No. 98-6056-CIV-Lenard/Klein; and *Friends of the Everglades v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 98-6057-CIV-Lenard/Klein*. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

ATTENDEES: Governing Board Members E. Buermann, M. Collins, C. Dauray, S. Estenoz, P. Huck, M. Meeker, R. Montgomery, P. Rooney; Executive Director C. Wehle; District attorneys S. Wood, S. Nall, C. Kowalsky, K. Rizzardi, J. Nutt. Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting: District Clerk's Office at (561)682-2087 or www.sfwmd.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 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. 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: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: December 2, 2008, 9:00 a.m. – Completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Section 286.011(8)(2007), Florida Statutes, to discuss strategy related to litigation expenditures and/or settlement negotiations in *Natural Resources Defense Council, Inc., et al. v. Van Antwerp, et al.*, United States District Court, Southern District of Florida, Case No. 07-80444-CIV-Middlebrooks. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

ATTENDEES: Governing Board Members E. Buermann, M. Collins, C. Dauray, S. Estenoz, P. Huck, M. Meeker, R. Montgomery, P. Rooney, Executive Director C. Wehle; District attorneys S. Wood, S. Nall, C. Kowalsky, K. Rizzardi, J. Nutt. Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting: District Clerk's Office at (561)682-2087 or www.sfwmd.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 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. 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: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: December 2, 2008, 9:00 a.m. – Completed

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Section 286.011(8)(2007), Florida Statutes, to discuss strategy related to litigation expenditures and/or settlement negotiations in *Lehtinen v. South Florida Water Management District*, Fifteenth Judicial Circuit, Palm Beach County, Florida, Case No. 50 2008 CA 031569 XXXX MB. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).

ATTENDEES: Governing Board Members E. Buermann, M. Collins, C. Dauray, S. Estenoz, P. Huck, M. Meeker, R. Montgomery, P. Rooney, Executive Director C. Wehle; District attorneys S. Wood, S. Nall, C. Kowalsky, K. Rizzardi, F. Bartolone.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting: District Clerk's Office at (561)682-2087 or www.sfwmd.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 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. 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: District Clerk's Office at (561)682-2087.

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

Governing Board Meeting

DATE AND TIME: December 2, 2008, 9:00 a.m.

PLACE: SFWMD, Headquarters, Building B-1, 3301 Gun Club Road, West Palm Beach, Florida 33406.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters, and may include an amendment to the District's Fiscal Year 2008/2009 budget to revise revenues and expenditures.

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meeting on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

A copy of the agenda may be obtained by contacting: Jacki McGorty at (561)682-2087, or at https://my.sfwmd.gov/portal/page?_pageid=2574,13014318&_dad=portal&_schema=PORTAL.

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: District Clerk's Office at (561)682-2087. 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: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a private closed door attorney-client session.

DATE AND TIME: December 2, 2008, 9:00 a.m. – completed
PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Closed door attorney-client session pursuant to Section 286.011(8)(2007), Florida Statutes, to discuss strategy related to litigation expenditures and/or settlement negotiations in United States of America v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. The subject matter shall be confined to the pending litigation. (All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members).
ATTENDEES: Governing Board Members E. Buermann, M. Collins, C. Dauray, P. Huck, M. Meeker, R. Montgomery, P. Rooney; Executive Director C. Wehle; District attorneys S. Wood, S. Nall, C. Kowalsky, K. Rizzardi, K. Burns.

Pursuant to Florida Law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the session shall be off the record. A copy of the transcript will be made part of the public record at the conclusion of the litigation.

A copy of the agenda may be obtained by contacting: District Clerk's Office at (561)682-2087 or www.sfwmd.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 5 days before the workshop/meeting by contacting: the District Clerk's Office at (561)682-2087. 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: District Clerk's Office at (561)682-2087.

The **Water Resources Advisory Commission (WRAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: December 3, 2008, 9:00 a.m. – 4:00 p.m.

PLACE: Hilton Key Largo, 97000 South Overseas Highway, Key Largo, FL 33037

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding water resources protection, water supply and flood protection issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Rick Smith at (561)682-6517 or at our website: <http://my.sfwmd.gov/wrac>.

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 District's Clerk Office, Jacki McGorty at (561)682-2087. 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).

SPACE FLORIDA

The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 3, 2008, 8:30 a.m. – 5:00 p.m. (Eastern Time)

PLACE: Pensacola, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Advisory Committees Meetings.

A copy of the agenda may be obtained by contacting: Deb Spicer at dspicer@spaceflorida.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 3 days before the workshop/meeting by contacting: Deb Spicer at dspicer@spaceflorida.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: Deb Spicer at dspicer@spaceflorida.gov.

The **Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 4, 2008, 8:30 a.m. – 1:00 p.m. (Eastern Time)

PLACE: Pensacola, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Board of Directors Meeting.

A copy of the agenda may be obtained by contacting: Deb Spicer at dspicer@spaceflorida.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 3 days before the workshop/meeting by contacting: Deb Spicer at dspicer@spaceflorida.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: Deb Spicer at dspicer@spaceflorida.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 3, 2008, 2:00 p.m.

PLACE: Agency for Health Care Administration, Conference Room "D", 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial (218)339-2410, Pass Code: 5384968#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)922-5771

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a meeting of the State Consumer Health Information and Policy Advisory Council Public Relations Technical Workgroup to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Cheryl Barfield, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at http://ahca.myflorida.com/SCHS/chistwg_pr.shtml seven (7) days prior to the 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 5 days before the workshop/meeting by contacting: Cheryl Barfield at (850)414-5422. 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: Cheryl Barfield at (850)414-5422.

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 9, 2008, 10:00 a.m.

PLACE: Agency for Health Care Administration, Conference Room "A", 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial (218)339-2410, Pass Code: 5384968#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)922-5771

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a meeting of the State Consumer Health Information and Policy Advisory Council to which all interested parties are invited. The purpose is to conduct a meeting of key health care

stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Cheryl Barfield, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at <http://ahca.myflorida.com/SCHS/chismetings.shtml> seven (7) days prior to the 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 5 days before the workshop/meeting by contacting: Cheryl Barfield at (850)414-5422. 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: Cheryl Barfield at (850)414-5422.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Pilotage Rate Review Board** announces a public meeting to which all persons are invited.

DATE AND TIME: December 16, 2008, 9:00 a.m.

PLACE: Hyatt Regency Miami, 400 S. E. Second Avenue, Miami, FL 33131-2197

GENERAL SUBJECT MATTER TO BE CONSIDERED: Fact finding proceeding for the Biscayne Bay Pilots Association's rate application by the Investigative Committee pursuant to Rule 61E13-2.007, Florida Administrative Code. (No board business will be transacted.)

A copy of the agenda may be obtained by contacting: Pilotage Rate Review Board, 1940 N. Monroe Street, Tallahassee, FL 32399-0773.

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.

The **Board of Architecture and Interior Design** announces a public meeting to which all persons are invited.

DATES AND TIME: January 7-8, 2009, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Profession's Board Room, 1940 North Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: January 7, 2009 at 9:00 a.m.: General Business including disciplinary cases. If time allows to be followed by General Business discussion items – architecture profession, interior design profession, rules, and reports.

January 8, 2009, 9:00 a.m.: General Business discussion items continued discussion items – architecture profession, interior design profession, rules, reports and review of applications.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751.

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: Board of Architecture and Interior Design. 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: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751.

The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: December 2, 2008, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

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: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. 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.

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

DATE AND TIME: Tuesday, December 9, 2008, 10:00 a.m. or soon thereafter

PLACE: Via Telephone Conference Call. To connect, dial: 1(888)808-6959, Conference Code: 9226020#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To reconsider case #: 2008-006586.

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: 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: Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

The Florida **Board of Professional Engineers** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, December 1, 2008, 10:00 a.m.

PLACE: 2507 Callaway Road, Suite 200, Tallahassee, Florida. Call In Number: 1(866)895-8146, Passcode: 30295716#.

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

A copy of the agenda may be obtained by contacting: Carrie A. Flynn.

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: Carrie A. Flynn. 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: Carrie A. Flynn.

The **Board of Professional Surveyors and Mappers** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, December 10, 2008, 10:00 a.m.

PLACE: Call In Number: 1(888)808-6959, Conference Code: 9226020

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review and general board business.

A copy of the agenda may be obtained by contacting: Richard Morrison, Executive Director, 1940 North Monroe Street, Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Richard Morrison, Executive Director, 1940 North Monroe Street, Tallahassee, FL 32399. 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: Richard Morrison, Executive Director, 1940 North Monroe Street, Tallahassee, FL 32399.

The **Building Code Administrators and Inspectors Board** announces a workshop to which all persons are invited.

DATE AND TIME: December 11, 2008, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Mall, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board hereby gives notice that a public workshop for the purpose of rule development on the above-referenced rule, will be held on December 11, 2008, at 9:00 a.m., or as soon thereafter as it can be heard.

A copy of the agenda may be obtained by contacting: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

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 calendar days before the workshop/meeting by contacting: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750. 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

The **Building Code Administrators and Inspectors Board** announces a workshop to which all persons are invited.

DATE AND TIME: December 11, 2008, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Mall, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board hereby gives notice that a public workshop for the purpose of rule development on the above-referenced rule, will be held on December 11, 2008, 9:00 a.m., or as soon thereafter as it can be heard.

A copy of the agenda may be obtained by contacting: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

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 calendar days before the workshop/meeting by contacting: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750. 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: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

The **Florida Real Estate Appraisal Board (FREAB)** announces a public meeting to which all persons are invited.

DATES AND TIMES: Monday, December 8, 2008, 9:00 a.m. or soon thereafter; Tuesday, December 9, 2008, 8:30 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions, and general subject matter.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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: Department of Business and Professional Regulation at (407)481-5632. 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.

The **Florida Real Estate Appraisal Board (FREAB)** announces a workshop to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the final language of the Rule 61J1-4.010, F.A.C., Supervision and Training of Registered Trainee Appraisers.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida Real Estate Appraisal Board (FREAB)** announces a workshop to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the final language of the Rule 61J1-5.001, F.A.C., Appraisal Examination Areas of Competency.

The **Florida Real Estate Appraisal Board** (FREAB) announces a workshop to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the final language of the Rule 61J1-6.001, F.A.C., Experience Requirement.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida Real Estate Appraisal Board** (FREAB) announces a workshop to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the final language of the Rule 61J1-7.003, F.A.C., Advertising.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida Real Estate Appraisal Board** announces a workshop to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions, and general subject matter.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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: Department of Business and Professional Regulation at (407)481-5632. 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.

The **Florida Real Estate Appraisal Board** (FREAB) announces a workshop to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the final language of the Rule 61J1-4.001, F.A.C., Education Requirements.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida Real Estate Appraisal Board** (FREAB) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the final language of the Rule 61J1-4.009, F.A.C., Post Licensing Education for Registered Trainee Appraisers.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida Real Estate Appraisal Board** (FREAB) announces a workshop to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the final language of the Rule 61J1-9.001, F.A.C., Standards of Appraisal Practice.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The **Florida Real Estate Appraisal Board** (FREAB) announces a workshop to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m. or soon thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the final language of the Rule 61J1-10.001, F.A.C., Definitions.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

The Probable Cause Panel of the **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 10, 2008, 9:00 a.m. or soon thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772. Only public portions of the agenda are available upon request.

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: Division of Real Estate at (407)481-5632. 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

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The **Environmental Regulation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2008, 9:00 a.m.

PLACE: Department of Environmental Protection, 3900 Commonwealth Blvd., Conference Room A, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A regularly scheduled meeting of the Environmental Regulation Commission will be held for the purpose of rule adoptions and briefings.

A copy of the agenda may be obtained by contacting: Kay Buchanan at (850)245-2293 or by going to the DEP website at the following address: <http://www.dep.state.fl.us/legal/ERC>. The agenda will be posted ten days prior to the 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 5 days before the workshop/meeting by contacting: Kay Buchanan at (850)245-2293. 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 Florida **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2008, 1:00 p.m. – 5:00 p.m.

PLACE: Florida Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 609, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The 2008 Energy Bill (HB 7135) includes language that establishes a new statewide recycling goal of 75% to be achieved by the year 2020. The Department is directed to develop a plan by 2010 designed to achieve this goal and submit it to the Legislature for approval by January 1, 2010. The purpose of this meeting is to identify interested parties and seek input on steps to be taken to develop this plan.

A copy of the agenda may be obtained by contacting: Ron Henricks, (850)245-8717, ron.henricks@dep.state.fl.us, or by going to dep.state.fl.us/waste/recyclinggoal75.

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: Ron Henricks. 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 **Division of Air Resource Management** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, December 11, 2008, 9:00 a.m.

