



For additional information, please contact the Food and Nutrition Management Section of FLDOE at 1(800)504-6609. The primary contact person for vendor registration is David Whetstone, and Amy White, SFSP Supervisor, is the contact for other questions concerning this Program.

Please direct written inquires to: Florida Department of Education, Food and Nutrition Management, 325 West Gaines Street, Room 1044, Tallahassee, FL 32399-0400.

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN that the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLIM-05-2007-004  
 DATE RECEIVED: January 12, 2007  
 DEVELOPMENT NAME: NORTH OAK BAPTIST (CITRUS SPRINGS)  
 DEVELOPER/AGENT: Brian McNelly  
 DEVELOPMENT TYPE: 28-24.020, F.A.C.  
 LOCAL GOVERNMENT: Citrus County  
 FILE NO.: BLIM-06-2007-005  
 DATE RECEIVED: January 16, 2007  
 DEVELOPMENT NAME: VISTANA RESORT  
 DEVELOPER/AGENT: Thomas E. Francis  
 DEVELOPMENT TYPE: 28-24.023, 28-24.020, 28-24.031 F.A.C.  
 LOCAL GOVERNMENT: Orange County

DCA Final Order No.: DCA07-OR-005  
 STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: CITY OF MARATHON LAND  
 DEVELOPMENT REGULATIONS  
 ADOPTED BY ORDINANCE NO. 2006-25

**FINAL ORDER**

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

**FINDINGS OF FACT**

1. The Florida Keys Area is a statutorily designated area of critical state concern, and the City of Marathon is a local government within the Florida Keys Area.

2. On November 13, 2006, the Department received for review City of Marathon Ordinance No. 2006-25 that was adopted by the City of Marathon Board of City Commissioners on October 24, 2006 ("Ord. 2006-25"). Ord. 2006-25 creates Section 19-219, Prohibited Areas for Sales of Alcoholic Beverages, in order to regulate the amount and location of package liquor stores in a manner that preserves and maintains existing community character of the neighborhoods in which such stores would be located, and to benefit the health, safety and welfare of the community.
3. Ord. 2006-25 is consistent with the City's 2010 Comprehensive Plan.

**CONCLUSIONS OF LAW**

4. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006).
5. The City of Marathon is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2006) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.
6. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 2006-25 are land development regulations.
7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff'd*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
8. Ord. 2006-25 promotes and furthers the following Principles:
  - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
  - (l) To protect the public health, safety and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique resource.
9. Ord. 2006-25 is not inconsistent with the remaining Principles. Ord. 2006-25 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 2006-25 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

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

DONE AND ORDERED in Tallahassee, Florida.

THOMAS G. PELHAM  
Secretary  
Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

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

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

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED

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

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

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

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

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

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 11th day of January, 2007.

Paula Ford, Agency Clerk

By U.S. Mail:  
Honorable Christopher M. Bull, Mayor  
City of Marathon  
10054-55 Overseas Highway  
Marathon, Florida 33050

Diane Clavier, City Clerk  
City of Marathon  
10045-55 Overseas Highway  
Marathon, Florida 33050

Mike Puto  
Acting City Manager  
City of Marathon  
10054-55 Overseas Highway  
Marathon, Florida 33050

John Herin, Esq.  
Stearns Weaver Miller Weissler  
Alhadeff & Sitterson, P.A.  
Suite 2200 Museum Tower  
150 West Flagler Street  
Miami, Florida 33130

DCA Final Order No.: DCA07-OR-006

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: CITY OF MARATHON LAND

DEVELOPMENT REGULATIONS

ADOPTED BY ORDINANCE NO. 2006-29

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and the City of Marathon is a local government within the Florida Keys Area.
2. On November 13, 2006, the Department received for review City of Marathon Ordinance No. 2006-29 that was adopted by the City of Marathon Board of City Commissioners on October 10, 2006 ("Ord. 2006-29"). Ord. 2006-29 amends Marathon Ordinance No. 2004-012 to be consistent with Policy 1-3.5.4 of the City of Marathon Comprehensive Plan. Ordinance No. 004-12 provided for annual allocation of non-residential rate of growth (NROGO) based on the number of residential units, at a ratio of 238 square feet of NROGO space per ROGO residential unit. Ord. 2006-29 replaces this allocation methodology with a maximum NROGO allocation of 25,000 square feet per year, deletes conflicting provisions, adjusts existing and proposed

NROGO totals, and updates the annual allocation date to be consistent with the effective date of the Marathon Comprehensive Plan.