PLACE: Department of Environmental Protection, Carr Building, Room 170, 3800 Commonwealth Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The department is holding a third workshop on rulemaking to reduce greenhouse gas emissions from the electric utility sector. The rule would establish a cap-and-trade program pursuant to the Florida Climate Protection Act (Section 403.44, F.S.). The purpose of this workshop is to offer conceptual rule proposals and to provide an opportunity for interested persons to provide comments and recommendations to the department as we continue this rulemaking process. There is no draft rule language available at this time.

A copy of the agenda may be obtained by contacting: Mr. Larry George at (850)921-9555 or larry.george@dep.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 48 hours before the workshop/meeting by contacting: Ms. Lynn Scarce at (850)921-9551. 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).

NOTICE OF CORRECTION – The **Department of Environmental Protection** hereby gives notice that the following correction has been made to the public meeting notice in Vol. 34, No. 35, November 7, 2008 issue of the Florida Administrative Weekly. The address was incorrectly listed in the original notice. The correct address is below:

DATE AND TIME: Thursday, December 11, 2008, 3:00 p.m. – 6:00 p.m.

PLACE: Cedar Hammock Lodge (Withlacoochee State Forest, Baird Tract), 6801 County Road 772, Webster, FL 33597

GENERAL SUBJECT MATTER TO BE CONSIDERED: To obtain public input regarding the Baird Tract Wetland Restoration Project.

The **Department of Environmental Protection, Division of State Lands** announces a workshop to which all persons are invited.

DATE AND TIME: Friday, December 12, 2008, 10:00 a.m.

PLACE: Department of Environmental Protection, Room 170, Carr Building, 3900 Commonwealth Boulevard, Tallahassee, FL. Toll Free Conference Call: 1(888)808-6959, Conference Code: 3361044.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed changes to Chapter 18-21, F.A.C., clarifying definitions, extending the standard lease term, recognizing in rule those fees that are waived by statute, and providing for a one-time premium for new, expanded, or conversions of multi-family private leases. The language previously presented at public workshops to simplify fees for sovereignty submerged lands use has been eliminated.

A copy of the agenda may be obtained by contacting: Vicki Thompson, MS 130, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000, (850)245-2720. The agenda and proposed rule language may be obtained on the Department's Division of State Lands website at www.dep.state.fl.us/lands. (OGC No. 07-1898).

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: Vicki Thompson at (850)245-2688. 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: Vicki Thompson at (850)245-2688.

DEPARTMENT OF HEALTH

The **Board of Chiropractic Medicine**, Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIMES: Thursday, December 4, 2008, 12:30 p.m.; 1:30 p.m. and 2:30 p.m.

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 9849329103#. Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3251.

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: Board of chiropractic Medicine. 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.

The **Board of Chiropractic Medicine**, Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, December 2, 2008, 9:00 a.m.

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 9849329103#. Department of Health, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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: Board of Chiropractic Medicine. 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.

The **Board of Medicine**, Physician Assistant Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 4, 2008, 3:00 p.m. or soon thereafter

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, FL 33607, Hotel #: (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at www.flhealthsource.com for cancellations or changes to meeting dates or call the Board of Medicine.

A copy of the agenda may be obtained by contacting: Vera Johnson at Vera_Johnson@doh.state.fl.us or call (850)245-4131, ext. 3528.

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 10 days before the workshop/meeting by contacting: Vera Johnson at Vera_Johnson@doh.state.fl.us or call (850)245-4131, ext. 3528. 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.

The **Board of Podiatric Medicine**, Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 11, 2008, 4:00 p.m.

PLACE: Marriott Tampa Airport, Tampa International Airport, Tampa, Florida, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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. 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.

The **Department of Health, Division of Environmental Health**, Bureau of Onsite Sewage Programs announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2008, 9:30 a.m. (EST)

PLACE: Via Conference Call: 1(888)808-6959 Conference Code: 1454070#. If in the Tallahassee area, and want to attend in person: State of Florida Department of Health, Southwood Complex, 4042 Bald Cypress Way, Room 240P, Tallahassee, FL 32399-1713

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and guide current, proposed, and potential future onsite sewage research projects.

A copy of the agenda may be obtained by contacting: Susan Polangin, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, (850)245-4070, or by e-mail: Susan_Polangin@doh.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: Susan Polangin, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, by phone at (850)245-4070, or by e-mail at Susan_Polangin@doh.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).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services**, Circuit 10 announces a public meeting to which all persons are invited. DATE AND TIME: Wednesday, December 10, 2008, 2:30 p.m. PLACE: United Way of Central Florida, 5605 U.S. Hwy. 98 S., Highland City, FL 33846

GENERAL SUBJECT MATTER TO BE CONSIDERED: Heart of Florida Community Alliance.

A copy of the agenda may be obtained by contacting: Diane Dvorak, Department of Children and Families at (863)619-4100.

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: Diane Dvorak, Department of Children and Families at (863)619-4100. 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: Diane Dvorak, Department of Children and Families at (863)619-4100.

The **Department of Children and Family Services** announces a workshop to which all persons are invited.

DATES AND TIME: Monday, December 8, 2008 (Ft. Lauderdale); Tuesday, December 9, 2008 (Tampa); Monday, December 15, 2008 (Jacksonville); Tuesday, December 16, 10:00 a.m. (Ft. Walton Beach)

PLACE: Ft. Lauderdale: Department of Children and Family Services, Gore Building, 201 W. Broward Blvd., Suite 104B, Ft. Lauderdale, Florida 33301

Tampa: Learey Technical Center, Auditorium, 5410 North 20 Street, Tampa, Florida 33610

Jacksonville: Department of Children and Family Services, Auditorium, 5920 Arlington Expressway, Jacksonville, Florida 32211

Fort Walton Beach: Department of Children and Family Services, Conference Room 128, 340 Beal Parkway, N. W., Ft. Walton Beach, Florida 32548-3957

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and solicit public feedback on proposed rule changes to Chapter 65C-20, F.A.C.

A copy of the agenda may be obtained by contacting: Child Care Program Office, Policy Unit, 1317 Winewood Blvd., Bldg. 6, 3rd Floor, Room 389A, Tallahassee, Florida 32399-0700, (850)488-4900.

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: Child Care Program Office, Policy Unit, 1317 Winewood Blvd., Bldg. 6, 3rd Floor, Room 389A, Tallahassee, Florida 32399-0700, (850)488-4900. 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: Child Care Program Office, Policy Unit, 1317 Winewood Blvd., Bldg. 6, 3rd Floor, Room 389A, Tallahassee, Florida 32399-0700, (850)488-4900.

The **Department of Children and Family Services** announces a workshop to which all persons are invited.

DATES AND TIME: Monday, December 8, 2008 (Ft. Lauderdale); Tuesday, December 9, 2008 (Tampa); Monday, December 15, 2008 (Jacksonville); Tuesday, December 16, 10:00 a.m. (Ft. Walton Beach)

PLACE: Ft. Lauderdale: Department of Children and Family Services, Gore Building, 201 W. Broward Blvd., Suite 104B, Ft. Lauderdale, Florida 33301

Tampa: Learey Technical Center, Auditorium, 5410 North 20 Street, Tampa, Florida 33610

Jacksonville: Department of Children and Family Services, Auditorium, 5920 Arlington Expressway, Jacksonville, Florida 32211

Fort Walton Beach: Department of Children and Family Services, Conference Room 128, 340 Beal Parkway, N. W., Ft. Walton Beach, Florida 32548-3957

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and solicit public feedback on proposed rule changes to Chapter 65C-22, F.A.C.

A copy of the agenda may be obtained by contacting: Child Care Program Office, Policy Unit, 1317 Winewood Blvd., Bldg. 6, 3rd Floor, Room 389A, Tallahassee, Florida 32399-0700, (850)488-4900.

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: Department of Children and Family Services, Child Care Program Office, Policy Unit, 1317 Winewood Blvd., Bldg. 6, 3rd Floor, Room 389A, Tallahassee, Florida 32399-0700, (850)488-4900. 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: Department of Children and Family Services, Child Care Program Office, Policy Unit, 1317 Winewood Blvd., Bldg. 6, 3rd Floor, Room 389A, Tallahassee, Florida 32399-0700, (850)488-4900.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: December 12, 2008, 8:30 a.m. – until adjourned

PLACE: Hyatt Regency Coconut Point, 5001 Coconut Road, Bonita Springs, FL 34134

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.

11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the December 12, 2008, Board Meeting.

A copy of the agenda may be obtained by contacting: Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, or by visiting the Corporation’s website at www.floridahousing.org, Sheila Freaney, approximately two days prior to the 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 5 days before the workshop/meeting by contacting: Sheila Freaney at (850)488-4197. 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.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: December 9, 2008, during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 This is the Final Public Hearing on the adoption of proposed amendments to Rules 69O-157.302, .303, .304, Florida Administrative Code, published on October 24, 2008 in Vol. 34, No. 43, of the Florida Administrative Weekly.

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: Gerry Smith at E-mail gerry.smith@fldfs.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: Gerry Smith at E-mail: gerry.smith@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-157.302 Facility Only Rates.

(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, L.O.F., provides that “[t]his act shall apply to long-term care insurance policies issued or renewed on or after July 1, 2006. For any long-term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”

(2) The following maximum new business rates are effective for 2009~~6~~ rate increase filings and for 2010~~07~~ rate filings until new rates are published: These annual rates are appropriate for:

- (a) Tax qualified policies;
- (b) A benefit of \$100/day;
- (c) An elimination period of 90 days.
- (d) Policies offering Restoration of Benefits, and
- (e) Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County.

(f) Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.00.

(3)~~(a)~~ Facility Only Rates:

31	\$287.49	\$356.69	\$468.20
32	\$291.06	\$362.46	\$477.10
33	\$294.63	\$368.43	\$486.30
34	\$298.31	\$374.41	\$495.60
35	\$301.98	\$380.48	\$505.10
36	\$305.97	\$386.97	\$514.70
37	\$310.07	\$393.46	\$524.50
38	\$314.16	\$400.05	\$534.50
39	\$318.36	\$406.75	\$544.70
40	\$322.67	\$413.65	\$555.00
41	\$326.97	\$420.55	\$565.60
42	\$331.28	\$427.66	\$576.40
43	\$335.69	\$434.87	\$587.40
44	\$340.20	\$442.18	\$598.60
45	\$344.72	\$449.60	\$610.00
46	\$350.81	\$458.76	\$623.20
47	\$357.00	\$468.14	\$636.70
48	\$363.30	\$477.71	\$650.50
49	\$369.71	\$487.50	\$664.60
50	\$376.22	\$497.49	\$679.00
51	\$382.83	\$507.69	\$693.80
52	\$389.55	\$518.09	\$708.80
53	\$396.38	\$528.70	\$724.20
54	\$403.41	\$539.51	\$739.90
55	\$410.55	\$550.54	\$755.90
56	\$440.48	\$588.75	\$809.80
57	\$472.61	\$629.64	\$867.50
58	\$507.05	\$673.31	\$929.30
59	\$543.90	\$720.07	\$995.50
60	\$583.59	\$770.03	\$1,066.40
61	\$626.12	\$823.49	\$1,142.40
62	\$671.79	\$880.65	\$1,223.80
63	\$733.74	\$962.95	\$1,339.80
64	\$801.47	\$1,052.97	\$1,466.80
65	\$865.58	\$1,126.68	\$1,569.48
66	\$934.83	\$1,216.81	\$1,679.34
67	\$1,009.62	\$1,314.16	\$1,796.89
68	\$1,090.38	\$1,419.29	\$1,930.23
69	\$1,211.81	\$1,547.81	\$2,150.64
70	\$1,340.75	\$1,729.87	\$2,396.25
71	\$1,540.77	\$1,933.44	\$2,669.85
72	\$1,735.55	\$2,160.93	\$2,974.77
73	\$1,924.97	\$2,433.75	\$3,335.67
74	\$2,109.14	\$2,740.95	\$3,740.31
75	\$2,346.15	\$3,087.00	\$4,194.18
76	\$2,642.60	\$3,476.81	\$4,702.95
77	\$2,976.56	\$3,915.74	\$5,273.55
78	\$3,282.46	\$4,316.20	\$5,783.13
79	\$3,619.73	\$4,757.64	\$6,342.03
80	\$3,991.68	\$5,244.13	\$6,954.93
81	\$4,401.81	\$5,867.91	\$7,804.10
82	\$4,854.18	\$6,530.20	\$8,685.00
83	\$5,343.31	\$7,198.98	\$9,574.40
84	\$5,881.77	\$7,874.25	\$10,472.40
85	\$6,474.57	\$8,556.00	\$11,379.10
86	\$7,127.00	\$9,704.97	\$12,907.30
87	\$7,845.30	\$10,842.09	\$14,419.60
88	\$8,524.85	\$11,967.26	\$15,916.00
89	\$9,263.27	\$13,080.28	\$17,396.40

Issue Age	3-Yr. Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period
30	\$284.03	\$350.92	\$459.40

Issue Age	3-Yr Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period	Issue Age	3-Yr. Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period
35	\$247.43	\$302.74	\$378.50	30	\$269.87	\$312.28	\$349.95
45	\$363.53	\$446.70	\$555.75	31	\$269.87	\$312.28	\$349.95
55	\$522.32	\$646.08	\$810.43	32	\$269.87	\$312.28	\$349.95
65	\$1,126.33	\$1,406.97	\$1,750.61	33	\$269.87	\$312.28	\$349.95
75	\$3,073.57	\$3,879.00	\$4,769.07	34	\$269.87	\$312.28	\$349.95
				35	\$289.72	\$338.50	\$387.94
				36	\$289.72	\$338.50	\$387.94
				37	\$289.72	\$338.50	\$387.94
				38	\$289.72	\$338.50	\$387.94
				39	\$289.72	\$338.50	\$387.94
				40	\$322.79	\$378.01	\$432.23
				41	\$322.79	\$378.01	\$432.23
				42	\$322.79	\$378.01	\$432.23
				43	\$322.79	\$378.01	\$432.23
				44	\$322.79	\$378.01	\$432.23
				45	\$369.28	\$443.74	\$508.03
				46	\$369.28	\$443.74	\$508.03
				47	\$369.28	\$443.74	\$508.03
				48	\$369.28	\$443.74	\$508.03
				49	\$369.28	\$443.74	\$508.03
				50	\$419.54	\$503.66	\$578.79
				51	\$432.77	\$523.33	\$597.70
				52	\$452.62	\$536.43	\$623.00
				53	\$465.85	\$562.65	\$648.29
				54	\$485.87	\$582.50	\$673.50
				55	\$529.97	\$636.44	\$726.61
				56	\$556.75	\$663.03	\$768.52
				57	\$590.32	\$699.83	\$810.60
				58	\$630.64	\$749.93	\$865.74
				59	\$670.96	\$796.74	\$921.05
				60	\$708.00	\$853.39	\$976.28
				61	\$754.93	\$903.67	\$1,034.35
				62	\$802.05	\$956.95	\$1,095.97
				63	\$865.99	\$1,040.67	\$1,184.05
				64	\$933.27	\$1,124.47	\$1,281.90
				65	\$1,010.63	\$1,214.83	\$1,376.28
				66	\$1,087.98	\$1,301.72	\$1,476.97
				67	\$1,165.25	\$1,398.64	\$1,583.96
				68	\$1,262.76	\$1,515.59	\$1,707.65
				69	\$1,366.99	\$1,642.56	\$1,844.12
				70	\$1,477.73	\$1,772.81	\$1,986.80
				71	\$1,595.09	\$1,912.89	\$2,135.79
				72	\$1,712.46	\$2,056.24	\$2,297.47
				73	\$1,840.71	\$2,204.01	\$2,445.41
				74	\$1,968.78	\$2,355.32	\$2,599.83
				75	\$2,106.93	\$2,516.29	\$2,763.85
				76	\$2,248.33	\$2,680.72	\$2,930.87
				77	\$2,389.72	\$2,848.23	\$3,104.12
				78	\$2,571.75	\$3,056.67	\$3,308.54
				79	\$2,753.77	\$3,268.58	\$3,519.36
				80	\$2,949.12	\$3,483.48	\$3,726.71
				81	\$3,151.09	\$3,715.14	\$3,950.13
				82	\$3,359.66	\$3,949.80	\$4,179.86
				83	\$3,571.71	\$4,188.29	\$4,410.21
				84	\$3,793.92	\$4,433.35	\$4,656.64
				85	\$4,025.90	\$4,688.13	\$4,899.59
				86	\$4,267.96	\$4,952.94	\$5,158.79
				87	\$4,513.17	\$5,224.30	\$5,420.66
				88	\$4,885.73	\$5,633.61	\$5,792.96
				89	\$5,261.44	\$6,049.38	\$6,171.47

(b) The insurers used to tabulate the above rates are:

Insurer	Weighting Percentage
Bankers Life & Casualty	90.3%
Penn Treaty Network America Insurance Company	9.7%

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History--New 11-1-07, Amended _____

690-157.303 Home Health Care Only Rates.

(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, L.O.F., provides that “[t]his act shall apply to long-term care insurance policies issued or renewed on or after July 1, 2006. For any long-term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”

(2) The following maximum new business rates are effective for 2009~~6~~ rate increase filings and for 2010~~07~~ rate filings until new rates are published. These annual rates are appropriate for:

- Tax qualified policies;
- A benefit of \$100/day;
- An elimination period of 90 days;
- Policies offering Restoration of Benefits, and
- Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County.

(f) Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.30.

(3)(a) Home Health Care Only Rates:

Issue Age	3-Yr. Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period	Issue Age	3-Yr. Benefit Period	5-Yr. Benefit Period	Unlimited Benefit Period
35	\$166.18	\$203.65	\$242.26	30	\$357.66	\$452.19	\$592.98
45	\$245.38	\$306.44	\$366.65	31	\$359.27	\$454.73	\$596.13
55	\$369.58	\$455.50	\$548.26	32	\$360.91	\$457.15	\$599.55
65	\$691.78	\$836.06	\$989.23	33	\$362.81	\$467.83	\$610.09
75	\$1,318.83	\$1,520.52	\$1,702.93	34	\$372.25	\$470.36	\$613.92
				35	\$392.37	\$485.24	\$646.03
				36	\$394.19	\$495.83	\$656.91
				37	\$396.24	\$498.95	\$660.88
				38	\$398.57	\$501.94	\$664.98
				39	\$408.46	\$505.21	\$669.38
				40	\$422.18	\$538.84	\$704.43
				41	\$426.52	\$542.98	\$711.03
				42	\$430.28	\$547.83	\$717.94
				43	\$434.51	\$552.75	\$733.25
				44	\$445.46	\$558.21	\$740.15
				45	\$457.15	\$588.24	\$767.35
				46	\$469.07	\$593.07	\$782.73
				47	\$474.02	\$599.22	\$790.99
				48	\$479.33	\$605.50	\$799.51
				49	\$492.01	\$611.69	\$822.72
				50	\$502.21	\$631.63	\$839.32
				51	\$518.00	\$648.72	\$859.73
				52	\$533.51	\$674.20	\$887.15
				53	\$550.58	\$693.44	\$918.49
				54	\$568.09	\$721.86	\$949.96
				55	\$588.25	\$733.65	\$980.98
				56	\$626.56	\$787.13	\$1,040.83
				57	\$661.34	\$841.03	\$1,109.08
				58	\$705.13	\$905.55	\$1,179.64
				59	\$741.88	\$954.58	\$1,260.83
				60	\$795.99	\$1,022.36	\$1,336.52
				61	\$852.97	\$1,093.08	\$1,431.38
				62	\$919.59	\$1,166.20	\$1,537.41
				63	\$991.75	\$1,254.51	\$1,661.23
				64	\$1,059.64	\$1,337.42	\$1,777.18
				65	\$1,130.19	\$1,414.66	\$1,895.31
				66	\$1,239.89	\$1,554.84	\$2,083.84
				67	\$1,369.00	\$1,719.56	\$2,290.03
				68	\$1,512.16	\$1,894.92	\$2,524.36
				69	\$1,651.51	\$2,086.98	\$2,776.71
				70	\$1,802.07	\$2,295.68	\$3,049.92
				71	\$2,041.92	\$2,572.02	\$3,414.19
				72	\$2,293.64	\$2,876.35	\$3,811.27
				73	\$2,557.01	\$3,196.06	\$4,229.60
				74	\$2,833.53	\$3,547.08	\$4,682.75
				75	\$3,132.41	\$3,931.85	\$5,162.40

(b) The insurers used to tabulate the above rates are:

Insurer	Weighting Percentage
Bankers Life & Casualty Company	97.2%
Colonial American Life Insurance Company	2.3%
Penn Treaty Network America Insurance Company	0.5%

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History—New 11-1-07, Amended _____.

69O-157.304 Comprehensive Only Rates.

(1) The footnote following Section 627.9407, F.S., states that Section 11, Ch. 2006-254, L.O.F., provides that “[t]his act shall apply to long-term care insurance policies issued or renewed on or after July 1, 2006. For any long-term care insurance policy issued prior to July 1, 2006, the provisions of [Section 627.94076, F.S.] shall apply to such policy only upon renewal of such policy on or after July 1, 2008, and the policy shall so provide by endorsement to the policy.”

(2) The following maximum new business rates are effective for 2009~~6~~ rate increase filings and for 2010~~07~~ rate filings until new rates are published. These annual rates are appropriate for:

- Tax qualified policies;
- A benefit of \$100/day;
- An elimination period of 90 days;
- Policies offering Restoration of Benefits, and
- Sales in Hillsborough County. For all other counties, the rate from this table should be adjusted by the insurer’s current area factor applicable in that county relative to the insurer’s area factor in Hillsborough County.

(f) Insurers who did not use area factors in the closed blocks for which a rate change is being requested may calculate the new business rate as a weighted average of the Hillsborough and the South Florida area factors, where the weights used are in-force premium by county. For the purposes of this calculation, the South Florida area factors are those that apply in Broward, Duval and Palm Beach county. The South Florida area factor is equal to 1.00.

(3)(a) Comprehensive Only Rates:

<u>76</u>	<u>\$3,519.05</u>	<u>\$4,396.08</u>	<u>\$5,779.67</u>
<u>77</u>	<u>\$3,925.72</u>	<u>\$4,914.88</u>	<u>\$6,453.45</u>
<u>78</u>	<u>\$4,344.97</u>	<u>\$5,450.22</u>	<u>\$7,131.36</u>
<u>79</u>	<u>\$4,779.15</u>	<u>\$5,988.95</u>	<u>\$7,829.68</u>
<u>80</u>	<u>\$5,206.95</u>	<u>\$7,201.34</u>	<u>\$9,704.96</u>
<u>81</u>	<u>\$5,695.37</u>	<u>\$7,855.63</u>	<u>\$10,582.32</u>
<u>82</u>	<u>\$6,200.20</u>	<u>\$8,560.10</u>	<u>\$11,522.41</u>
<u>83</u>	<u>\$6,772.84</u>	<u>\$9,335.36</u>	<u>\$12,551.65</u>
<u>84</u>	<u>\$7,380.07</u>	<u>\$10,190.80</u>	<u>\$13,680.13</u>
<u>85</u>	<u>\$8,971.35</u>	<u>\$11,276.50</u>	<u>\$15,228.74</u>
<u>86</u>	<u>\$10,532.62</u>	<u>\$13,010.62</u>	<u>\$17,716.18</u>
<u>87</u>	<u>\$11,566.04</u>	<u>\$14,303.82</u>	<u>\$19,459.57</u>
<u>88</u>	<u>\$12,659.68</u>	<u>\$15,643.72</u>	<u>\$21,277.97</u>
<u>89</u>	<u>\$13,799.95</u>	<u>\$17,046.75</u>	<u>\$23,185.77</u>

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Grant Committee Meeting to review all quarterly grant applications.

A copy of the agenda may be obtained by contacting: Christy Peacock at (850)488-1297.

The **Florida Sports Foundation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 25, 2008, 8:30 a.m. – 9:30 a.m.

PLACE: Call in Number: 1(888)808-6959, Conference Code: 4888347

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Grant Committee Meeting to review all quarterly regional grant applications.

A copy of the agenda may be obtained by contacting: Christy Peacock at (850)488-1297.

Issue Age	3-Yr Benefit Period	5-Yr Benefit Period	Unlimited Benefit Period
35	\$332.88	\$414.10	\$574.47
45	\$474.36	\$592.44	\$822.62
55	\$666.65	\$824.77	\$1,151.34
65	\$1,313.19	\$1,640.75	\$2,259.55
75	\$3,288.22	\$4,210.08	\$5,603.51

(b) The insurers used to tabulate the above rates are:

Insurer	Weighting Percentage
Bankers Life & Casualty Insurance Company	52.7%
Blue Cross Blue Shield of Florida	5.1%
Genworth Life Insurance Company	11.5%
Great American Life Insurance Company	9.8%
John Hancock Life Insurance Company	14.2%
Metlife Insurance Company	6.7%

Specific Authority 627.9408(1) FS. Law Implemented 627.9407(7) FS. History—New 11-1-07, Amended _____.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, November 24, 2008, 11:00 a.m. – 12:00 Noon

PLACE: Call in Number: 1(888)808-6959, Conference Code: 4888347

SOIL AND WATER CONSERVATION DISTRICTS

The **Taylor Soil and Water Conservation Board** announces a public meeting to which all persons are invited.

DATES AND TIME: November 24, 2008; December 22, 2008; January 26, 2009, 3:00 p.m. – 5:00 p.m.

PLACE: Hampton Inn, Meeting Room, Hwy. 19 S., Perry, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Implementation of Annual plan.
A copy of the agenda may be obtained by contacting: Carol Taitt at (850)223-1390.

The **Madison Soil and Water Conservation District** (SWCD), Taylor SWCD and Jefferson SWCD announces a workshop to which all persons are invited.

DATE AND TIME: December 2, 2008, 6:00 p.m.

PLACE: Madison Agricultural Center, 184 N. W. College Ave., Madison, FL 32340

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Funding for Soil and Water Conservation Districts.
A copy of the agenda may be obtained by contacting: Michelle Thatcher at (407)310-1744.

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation**, Claims Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 25, 2008, 8:30 a.m.

PLACE: Teleconference – Call In Number: 1(888)302-3367

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Claims Committee Meeting. Items of discussion include, but are not limited to, business before the committee.
A copy of the agenda may be obtained by contacting: Jackie Taylor or visiting <http://www.citizensfla.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: Jackie Taylor. 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: Jackie Taylor at (904)407-0384.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.**, Operations Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 1, 2008, 1:00 p.m.

PLACE: To participate in the teleconference meeting, please contact Kathleen Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics shall include a legislative update; proposed 2009 business plan and forecast; disaster recovery matters; and service provider audit report.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408, or from the FWCJUA's website: www.fwcjua.com.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.**, Reinsurance Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 1, 2008, 3:00 p.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda topic shall be the 2009 reinsurance program options.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408, or from the FWCJUA's website: www.fwcjua.com.

The **Florida Workers' Compensation Joint Underwriting Association, Inc.**, Executive Compensation Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 4, 2008, 1:00 p.m.

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda topic shall be the 2009 executive compensation and benefits.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408, or from the FWCJUA's website: www.fwcjua.com.

SOUTHWEST FLORIDA CRIMINAL JUSTICE ACADEMY

The **Southwest Florida Public Service Academy** announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2008, 9:30 a.m.

PLACE: SWFPFA, 3800 Michigan Ave., Fort Myers FL 33916
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Criminal Justice Standards and Training Region X Council announces a meeting to which all interested persons are invited.

DATE AND TIME: December 2, 2008, 9:30 a.m.

PLACE: SWFPFA, 3800 Michigan Ave., Fort Myers FL 33916
GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda: Pledge, Introduction to Guests, Minutes of previous meeting (08/12/08) – Academy Report Sarasota County, Academy Report Lee County, Request for BTO – Instructor Course-Collier S.O. Commander Richards, Older Business, New Business, Adjournment.

A copy of the agenda may be obtained by contacting: Angela Esteves at (239)334-3897, mariaaes@leeschools.net.

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: Angela Esteves at (239)334-3897.

mariaaes@leeschools.net 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 SELF-INSURERS GUARANTY ASSOCIATION, INC.

The **Florida Self-Insurers Guaranty Association, Inc.**, Finance Committee of its Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, December 2, 2008, 10:00 a.m.

PLACE: 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director at (850)222-1882.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The **Florida Atlantic Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Wed., December 3, 2008, 8:00 a.m.
 PLACE: Incubator Conference Room, 3701 FAU Blvd., Suite 210, Boca Raton, FL 33431
 GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.
 A copy of the agenda may be obtained by contacting: Scott Ellington at (561)416-6092, Scott@research-park.org.

MID-FLORIDA AGREA AGENCY ON AGING

The **Elder Options** announces a public meeting to which all persons are invited.

DATE AND TIME: December 3, 2008, 10:00 a.m.
 PLACE: Elder Options, Board Room, 5700 S. W. 34th Street, Suite 222 (Florida Farm Bureau Building), Gainesville, FL 32608

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scheduled meeting of the Grant Review Committee of the Elder Options Board of Directors. The Grant Review Committee will review and discuss applications submitted by qualified organizations to provide services under the Older Americans Act for the program period January 1, 2009 through December 31, 2009. Based upon its review and discussion of applications, the Committee will make funding recommendations for consideration by the full Board of Directors during the December 10, 2008 Board Meeting beginning at 10:00 a.m.

A copy of the agenda may be obtained by contacting: Sarah Ellis at (352)378-6649.

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 days before the workshop/meeting by contacting: Sarah Ellis at (352)378-6649. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Sarah Ellis at (352)378-6649.

The **Elder Options** announces a public meeting to which all persons are invited.

DATE AND TIME: December 10, 2008, 10:00 a.m.
 PLACE: Hilton University of Florida, Conference Center Gainesville, 1714 S. W. 34th Street, Gainesville, FL 32607
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Scheduled meeting of the Elder Options Board of Directors. The Board will take action on matters to be determined by the

members of the Board, which may include matters such as the Executive Director's Report. In addition to other corporate matters, the Board will review, discuss, and take action regarding applications received from qualified organizations to be designated as the "Lead Agency" for Hamilton County under the Community Care for the Elderly program for the period of January 1, 2009 through June 30, 2009.

The Board will also review and discuss applications received by Elder Options from local service provider organizations to provide Older Americans Act services for the period January 1, 2009 through December 31, 2009. Based upon its deliberations, the Board will take formal action to fund or withhold funding of each of the respective applications. The Board will authorize contract awards for those applications that it has taken formal action to fund.

A copy of the agenda may be obtained by contacting: Sarah Ellis at (352)378-6649.

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 days before the workshop/meeting by contacting: Sarah Ellis at (352)378-6649. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Sarah Ellis at (352)378-6649.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL, INC.

The **Florida Developmental Disabilities Council, Inc.** announces a public meeting to which all persons are invited.

DATES AND TIMES: December 4, 2008, 8:30 a.m. – 6:30 p.m.; December 5, 2008, 8:30 a.m. – 2:30 p.m.

PLACE: Doubletree Castle Hotel, 8629 International Drive, Orlando, FL 33401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Thursday, December 4, 2008, Committee Meetings 8:30 a.m. – 6:30 p.m. Friday, December 5, 2008, Full Council Meeting 8:30 a.m. – 2:30 p.m.

A copy of the agenda may be obtained by contacting: Debra Dowds, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301-2981, 1(800)580-7801, local (850)488-4180 or TDD toll free 1(888)488-8633.

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 days before the workshop/meeting by contacting: Shanette Peters. 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: Shanette Peters.

FLORIDA PATIENT SAFETY CORPORATION

The **Florida Patient Safety Corporation** announces a telephone conference call to which all persons are invited.
DATE AND TIME: Thursday, December 4, 2008, 10:00 a.m.
PLACE: To participate in the call, please dial 1(866)200-9760 followed by PIN 8938936#
GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board of Directors.
A copy of the agenda may be obtained by contacting: Susan A. Moore, CEO at susan.a.moore@comcast.net.
For more information, you may contact: Susan A. Moore, CEO at susan.a.moore@comcast.net.

FLORIDA LEAGUE OF CITIES

The **Florida Municipal Construction Insurance Trust** announces a public meeting to which all persons are invited.
DATE AND TIME: Thursday, December 4, 2008, 4:00 p.m.
PLACE: Jupiter Beach Resort and Spa, 5 North A-1-A, Jupiter, Florida, 1(800)228-8810
GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.
A copy of the agenda may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc. at (850)222-9684.
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.

The **Florida Municipal Insurance Trust** announces a public meeting to which all persons are invited.
DATE AND TIME: Friday, December 5, 2008, 9:30 a.m.
PLACE: Jupiter Beach Resort and Spa, 5 North A-1-A, Jupiter, Florida, 1(800)228-8810
GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.
A copy of the agenda may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684.

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.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited.
DATE AND TIME: December 11, 2008, 8:00 a.m.
PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.
A copy of the agenda may be obtained by contacting: Joe Wallace at (407)282-3944.

INDEPENDENT COLLEGES AND UNIVERSITIES OF FLORIDA

The **Florida Higher Educational Facilities Financing Authority** announces a public meeting to which all persons are invited.
DATE AND TIME: Friday, December 12, 2008, 12:00 Noon – 1:00 p.m.
PLACE: St. Thomas University, 16401 N. W. 37 Avenue, Miami Gardens, Florida 33054-6498. Teleconference: 1(866)578-5716, Conference Code: 0693839851.
GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to consider issuing tax exempt bonds to finance the construction and furnishing of the Fernandez Family Center for Leadership and Wellness, the Carnival Cruise Lines Science and Technology Building and Villanova Hall as well as the refunding of HEFFA's 2003 bonds that were issued on behalf of St. Thomas University. This is a public meeting and interested members of the public are invited to attend either in person or by telephone.
A copy of the agenda may be obtained by contacting: Jennifer Mock, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188. 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: Jennifer Mock at (850)681-3188 or jmock@icuf.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).

FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office**, Board of Governors’ announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 28, 2009, 9:00 a.m.
 PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Board meeting. General business matters will be discussed.

A copy of the agenda may be obtained by contacting: Georgie Barrett via email at gbarrett@fslso.com or Fax (850)513-9624. 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: Georgie Barrett at 1(800)562-4496, ext 101. 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).

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Dawn Marcus, Petitioner, In RE: Boca Teeca Condominium No. 4, Inc., Docket No. 2008060457. The petition seeks the agency’s opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether two directors, who are co-owners of a unit in Boca Teeca Condominium No. 4, Inc. and who were elected in February 2008, are automatically removed from the board by operation of Chapter 2008-28, Section 7, Laws of Florida, Section 718.112(2)(d)1., Florida Statutes (2008).

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

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

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Janet Fryer, President, In RE: New Haven Recreation Association, Inc., Docket No. 2008060451. The petition seeks the agency’s opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether New Haven Recreation Association, Inc. is a condominium association as defined by Section 718.103(2), Florida Statutes.

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

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

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Sunrise Lakes Condominium Apartments, Phase III Inc. 2, Docket No. 2008060443. The petition seeks the agency’s opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether coowners of multiple units at Sunrise Lakes Condominium Apartments, Phase III, Inc. 2 are ineligible to currently serve on the board under Section 718.112(2)(d)1., Florida Statutes (2008).

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

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Andres F. Rodriguez, M.D., and Stockwell, Reisman, Paulk & Taylor, P.A., and Karl F. Hempel, M.D., and Tallahassee Primary Care Associates, P.A., on November 10, 2008. The Petitioners seeks the Board's opinion as to whether under the specific circumstances set forth in the Petition, the status of Husband and Wife, as a result of each spouse's ownership interest in his/her respective group practice, is not imputed to the other physician owners of Primary Care and Digestive Disease and therefore, the other physicians in each group may refer to the other group without violating the prohibitions of Section 456.053, Florida Statutes. The Board will consider this petition at its meeting scheduled for December 6, 2008, in Tampa, Florida.

A copy of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

NOTICE TO PROFESSIONAL CONSULTANTS

The University of Florida Board of Trustees announces that Professional Services in the disciplines of engineering and architecture for Total Building Commissioning will be required for the project listed below:

Project: UF-280, UF Research Building at Lake Nona, Orlando, Florida.

The project consists of a new research and academic/conferencing facility for UF programs located at Lake Nona, adjacent to the Burnham Institute site. The facility is anticipated to be a 4 story 100,000 GSF building, which will include conferencing, research, academic, office, conference and support space to facilitate the UF mission at Lake Nona. The estimated construction budget is \$44,000,000. It is anticipated that the construction cost of the systems to be commissioned (see below) will be roughly 50% of the total construction cost. The project will be delivered using the Construction Manager at Risk method.

The scope of services shall include design phase peer review, review for completion and maintenance of the Owner's Project Requirements (OPR), development of the Commissioning Plan and Commissioning Specifications, and construction phase pre-functional, functional, and performance testing for mechanical, electrical, building automation and building envelope systems. The consultant shall also support project efforts to achieve higher-than-normal energy efficiency and attain minimum Silver, preferably Gold LEED certification.

Blanket professional liability insurance will be required for this project in the amount of \$1,000,000.

INSTRUCTIONS

Firms desiring to apply for consideration shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet for Commissioning Consultants, and other background information. The proposal shall be limited to 20 single-sided pages OR 10 double-sided, consecutively-numbered pages and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services.
2. A completed Commissioning Services Proposal Form using the project-specific version available at the UF Facilities Planning & Construction website. Applications on any other form will not be considered.
3. Resumes and copies of the applicant's current Professional Registration Certificate(s) from the appropriate governing board, corporate charter(s) if applicable, LEED accreditation, and other pertinent credentials.

At the time of application, the applicant must possess current design Professional Registration Certificate(s) from the appropriate governing board; must be properly registered to practice its profession in the State of Florida; and, if the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida. As required by Section 287.133, Florida Statutes, an applicant 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 applicant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Unsigned proposals or proposals containing expired or invalid licenses will be disqualified. Submittal materials will not be returned.

The Commissioning Services Proposal Form, Project Fact Sheet, UF Design Services Guide, UF Design and Construction Standards, FP&C non-technical specifications, standard University of Florida Owner-Commissioning Consultant agreement, and other project and process information can be found on the Facilities Planning and Construction website. Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Facilities Planning and Construction office by 3:00 p.m. (Local Time), Friday, December 8, 2008. Facsimile (FAX) submittals are not acceptable and will not be considered.

Facilities Planning and Construction
232 Stadium / P. O. Box 115050
Gainesville, FL 32611-5050
Telephone: (352)273-4000, Fax: (352)273-4034
Internet: www.facilities.ufl.edu

NOTICE TO PROFESSIONAL CONSULTANTS

The University of Florida Board of Trustees announces that Professional Services in the disciplines of engineering and architecture for Total Building Commissioning will be required for the project listed below:

Project: UF-323, Chemistry/Chemical Biology Building and Renovation of Existing Facility, Gainesville, Florida.

This project will provide approximately 100,000 GSF for modern undergraduate teaching laboratories, classrooms, teaching support, graduate research laboratories, and offices. The new building will provide a centralized home for lower-level undergraduate chemistry instruction. It will also provide state-of-the-art research facilities for faculty and graduate students working in the areas of chemical biology and chemical synthesis. This project will include new construction and renovation of existing facilities to comply with the Program requirements. The estimated construction budget is approximately \$49,000,000. The project will be delivered using the Construction Manager at Risk method.

The scope of services shall include design phase peer review, review for completion and maintenance of the Owner's Project Requirements (OPR), development of the Commissioning Plan and Commissioning Specifications, and construction phase pre-functional, functional, and performance testing for mechanical, electrical, building automation and building envelope systems. The consultant shall also support project efforts to achieve higher-than-normal energy efficiency and attain "Gold" LEED certification.

Blanket professional liability insurance will be required for this project in the amount of \$1,000,000.

INSTRUCTIONS

Firms desiring to apply for consideration shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet for Commissioning Consultants, and other background information. The proposal shall be limited to 20 single-sided pages or 10 double-sided, consecutively-numbered pages and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services.
2. A completed Commissioning Services Proposal Form using the project-specific version available at the UF Facilities Planning & Construction website. Applications on any other form will not be considered.
3. Resumes and copies of the applicant's current Professional Registration Certificate(s) from the appropriate governing board, corporate charter(s) if applicable, LEED accreditation, and other pertinent credentials.

At the time of application, the applicant must possess current design Professional Registration Certificate(s) from the appropriate governing board; must be properly registered to practice its profession in the State of Florida; and, if the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida. As required by Section 287.133, Florida Statutes, an applicant 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 applicant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Unsigned proposals or proposals containing expired or invalid licenses will be disqualified. Submittal materials will not be returned.

The Commissioning Services Proposal Form, Project Fact Sheet, UF Design Services Guide, UF Design and Construction Standards, FP&C non-technical specifications, standard University of Florida Owner-Commissioning Consultant agreement, and other project and process information can be found on the Facilities Planning and Construction website. Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Facilities Planning and Construction office by 3:00 p.m. (Local Time), Friday, December 19, 2008. Facsimile (FAX) submittals are not acceptable and will not be considered.

Facilities Planning and Construction
232 Stadium / P. O. Box 115050
Gainesville, FL 32611-5050
Telephone: (352)273-4000; Fax: (352)273-4034
Internet: www.facilities.ufl.edu

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB09SVF-133, Jennings Hall East and Central Fire Sprinkler and Fire Pump, estimated budget: \$500,000, to be opened January 8, 2009, 2:00 p.m., 101 Elmore Hall, Radio Road, Gainesville, FL.

Scope of work: The work will consist of labor, material, equipment and supervision to install fire sprinkler and fire pump system in Jennings Hall, East and Central. Fire pump and riser system work will be done in the spring of 2009; all other work will be done in the summer of 2009 with a 70-day schedule for substantial completion.

Mandatory pre-bid meeting will be held: December 9, 2008, 10:00 a.m., in the Jennings Annex Conference Room J1-125, Gainesville, FL.

Questions should be directed to: Lisa Pennington, lpenn@ufl.edu or (352)392-1331. For more information visit www.purchasing.ufl.edu.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB09SVF-131, Jennings Hall East and Central Electrical Fire Alarm Upgrade, estimated budget: \$250,000, to be opened January 15, 2009, 2:00 p.m., in 101 Elmore Hall, Radio Road, Gainesville, FL.

Scope of work: The work will consist of labor, material, equipment and supervision to install fire alarm system in Jennings Hall, East and Central. Fire alarm work will be done in the summer of 2009 with a 70-day schedule for substantial completion. Electrical upgrade as required by bathroom renovation will be done predominately in the summer of 2009, with a 70-day schedule for substantial completion, generator replacement will have limited work in the spring of 2009.

Mandatory pre-bid meeting will be held: December 11, 2008, 10:00 a.m., in the Jennings Annex Conference Room J1-125, Gainesville, FL.

Questions should be directed to: Lisa Pennington, lpenn@ufl.edu or (352)392-1331. For more information visit www.purchasing.ufl.edu.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF MANAGEMENT SERVICES

PUBLIC ANNOUNCEMENT FOR BIDS FOR FIRE ALARM CONTRACTORS

PROPOSALS ARE REQUESTED FROM QUALIFIED CERTIFIED FIRE ALARM MANUFACTURE INSTALLER CONTRACTORS BY THE DEPARTMENT OF MANAGEMENT SERVICES:

PROJECT NUMBER: MSFM-27009005

PROJECT NAME: Fire Alarm System Replacement, Daytona Beach Regional Service Center

PROJECT LOCATION: Daytona Beach, Florida

ESTIMATED BASE BID CONSTRUCTION BUDGET: \$490,000.00

The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Departments Division of Real Estate Development and Management. For details please visit the Department's website listed below and click on "Search Advertisements – Division of Real Estate Development and Management." http://fnc.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

NOTICE OF INVITATION TO BID

BID NO. BDC 23-08/09

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Ramrod to Big Pine Key – Multiple Use Recreational Trail

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials to construct approximately 4.3 miles of shared use path.

PROJECT BUDGET: \$1,275,000.00

PARK LOCATION: Florida Keys Overseas Heritage Trail, Ramrod Key to Big Pine Key (Monroe County)

PROJECT MANAGER: Patricia Smith, Office of Greenways and Trails

ADDRESS: 3 La Croix Court, Key Largo, Florida 33037, (305)420-8432, Fax: (305)872-0558.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If

the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Compact Disk (CD) containing the plans and specifications will be available on November 21, 2008 at: the Office of Greenways & Trails, Florida Keys Overseas Heritage Trail, 3 La Croix Court, Key Largo, Florida 33037, Attention: Shelley Welch, (305)853-3571, Fax: (305)853-3574.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 1:00 p.m. (ET), Tuesday, December 23, 2008, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administer, Bureau of Design and Construction, (850)488-3572. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m., Monday, January 5, 2009, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000, (850)245-2242, Fax (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

NOTICE OF INVITATION TO BID**BID NO. BDC 24-08/09**

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Grassy Key Trail Segment – Multiple Use Recreational Trail

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials to construct approximately 2.98 miles of shared use path.

PROJECT BUDGET: \$500,500.00

PARK LOCATION: Florida Keys Overseas Heritage Trail, Grassy Key Trail Segment (Monroe County)

PROJECT MANAGER: Patricia Smith, Office of Greenways and Trails, **ADDRESS:** 3 La Croix Court, Key Largo, Florida 33037, (305)420-8432, Fax: (305)872-0558.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Compact Disk (CD) containing the plans and specifications will be available on November 21, 2008 at: the Office of Greenways & Trails, Florida Keys Overseas Heritage Trail, 3 La Croix Court, Key Largo, Florida 33037, Attention: Shelley Welch, (305)853-3571, Fax: (305)853-3574.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard with the Bureau of Design and

Construction at (850) 488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 1:30 p.m. (ET), Tuesday, December 23, 2008 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administer, Bureau of Design and Construction at (850)488-3572. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m., Monday, January 5, 2009, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

NOTICE OF INVITATION TO BID**BID NO. BDC 47-08/09**

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered General or Building contractors for the project listed below:

PROJECT NAME: Highlands Hammock State Park – Road Redevelopment

SCOPE OF WORK: The contractor shall provide all labor, materials and supervision to pave over gravel roads in a campground area, widen an existing scenic drive, construct a new restroom facility in the day use picnic area, construct two (2) new picnic shelters in the day use picnic area, repave a gravel/asphalt parking area at the park recreation hall and repave a gravel/asphalt drive to the shop area including all associated site work and utility connections.

PROJECT BUDGET: \$1,000,000.00

PARK LOCATION: Highlands Hammock State Park, 5931 Hammock Road, Sebring, Florida

PROJECT MANAGER: Hubert Baxter, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-3537.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Compact Disk (CD) containing the plans and specifications will be available on November 21, 2008 at Highlands Hammock State Park, 5931 Hammock Road, Sebring, Florida 33872, Attention: Peter Anderson, Park Manager, (863)386-6094, Fax: (863)386-6095.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 2:00 PM (ET), Tuesday, December 23, 2008 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administer, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Monday, January 5, 2009, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

NOTICE OF INVITATION TO BID

BID NO. BDC 48-08/09

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered General or Building contractors for the project listed below:

PROJECT NAME: Delnor-Wiggins Pass State Park – Managers Office

SCOPE OF WORK: The contractor shall provide all labor, materials and supervision to construct an elevated, managers Office. The scope of work shall include a concrete pile foundation, sitework, sidewalks, minor road improvements, boardwalk demolition and replacement, utilities and minor roadway improvements.

PROJECT BUDGET: \$330,000.00

PARK LOCATION: Delnor-Wiggins Pass State Park, 11135 Gulf Shore Drive, Naples, Florida

PROJECT MANAGER: Hubert Baxter, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-3537.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for

licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Compact Disk (CD) containing the plans and specifications will be available on November 21, 2008 at Delnor-Wiggins Pass State Park, 11135 Gulf Shore Drive, Naples, Florida 34108, Attention: Robert Steiger, Park Manager, (239)597-6196, Fax: (239)597-8223.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 2:00 p.m. (ET), Tuesday, December 16, 2008 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administer, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Monday, December 22, 2008, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee, FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing

on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

NOTICE OF INVITATION TO BID

BID NO. BDC 49-08/09

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from contractors for the project listed below:

PROJECT NAME: Bald Point State Park – Entrance Road and Day Use Area

SCOPE OF WORK: The contractor shall provide all labor, materials, equipment and supervision to construct a 32 foot wide by approximately 7,300 foot long paved roadway.

PROJECT BUDGET: \$1,000,000.00

PARK LOCATION: Bald Point State Park, 3 miles north of SR 370 Off 98 1 mile south of Ochlockonee Bay, Wakulla County, Florida

PROJECT MANAGER: Richard Reinert, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-3537.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Compact Disk (CD) containing the plans and specifications will be available on November 21, 2008 at Bald Point State Park c/o

Ochlockonee River State Park, 429 State Park Road, Sopchoppy, Florida 32358, Attention: Kevin Patton, Park Manager, (850)962-2771, Fax: (850)962-2403.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 2:30 p.m. (ET), Tuesday, December 23, 2008 to the below address: Florida Department of Environmental Protection Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administer, Bureau of Design and Construction, (850)488-3572. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 2:00 p.m. (ET), Monday, January 5, 2009, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

PORT ST. JOE PORT AUTHORITY

Request for Qualifications

The Port St. Joe Port Authority (PA) invites the submittal of statements of qualifications from firms or teams interested in providing a broad range of professional services including but not limited to engineering, planning, environmental, governmental advocacy, port marketing, and other as may be deemed appropriate to accomplish the objective of a "new start" port development as further described below. This

solicitation is issued pursuant to the Consultants Competitive Negotiations Act, Section 287.055, F.S. Submittals should be in compliance with that act and other related general laws.

BACKGROUND

The PA's Port St. Joe Port Master Plan (the Plan) provides the framework for the development of various properties on St. Joseph Bay and the Gulf County Canal (the Canal). A copy of the Plan in CD format may be obtained by making request to the Port staff office at (850)229-5240.

The subject properties, totaling approximately 130 acres, are identified on the attached Figure 2-2 from that Port Master Plan and include "Port Land", "Parcel A", and "Parcel B" within the Port Planning Area, and an additional 20 acres on the "Former Paper Mill Site" that includes 1,000 feet on the existing bulkhead at that site. That Bulkhead Site is located on the existing turning basin and ship channel. The PA anticipates initiating port cargo operations on that site immediately while efforts are underway to develop Parcel A as the permanent deep water port site.

Parcel A is an undeveloped site, a portion of which is a brownfield. The primary objective of this RFQ is to secure a team with the capabilities and commitment to acquire the permitting and funding, to plan and design the infrastructure and improvements (dredging, bulkhead, rail, road, utilities, security, etc.), and to provide construction management to develop the site into an operational deepwater port as quickly as possible.

Parcel B is owned by the PA and the construction of a bulkhead is underway on the Canal waterfront of that site. Parcels A and B are readily accessible from each other via a lengthy grade separation under the U.S. Highway 98 Bridge; that bridge has a vertical clearance of 75 feet over the Canal. These features present opportunities for Parcel B to be a support area for cargo operations initiated either on the waterfront of the newly developed Parcel A or on the Canal waterfront of Parcel B.

The Port St. Joe Ship Channel is a Federal channel Congressionally authorized to a depth of 35 feet, though maintenance dredging has not been performed in many years and is badly needed. The Parcel A improvements will require new deepwater access with depth of 35 feet. The Canal channel is a part of the Gulf Intracoastal Waterway and is authorized to a depth of twelve feet; however, the Parcel B bulkhead is designed for a depth of 22 feet in anticipation of possible deepening of the Canal to that property so that some oceangoing vessels can access it. In light of these needs, dredge project permitting and design will be a major component of the work effort assigned to the successful team. Funding of the improvements is vital and therefore a priority task of the selected team will be to assist in the pursuit of funding through all available channels. The PA is a member of the Florida Ports Council and the Florida Seaport Transportation Economic Development Council, is authorized in statute to secure funding through bonds, and is an

independent special district with members appointed by the Governor of Florida. Each of these represents funding opportunities; it is expected that many others must be explored, including public-private partnership, in order to accomplish the objective of an operational deepwater seaport at Port St. Joe. Consequently, the PA welcomes the interest of potential private partners who may wish to respond to this RFQ. One likely task of the selected team is the preparation of planning, market, and financial documents that could be used to solicit the interests of private partners or investors or to support a bond issue, loan, or combination of funding mechanisms.

A vital component of funding is a reliable revenue stream. As such, it is anticipated that the selected team must develop and, after PA approval, implement a marketing strategy that will attract customers, tenants, users, and/or partners to the Port of Port St. Joe. There is little if any interest in an expensive print advertising campaign; instead respondents should communicate their ideas and strategy for attracting customers, users, tenants, and port-related industry to the Port St. Joe area as the selected team is expected to be a vital component to a port marketing effort.

EXPERTISE AND EXPERIENCE

The firm/team selected through this process will be engaged to provide to the PA general planning and engineering services, environmental consulting and permitting services, port marketing, advocacy at the State and Federal levels, and such other services as are required to develop the Port properties into a functioning seaport. Those services are anticipated to cover the broad range of disciplines needed to develop a port, including but not limited to: marine, civil, and environmental engineering; facility design and planning, including buildings, warehouses, etc. and both deep and shallow draft marine facilities; specifications and bid document preparation; construction management and oversight; application for and securing of environmental permits; advocacy for funding support; financial planning; and such other services as might be required. The information submitted in response to this RFQ must demonstrate the respondents' comprehensive expertise and experience in these diverse areas.

QUALIFICATIONS OF KEY PERSONNEL

Responses to this RFQ should identify the project manager/point of contact as well as other key personnel who are anticipated to be assigned to tasks and projects for the Port of Port St. Joe. Information must be included to show their qualifications and experience on projects of similar scope and magnitude.

REFERENCES

Responses to this RFQ should include references from at least five clients for whom each firm has performed work similar in nature. Provide client name, project title and description, cost, date of assignment, and telephone number of contact person.

SUBMITTAL REQUIREMENTS

Nine bound copies of the response to this RFQ must be submitted to the following address by 5:00 p.m., December 5, 2008. Faxed or e-mail submittals will not be accepted.

Port St. Joe Port Authority
Mr. Tommy Pitts, Port Director
206 Monument Ave.
Port St. Joe, FL 32456
Phone: (850)229-5240

Submittals should include the following sections, for a total of no more than forty pages, exclusive of resumes and corporate brochures.

1. Cover letter
2. Statement of the firm's/team's understanding of the objective and needs of the PA and how they are prepared and equipped to meet them
3. Overview of corporate/team qualifications and experience
4. Key management and technical staff including a chart showing hourly rates for the relevant professional and support personnel categories and other corporate cost factors
5. References
6. Resumes of key personnel
7. Company brochures

SELECTION PROCESS

No more than three firms will be selected to participate in personal interviews with the PA based on the information contained in the responses to this RFQ. Interviews with the selected firms will be held in Port St. Joe. For those firms selected for an interview, key team members, including a representative authorized to make commitments for the firm should be present.

ADDITIONAL INFORMATION

All responses to the RFQ become the property of the Port Authority. This RFQ does not commit the PA to award a contract or to pay any costs incurred in the preparation of the proposal. The PA reserves the sole right to evaluate the submitted responses to this RFQ, waive any irregularity therein, reconfigure proposed teams, insert added team members, select consultant, and/or reject any and all submittals for any reason, should such be deemed to be in the best interest of the PA.

State of Florida Public Records Law – Once a final award is made, all RFQ responses become a matter of public record and shall be regarded by the PA as public records. The PA shall not in any way be liable or responsible for the disclosure of any such records or portions thereof if the disclosure is made pursuant to a request under the State of Florida Public Records Law.

Any questions regarding this RFQ may be directed to: Mr. Tommy Pitts, Port Director at (850)229-5240, e-mail: tpitts@gtcom.net.

**Section XII
Miscellaneous**

FLORIDA SHERIFFS ASSOCIATION

Invitation to Bid

The Florida Sheriffs Association (FSA) and the Florida Association of Counties (FAC) invites interested bidders to submit bids in accordance with these solicitation documents. The purpose of this solicitation is to establish a contract for the purchase of tires. The technical specifications describe the product in more detail. The contract term is to begin on March 1, 2009, and to end February 28, 2011.

As more specifically stated in the Instructions to Bidders, the following anticipated time line applies to this solicitation:

- BID NUMBER: 09/10-04-0120
- BID TITLE: TIRES and RELATED SERVICES
- ADVERTISEMENT DATES: NOVEMBER 21, 2008, NOVEMBER 26, 2008
- PRE-BID CONFERENCE: DECEMBER 2, 2008, 10:00 a.m.
- PRE-BID CONFERENCE TO BE HELD AT:

MARION COUNTY
SHERIFF'S OFFICE
CONFERENCE ROOM
692 N.W. 30TH AVENUE
OCALA, FL 34475-5608
(352)368-3566

BID OPENING DATE: JANUARY 20, 2009, 12:00 Noon

BID OPENING TO BE HELD AT:
FLORIDA SHERIFFS ASSOCIATION
COOPERATIVE BID
COORDINATOR'S OFFICE
(Temporary Physical Address)
1983 CENTRE POINTE
BLVD., SUITE 101 (30308)
P. O. BOX 12519
TALLAHASSEE, FL 32317-2519

BIDS MUST BE CONTAINED IN A SEALED ENVELOPE ADDRESSED TO THE FLORIDA SHERIFFS ASSOCIATION. INDICATE ON THE OUTSIDE OF THE ENVELOPE THE BID NUMBER, TITLE, OPENING DATE AND TIME. ALL BIDS MUST BE RECEIVED ON OR BEFORE THE DATE AND TIME NOTED ABOVE.

ALL QUESTIONS PERTAINING TO THIS BID, SHOULD BE DIRECTED TO: LYNN MEEK OR PEGGY GOFF, FLORIDA SHERIFFS ASSOCIATION at (850)877-2165.

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTIONS 163.3177(2) AND (3), FLORIDA STATUTES DCA DOCKET NUMBER 61-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") entered into by Suwannee County, Town of Branford, City of Live Oak and the Suwannee County School Board, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Suwannee County Planning and Zoning, 224 Pine Avenue, Florida 32064.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2) and (3), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Suwannee County, Town of Branford, City of Live Oak and the Suwannee County School Board. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

 -s-Mike McDaniel, Chief
 Office of Comprehensive Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTION 163.3177(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NO. 66-03

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Walton County School Board and the City of Freeport, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the City of Freeport, 112 Highway 20 West, Freeport, Florida 32439.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Walton County School Board and the City of Freeport. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management

Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

 -s-Mike McDaniel, Chief
 Office of Comprehensive Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTIONS 163.31777(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NUMBER 67-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) entered into by Washington County, Caryville, Chipley, Ebro, Vernon, Wausau and the Washington County School Board, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Washington County Planning Department, 1331 South Boulevard, Suite 209, Chipley, Florida 32428.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2) and (3), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Washington County, Caryville, Chipley, Ebro, Vernon, Wausau and the Washington County School Board. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
 Office of Comprehensive Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTIONS 163.31777(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NO. 42-02

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Marion County School Board and the City of Belleview, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the City of Belleview, 5343 S. E. Abshier Boulevard, Belleview, Florida 34420.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Marion County School Board and the City of Belleview. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections

120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
 Office of Comprehensive Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTIONS 163.31777(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NO. 51-07

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Pasco County School Board and the City of Zephyrhills, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the City of Zephyrhills, 5335 8th Street, Zephyrhills, Florida 33542.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with: Agency Clerk, Department of Community Affairs, 2555

Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Pasco County School Board and the City of Zephyrhills. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at: Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
Office of Comprehensive Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

**NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
INTERLOCAL AGREEMENT CONSISTENT WITH
SECTIONS 163.31777(2) AND (3), FLORIDA STATUTES
DCA DOCKET NO. 53-13**

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Polk County School Board and the Town of Lake Hamilton, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Town of Lake Hamilton, Town Clerk’s Office, 100 South Avenue, Lake Hamilton, Florida 33851-0126.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the

minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Polk County School Board and the Town of Lake Hamilton. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
Office of Comprehensive Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

**NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
INTERLOCAL AGREEMENT CONSISTENT WITH
SECTIONS 163.31777(2) AND (3), FLORIDA STATUTES
DCA DOCKET NO. 13-31**

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Miami-Dade County School Board and the City of Sunny Isles Beach, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the City of Sunny Isles Beach, City Hall, Clerk's Office, 18070 Collins Avenue, Sunny Isles, Florida 33160.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Miami-Dade County School Board and the City of Sunny Isles Beach. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
 Office of Comprehensive Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zongshen, Inc., intends to allow the establishment of Action Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Zongshen Group (ZONG) at 11485 Cleveland Avenue, Units 1 & 2, Fort Myers (Lee County), Florida 33907, on or after December 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Action Motorsports, Inc. are dealer operator(s): James Lynch, 11485 Cleveland Avenue, Units 1 & 2, Fort Myers, Florida 33907; principal investor(s): James Lynch, 11485 Cleveland Avenue, Units 1 & 2, Fort Myers, Florida 33907.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Patricia Fornes, Zongshen, Inc., 3511 Northwest 113th Court, Miami, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that TriFun Incorporated, intends to allow the establishment of Kirschen, Inc. d/b/a Autohaus Miami, as a dealership for the sale of motorcycles manufactured by TriFun Incorporated (TRIF) at 3899 Bird Road, Miami (Dade County), Florida 33146, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kirschen, Inc. d/b/a Autohaus Miami are dealer operator(s): Tarek Kirschen, 160 West Camino Real, #225, Boca Raton, Florida 33432; principal investor(s): Tarek Kirschen, 160 West Camino Real, #225, Boca Raton, Florida 33432.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Robbie Stegall, TriFun Incorporated, 3330 North Federal Highway, Lighthouse Point, Florida 33064.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC., intends to allow the establishment of Source Sales, Inc. d/b/a Biker Barn, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 924 Del Prado Boulevard, Unit B, Cape Coral (Lee County), Florida 33990, on or after November 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Source Sales, Inc. d/b/a Biker Barn are dealer operator(s): Jose Arguinzoni, 2019 Southeast 10th Lane, Cape Coral, Florida 33990; Carol Mills, 2019 Southeast 10th Lane, Cape Coral, Florida 33990; principal investor(s): Jose Arguinzoni, 2019 Southeast 10th Lane, Cape Coral, Florida 33990; Carol Mills, 2019 Southeast 10th Lane, Cape Coral, Florida 33990.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, Verucci Motorcycles, LLC., 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC., intends to allow the establishment of Source Sales, Inc. d/b/a Biker Barn, as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 924 Del Prado Boulevard, Unit B, Cape Coral (Lee County), Florida 33990, on or after November 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Source Sales, Inc. d/b/a Biker Barn are dealer operator(s): Jose Arguinzoni, 2019 Southeast 10th Lane, Cape Coral, Florida 33990; Carol Mills, 2019 Southeast 10th Lane, Cape Coral, Florida 33990; principal investor(s): Jose Arguinzoni, 2019 Southeast 10th Lane, Cape Coral, Florida 33990; Carol Mills, 2019 Southeast 10th Lane, Cape Coral, Florida 33990.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, Verucci Motorcycles, LLC., 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Italice Motors, Inc., intends to allow the establishment of Blue Sky Motor Sports, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 3300 Dixie Highway, Suite 2, Palm Bay (Brevard County), Florida 32905, on or after November 6, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Blue Sky Motor Sports, Inc. are dealer operator(s): Ray Kelly, 3300 Dixie Highway, Suite 2, Palm Bay, Florida 32905; principal investor(s): Ray Kelly, 3300 Dixie Highway, Suite 2, Palm Bay, Florida 32905.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Adriana De Lima, President, Italice Motors, Inc., 5001 Southwest 135 Avenue, Miramar, Florida 33027.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Adly Moto, LLC., intends to allow the establishment of Carl's Speed Shop, Inc., as a dealership for the sale of motorcycles manufactured by HerChee Industrial Co. Ltd. (HERH) at 1050 South Nova Road, Ormond Beach (Volusia County), Florida 32174, on or after November 11, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Carl's Speed Shop, Inc. are dealer operator(s): Carl Morrow, 1050 South Nova Road, Ormond Beach, Florida 32174; principal investor(s): Carl Morrow, 1050 South Nova Road, Ormond Beach, Florida 32174.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Henry Li, Adly Moto, LLC., 1725 Hurd Drive, Suite 108, Irving, Texas 75038.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Adly Moto, LLC., intends to allow the establishment of Carl's Speed Shop, Inc., as a dealership for the sale of motorcycles manufactured by HerChee Industrial Co. Ltd. (HERH) at 384 North Beach Street, Daytona (Volusia County), Florida 32114, on or after November 11, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Carl's Speed Shop, Inc. are dealer operator(s): Carl Morrow, 1050 South Nova Road, Ormond Beach, Florida 32174; principal investor(s): Carl Morrow, 1050 South Nova Road, Ormond Beach, Florida 32174.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Henry Li, Adly Moto, LLC, 1725 Hurd Drive, Suite 108, Irving, Texas 75038.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Swift Motor Sports, Inc., intends to allow the establishment of Two Wheeled Dreams, LLC d/b/a KC Creations Southwest Florida, as a dealership for the sale of motorcycles manufactured by Swift Motor Sports, Inc. (SWIF) at 3388 Fowler Street, Fort Myers (Lee County), Florida 33901, on or after November 21, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Two Wheeled Dreams, LLC d/b/a KC Creations Southwest Florida are dealer operator(s): Doug Kahn, 4826 Regal Drive, Bonita Springs, Florida 34134; principal investor(s): Doug Kahn, 4826 Regal Drive, Bonita Springs, Florida 34134.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Sample, Jr., Swift Motor Sports, Inc., 3846 West Clarendon Avenue, Phoenix, Arizona 85019.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Moto Dealer Import, LLC., intends to allow the establishment of Scooter Depot, LLC., as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 250 East Lake Mary Boulevard, Sanford (Seminole County), Florida 32773-7112, on or after November 10, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Depot, LLC. are dealer operator(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773-7112; principal investor(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773-7112.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Lin, President, Moto Dealer Import, LLC., 4998-B South Royal Atlanta Drive, Tucker, Georgia 30084.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Flyscooters, LLC., intends to allow the establishment of Evolution Motorsports, LLC., as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 2629 North Magnolia Avenue, Ocala (Marion County), Florida 34475, on or after November 14, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Evolution Motorsports, LLC. are dealer operator(s): Kathy Parks, 2629 North Magnolia Avenue, Ocala, Florida 34475; principal investor(s): Kathy Parks, 2629 North Magnolia Avenue, Ocala, Florida 34475.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Daniel Pak, Flyscooters, LLC., 6050 Lowell Street, #111, Emeryville, California 94608.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Flyscooters, LLC., intends to allow the establishment of Evolution Motorsports, LLC., as a dealership for the sale of motorcycles manufactured by Taizhou

Zhongneng Motorcycle Co. Ltd. (ZHNG) at 2629 North Magnolia Avenue, Ocala (Marion County), Florida 34475, on or after November 14, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Evolution Motorsports, LLC. are dealer operator(s): Kathy Parks, 2629 North Magnolia Avenue, Ocala, Florida 34475; principal investor(s): Kathy Parks, 2629 North Magnolia Avenue, Ocala, Florida 34475.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Daniel Pak, Flyscooters, LLC., 6050 Lowell Street, #111, Emeryville, California 94608.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Power Sports Factory, Inc., intends to allow the establishment of HDG Palm Beach Corp., as a dealership for the sale of motorcycles manufactured by Qianjiang Motorcycles Group Corp. (QINJ) at 71 South Military Trail, West Palm Beach (Palm Beach County), Florida 33415, on or after October 29, 2008.

The name and address of the dealer operator(s) and principal investor(s) of HDG Palm Beach Corp. are dealer operator(s): Howell Garolsky, 305 Lake Eden Way, Del Ray, Florida 33415; Doree Garolsky, 305 Lake Eden Way, Del Ray, Florida 33415; principal investor(s): Howell Garolsky, 305 Lake Eden Way, Del Ray, Florida 33415; Doree Garolsky, 305 Lake Eden Way, Del Ray, Florida 33415.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Brett Moorer, Power Sports Factory, Inc., 6950 Central Highway, Pennsauken, New Jersey 08109.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zongshen, Inc., intends to allow the establishment of Orestes Nunez d/b/a House of Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Zongshen Group (ZONG) at 6370 North Highway U.S. 1, Melbourne (Brevard County), Florida 32940, on or after December 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Orestes Nunez d/b/a House of Scooters, Inc. are dealer operator(s): Orestes Nunez, 6370 North Highway U.S. 1, Melbourne, Florida 32940; principal investor(s): Orestes Nunez, 6370 North Highway U.S. 1, Melbourne, Florida 32940.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Patricia Fornes, Zongshen, Inc., 3511 Northwest 113th Court, Miami, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, intends to allow the establishment of Kitai Powersports, Inc., as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 228 North 3rd Street, Jacksonville Beach (Duval County), Florida 32216, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kitai Powersports, Inc. are dealer operator(s): Peire Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216; Runstin L. Murray, 400 Pimlico Street North, St. Augustine, Florida 32092; Claudio Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216; principal investor(s): Peire Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216; Runstin L. Murray, 400 Pimlico Street North, St. Augustine, Florida 32092; Claudio Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Ronald Ho, President, X-Power Motorsports, 225 Horizon Drive, Suwanee, Georgia 30024.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Moto Dealer Import, LLC., intends to allow the establishment of Mojo Power Sports, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 707 West Bay Drive, Largo (Pinellas County), Florida 33770-3307, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mojo Power Sports, Inc. are dealer operator(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770-3307; principal investor(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770-3307.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Lin, President, Moto Dealer Import, LLC, 4998-B South Royal Atlanta Drive, Tucker, Georgia 30084.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Moto Dealer Import, LLC., intends to allow the establishment of Mojo Power Sports, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 707 West Bay Drive, Largo (Pinellas County), Florida 33770-3307, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Mojo Power Sports, Inc. are dealer operator(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770-3307; principal investor(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770-3307.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Lin, President, Moto Dealer Import, LLC, 4998-B South Royal Atlanta Drive, Tucker, Georgia 30084.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Flyscooters, LLC., intends to allow the establishment of Superior Engineering Corporation of America, Inc. d/b/a Motor Toys, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 4526 Tamiami Trail North, Naples (Collier County), Florida 34103, on or after November 10, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Superior Engineering Corporation of America, Inc. d/b/a Motor Toys are dealer operator(s): George Burt, 4526 Tamiami Trail North, Naples, Florida 34103; principal investor(s): George Burt, 4526 Tamiami Trail North, Naples, Florida 34103.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, M S65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Daniel Pak, Flyscooters, LLC., 6050 Lowell Street, #111, Emeryville, California 94608.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Carter Brothers Manufacturing, intends to allow the establishment of Power Mower Corp. d/b/a Power Mower Sales, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 13118 South Dixie Highway, Miami (Dade County), Florida 33156, on or after November 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Power Mower Corp. d/b/a Power Mower Sales are dealer operator(s): Eduardo Rodriguez, 7910 Southwest 69 Avenue, Miami, Florida 33143; principal investor(s): Eduardo Rodriguez, 7910 Southwest 69 Avenue, Miami, Florida 33143.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Mullinax, Carter Brothers Manufacturing, 1871 U.S. Highway 231 South, Brundidge, Alabama 36010.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Moto Dealer Import, LLC., intends to allow the establishment of Scooter Depot, LLC., as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 250 East Lake Mary Boulevard, Sanford (Seminole County), Florida 32773-7112, on or after November 10, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Depot, LLC. are dealer operator(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773-7112; principal investor(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773-7112.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Lin, President, Moto Dealer Import, LLC., 4998-B South Royal Atlanta Drive, Tucker, Georgia 30084.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Titan Imports, Inc. d/b/a US Titan, Inc., intends to allow the establishment of Scooter Depot, LLC., as a dealership for the sale of motorcycles manufactured by

Kaitong Motorcycle Manufacture Co. Ltd. (KAIT) at 11100 East Colonial Drive, Unit #136, Orlando (Orange County), Florida 32817, on or after October 28, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Depot, LLC are dealer operator(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773; principal investor(s): Alan Norris, 250 East Lake Mary Boulevard, Sanford, Florida 32773.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Hongjie Zhang, Titan Imports, Inc., 8630 Rochester Avenue, Rancho Cucamonga, California 91730.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Chuanl Motorcycle USA Co. Ltd., intends to allow the establishment of Scooter Nation, Inc., as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 3399 Northwest 72 Avenue, #126, Miami (Dade County), Florida 33122, on or after November 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Nation, Inc. are dealer operator(s): Nestor J. Triana, 3399 Northwest 72 Avenue, #126, Miami, Florida 33122; principal investor(s): Nestor J. Triana, 3399 Northwest 72 Avenue, #126, Miami, Florida 33122.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jimmy Pelaez, Chuanl Motorcycle USA Co., Ltd., 1036 Jacobson Road, Suite 200, Dallas, Texas 75042.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC., intends to allow the establishment of BC Motorsports, LLC. d/b/a Scoot A Roo, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 1711 North Nova Road, Suite A, Holly Hill (Volusia County), Florida 32117, on or after November 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of BC Motorsports, LLC. d/b/a Scoot A Roo are dealer operator(s): Robert A. Connolly, 1711 North Nova Road, Suite A, Holly Hill, Florida 32117; principal investor(s): Robert A. Connolly, 1711 North Nova Road, Suite A, Holly Hill, Florida 32117.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, Verucci Motorcycles, LLC., 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC., intends to allow the establishment of BC Motorsports, LLC. d/b/a Scoot A Roo, as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 1711 North Nova Road, Suite A, Holly Hill (Volusia County), Florida 32117, on or after November 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of BC Motorsports, LLC. d/b/a Scoot A Roo are dealer operator(s): Robert A. Connolly, 1711 North Nova Road, Suite A, Holly Hill, Florida 32117; principal investor(s): Robert A. Connolly, 1711 North Nova Road, Suite A, Holly Hill, Florida 32117.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, Verucci Motorcycles, LLC., 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Scooter Escapes, LLC., as a dealership for the sale of motorcycles manufactured by Shanghai Honling Motorcycle Co. Ltd. (HONL) at 1450 1st Avenue North, St. Petersburg (Pinellas County), Florida 33705, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Escapes, LLC. are dealer operator(s): Chris Ronald Densmore, 1450 1st Avenue North, St. Petersburg, Florida 33705; principal investor(s): Chris Ronald Densmore, 1450 1st Avenue North, St. Petersburg, Florida 33705.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of Scooter Escapes, LLC., as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 1450 1st Avenue, North, St. Petersburg (Pinellas County), Florida 33705, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Escapes, LLC. are dealer operator(s): Chris Ronald Densmore, 1450 1st Avenue, North, St. Petersburg, Florida 33705; principal investor(s): Chris Ronald Densmore, 1450 1st Avenue, North, St. Petersburg, Florida 33705.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Snack Attack Corporation, as a dealership for the sale of motorcycles manufactured by Zhejiang Mengdeli Electric Co. Ltd. (MENG) at 2423 South State Road 7, West Park (Broward County), Florida 33023, on or after November 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Snack Attack Corporation are dealer operator(s): Daniel Haspel, 2423 South State Road 7, West Park, Florida 33023; principal investor(s): Daniel Haspel, 2423 South State Road 7, West Park, Florida 33023.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Samuel Slater Bakhtavar, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that SunL Group, Inc., intends to allow the establishment of Snack Attack Corporation, as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. d/b/a Jinan Qingqi Moto (QING) at 2423 South State Road 7, West Park (Broward County), Florida 33023, on or after November 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Snack Attack Corporation are dealer operator(s): Daniel Haspel, 2423 South State Road 7, West Park, Florida 33023; principal investor(s): Daniel Haspel, 2423 South State Road 7, West Park, Florida 33023.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Samuel Slater Bakhtavar, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Cruise Car, Inc., intends to allow the establishment of South Florida Solar Carts, Inc., as a dealership for the sale of low speed vehicles manufactured by Suzhou Eagle Electric Vehicle Manufacturing Company (EEVM) at 320 Southeast Church Street, Stuart (Martin County), Florida 34994, on or after October 23, 2008.

The name and address of the dealer operator(s) and principal investor(s) of South Florida Solar Carts, Inc. are dealer operator(s): Michael McAdams, 320 Southeast Church Street, Stuart, Florida 34994; principal investor(s): Michael McAdams, 320 Southeast Church Street, Stuart, Florida 34994.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: William A. Kics, Cruise Car, Inc. 1932 Whitfield Park Loop, Sarasota, Florida 34243.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Zongshen, Inc., intends to allow the establishment of HDG Palm Beach Corp. d/b/a Thrifty Car Sales, as a dealership for the sale of motorcycles manufactured by

Chongqing Zongshen Group (ZONG) at 71 South Military Trail, West Palm Beach (Palm Beach County), Florida 33415, on or after December 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of HDG Palm Beach Corp. d/b/a Thrifty Car Sales are dealer operator(s): Howard Garolsky, 71 South Military Trail, West Palm Beach, Florida 33415; principal investor(s): Howard Garolsky, 71 South Military Trail, West Palm Beach, Florida 33415.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Patricia Fornes, Zongshen, Inc., 3511 Northwest 113th Court, Miami, Florida 33178.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Mod Cycles Corporation, intends to allow the establishment of Wheels 2 Go, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 5994 Overseas Highway, Marathon, (Monroe County), Florida 33050, on or after November 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Wheels 2 Go, LLC are dealer operator(s): Gary P. Dowdell, 5994 Overseas Highway, Marathon, Florida 33050; principal investor(s): Gary P. Dowdell, 5994 Overseas Highway, Marathon, Florida 33050.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Javier Opoczynski, Mod Cycles Corporation, 7547 Northwest 52 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

REGIONAL PLANNING COUNCILS

PUBLIC AVAILABILITY OF HAZARDOUS MATERIAL INFORMATION:

Pursuant to Section 324 of the Emergency Planning and Community Right-to-Know Act (EPCRA), the following information is available to the public upon request during normal working hours by the Treasure Coast Regional Planning Council's, Local Emergency Planning Committee, 421 S. W. Camden Avenue, Stuart, FL 34994.

- Hazardous Chemical Inventory (Tier Two) Forms
- Material Safety Data Sheets (MSDS)
- Emergency Release Follow-up Reports
- Hazardous Analyses for Facilities with Extremely Hazardous Substances
- LEPC Hazardous Materials Emergency Response Plan
- How-to-Comply Information Training for First Responders
- "Are You Prepared for a Hazardous Materials Emergency?" Video and Brochure for the General Public
- Other Public Education Materials
- Your Telephone Book may contain Hazardous Materials Emergency Information that you could be asked to follow in an actual emergency

The Treasure Coast Regional Planning Council's Local Emergency Planning Committee (Florida District 10 LEPC) serves Indian River, Martin, Palm Beach, and St. Lucie Counties. To obtain information on the above items, please contact: Kathryn Boer at (772)221-4060, ext. 24, e-mail: kboer@tcrpc.org or visit www.tcrpc.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration has received an application for an emergency service exemption from Capital Regional Medical Center, 2626 Capital Medical Blvd., Tallahassee, FL 32308 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Plastic Surgery. 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: Agency for Health Care Administration, Attention: Jack Plagge, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail at plaggej@ahca.myflorida.com.

GRACE PERIOD LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the November 19, 2008 application filing date for Other Beds and Programs batching cycle:

- | | |
|--|-----------------|
| County: Hardee | District: 6B |
| Date Filed: 10/24/2008 | LOI #: N0810015 |
| Facility/Project: Compassionate Care Hospice of Miami-Dade, Inc. | |
| Applicant: Compassionate Care Hospice of Miami-Dade, Inc. | |
| Project Description: Establish a hospice program in Service Area 6B, Hardee, Highlands and Polk Counties | |
| County: Hardee | District: 6B |
| Date Filed: 10/29/2008 | LOI #: N0810016 |
| Facility/Project: Odyssey HealthCare of Central Florida | |
| Applicant: Odyssey HealthCare of Collier County, Inc. | |
| Project Description: Establish a hospice program in Service Area 6B (Hardee, Highlands & Polk Counties) | |
| County: Orange | District: 7B |
| Date Filed: 10/31/2008 | LOI #: N0810017 |
| Facility/Project: Adventist Health System/Sunbelt, Inc. | |
| Applicant: Adventist Health System/Sunbelt, Inc. | |
| Project Description: Establish a hospice program | |
| County: Orange | District: 7B |
| Date Filed: 10/31/2008 | LOI #: N0810018 |
| Facility/Project: Memorial Hospital-Flagler, Inc. | |
| Applicant: Memorial Hospital-Flagler, Inc. | |
| Project Description: Establish a hospice program | |
| County: Orange | District: 7B |

Date Filed: 10/31/2008 LOI #: N0810019
 Facility/Project: Florida Hospital Hospice Care
 Applicant: Memorial Hospital-Flagler, Inc.
 Project Description: Establish a hospice program
 County: Orange District: 7B
 Date Filed: 11/04/2008 LOI #: N0810020
 Facility/Project: Compassionate Care Hospice of Miami Dade, Inc.
 Applicant: Compassionate Care Hospice of Miami Dade, Inc.
 Project Description: Establish a hospice program
 County: Miami-Dade District: 11
 Date Filed: 10/24/2008 LOI #: N0810021
 Facility/Project: Compassionate Care Hospice of Miami Dade, Inc.
 Applicant: Compassionate Care Hospice of Miami Dade, Inc.
 Project Description: Establish a hospice program

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after December 23, 2008, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on December 5, 2008.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The Department of Environmental Protection (Department) gives notice of its intent to grant a variance (0131819-013-EV-VE) to Mosaic Fertilizer, LLC (Mosaic), Post Office Box 2000, Mulberry, Florida 33860-1100, under Section 403.201(1)(a), Florida Statutes (F.S.), from the provisions of subsection 62-302.530(31), Florida Administrative Code (F.A.C.), which provides minimum standards for dissolved oxygen levels in surface waters. This variance will apply to dissolved oxygen levels in the hypolimnion (the deepest layer) in the man-made lake proposed in Environmental Resource Permit application No. 0131819-012.

On December 21, 2007, Mosaic Fertilizer, L.L.C. applied for an Environmental Resource Permit to mine approximately 44.3 acres at the Hookers Prairie Mine within a 163.7 acre project area historically disturbed by mining operations. The proposed project will result in a man-made lake approximately 99.2 acres. The man-made lake will not exceed 25 feet ± 1 foot below normal water elevation (NWL). On December 21, 2007, Mosaic Fertilizer, L.L.C. submitted a petition for a variance from the provisions of Rule 62-302.530(31), F.A.C., which provide minimum standards for dissolved oxygen levels in surface waters. The variance will be permanent.

The dissolved oxygen levels in the hypolimnion of the man-made lake are expected to drop below the mandatory minimum of 5.0 mg/L at times. The low dissolved oxygen levels in the hypolimnion of the man-made lake are not expected to result in any on-site or off-site impacts. Oxygen levels in the upper layers of the man-made lake are expected to meet the requirements of Rule 62-302.530, F.A.C., and be adequate to support healthy fish populations. Once reclamation is completed, this man-made lake will be connected to reclaimed and/or preserved wetlands and streams. Water exiting the man-made lake is expected to meet the requirements for dissolved oxygen and other water quality criteria of Rule 62-302.530, F.A.C. There is no practicable means known or available to achieve the required dissolved oxygen levels within the man-made lake. Therefore, the Department intends to grant a variance pursuant to Section 403.201(1)(a), F.S., for dissolved oxygen within the hypolimnion in the proposed man-made lake.

Under this intent to grant, this variance is hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with Section 50.051, F.S. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to grant automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. When proof of publication is provided, if required by this intent, and if a sufficient petition is not timely filed, the variance will be granted as a ministerial action. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the variance has been executed and delivered. Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause

shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with Section 403.201, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) the name and address of each agency affected and each agency's file or identification number, if known; (b) the name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) a statement of when and how the petitioner received notice of the agency decision; (d) a statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) a concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; (f) a statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action,

including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) a statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to grant a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S., which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

LAND AND WATER CONSERVATION FUND PROGRAM

The Department of Environmental Protection will accept Fiscal Year 2008-2009 grant applications for the Land and Water Conservation Fund Program as follows:

APPLICATION SUBMISSION PERIOD: February 16-27, 2009, (applications will be available December 12, 2008.) LWCF applications must be postmarked before or on the last date of the program application submission period.

ELIGIBLE APPLICANTS: All county governments and incorporated municipalities of the State of Florida and other legally constituted local governmental entities with the legal responsibility for the provision of outdoor recreational sites and facilities for the use and benefit of the public.

MAXIMUM GRANT REQUEST: The maximum grant request may not exceed \$200,000.00. An applicant's requested grant funds may be revised by the Department due to the availability of program funds. This submission is contingent upon the approval of federal allotments.

APPLICATION INFORMATION: LWCF application packets may be obtained from the Department of Environmental Protection, Division of Recreation and Parks, Office of Information and Recreation Services, 3900 Commonwealth Boulevard, MS #585, Tallahassee, FL 32399

PHONE: (850)245-2501, Fax: (850)245-3038

EMAIL: Angie.Bright@dep.state.fl.us

WEBSITE: <http://www.dep.state.fl.us/parks/oirs>

PROGRAM DISCRIPTION: LWCF is a competitive grant program which provides financial assistance to local governmental entities for development or acquisition of land for public outdoor recreational purposes.

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On November 12, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Stephen Daly, R.N. license number RN 9196850. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On November 12, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Patricia Fernandez, R.N. license number RN 9257685. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On November 6, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Kimberly A. Rosier, R.N. license number RN 2732552. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On November 12, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Sandra S. Sarazin, C.N.A. license number CNA 47382. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On November 12, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Christy P. Williamson, C.N.A. license number CNA 158695. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., December 12, 2008):

APPLICATION TO MERGE

Constituent Institutions: Bank of Pensacola, Pensacola, Florida and Vanguard Bank & Trust Company, Valparaiso, Florida
 Resulting Institution: Bank of Pensacola
 With Title: Coastal Bank and Trust of Florida
 Received: November 10, 2008

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN November 3, 2008
and November 7, 2008

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

5E-4.003	11/6/08	11/26/08	34/32	
5E-4.0041	11/6/08	11/26/08	34/32	
5E-14.105	11/6/08	11/26/08	34/32	

DEPARTMENT OF EDUCATION

State Board of Education

6A-1.0014	11/6/08	11/26/08	34/37	
6A-1.04511	11/6/08	11/26/08	34/38	
6A-1.057	11/6/08	11/26/08	34/38	
6A-1.079	11/6/08	11/26/08	34/38	
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6A-1.09981	11/6/08	11/26/08	34/38	34/41
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6A-6.024	11/6/08	11/26/08	34/38	
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6A-6.0960	11/6/08	11/26/08	34/38	
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DEPARTMENT OF COMMUNITY AFFAIRS

Florida Communities Trust

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9K-9.002	11/5/08	11/25/08	34/36	
9K-9.003	11/5/08	11/25/08	34/36	34/41
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9K-9.012	11/5/08	11/25/08	34/36	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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9K-10.001	11/5/08	11/25/08	34/36	
9K-10.002	11/5/08	11/25/08	34/36	
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9K-10.006	11/5/08	11/25/08	34/36	
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9K-10.009	11/5/08	11/25/08	34/36	
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9K-10.011	11/5/08	11/25/08	34/36	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

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DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

64B-3.006	11/6/08	11/26/08	34/34	
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Board of Clinical Laboratory Personnel

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64B3-10.005	11/5/08	11/25/08	34/40	
64B3-12.001	11/5/08	11/25/08	34/40	
64B3-12.002	11/5/08	11/25/08	34/40	
64B3-12.004	11/5/08	11/25/08	34/40	
64B3-12.005	11/5/08	11/25/08	34/40	

Board of Medicine

64B8-13.005	11/5/08	11/25/08	34/40	
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Division of Disease Control

64D-3.028	11/4/08	11/24/08	34/26	
64D-3.029	11/4/08	11/24/08	34/26	34/41
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64D-3.041	11/4/08	11/24/08	34/26	

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

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69A-60.003	11/6/08	12/31/08	34/36	
69A-60.004	11/6/08	12/31/08	34/36	
69A-60.005	11/6/08	12/31/08	34/36	