3. Ord. 2006-29 is consistent with the City's 2010 Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006).
  5. The City of Marathon is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2006) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.
  6. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 2006-29 are land development regulations.
  7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
  8. Ord. 2006-29 promotes and furthers the following Principles:
    - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
    - (d) To ensure the maximum well-being of the Florida Keys and its citizens through sound economic development.
  9. Ord. 2006-29 is not inconsistent with the remaining Principles. Ord. 2006-29 is consistent with the Principles for Guiding Development as a whole.
- WHEREFORE, IT IS ORDERED that Ord. 2006-29 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.
- This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

THOMAS G. PELHAM  
Secretary  
Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

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

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

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CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 11th day of January, 2007.

Paula Ford, Agency Clerk

By U.S. Mail:  
Honorable Christopher M. Bull, Mayor  
City of Marathon  
10054-55 Overseas Highway  
Marathon, Florida 33050  
Diane Clavier, City Clerk  
City of Marathon  
10045-55 Overseas Highway  
Marathon, Florida 33050

Mike Puto  
Acting City Manager  
City of Marathon  
10054-55 Overseas Highway  
Marathon, Florida 33050

John Herin, Esq.  
Stearns Weaver Miller Weissler  
Alhadeff & Sitterson, P.A.  
Suite 2200 Museum Tower  
150 West Flagler Street  
Miami, Florida 33130

DCA Final Order No.: DCA07-OR-007  
STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS  
In re: LAND DEVELOPMENT REGULATIONS ADOPTED  
BY CITY OF KEY WEST  
ORDINANCE NO. 06-22

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Fla. Stat., (2006), approving a land development regulation adopted by a local government within the City of Key West Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The City of Key West is a designated area of critical state concern.
2. On November 15, 2006 the Department received for review City of Key West Ordinance No. 06-22, which was adopted by the City of Key West City Commission on November 9, 2006 ("Ord. 06-22"). Ord. 06-22 amends Section 114-102 of the Code of Ordinances pertaining to the use of motion lights and miniature lights in the historic-zoned neighborhoods of the City to preserve community character and promote the health, safety and welfare of the citizens of Key West.
3. Ord. 06-22 is consistent with the City's Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern based upon consistency with the Principles for Guiding Development applicable to that area of critical state concern. §§ 380.05(6) and 380.05(11), Fla. Stat., (2006).
5. The City of Key West is an Area of Critical State Concern. § 380.05, Fla. Stat. (2006) and Rule 28-36.001, Fla. Admin. Code.

6. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 06-22 are land development regulations.
7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for the particular area (the "Principles"). § 380.05(6), Fla. Stat.; see Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd., 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles for the City of Key West Area of Critical State Concern are set forth in Rule 28-36.003(1), Fla. Admin. Code.
8. Ord. 06-22 promotes and furthers the following Principles in Rule 28-36.003(1):
  - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
  - (f) To enhance natural scenic resources, promote the aesthetic benefits of the natural environment, and ensure that development is compatible with the unique historic character of the Florida Keys.
  - (g) To protect the historical heritage of the Florida Keys.
10. Ord. 06-22 is not inconsistent with the remaining Principles. Ord. 06-22 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 06-22 is found to be consistent with the Principles for Guiding Development of the City of Key West Area of Critical State Concern, and is hereby APPROVED.

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

DONE AND ORDERED in Tallahassee, Florida.

THOMAS G. PELHAM  
Secretary  
Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

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PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

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

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

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THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION

SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

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

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

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 11th day of January, 2007.

Paula Ford, Agency Clerk

By U.S. Mail:  
The Honorable Morgan McPherson  
Mayor, City of Key West  
P.O. Box 1409  
Key West, Florida 33041

Cheryl Smith  
Clerk to the City Commission  
P. O. Box 1409  
Key West, Florida 33041

Robert Tischenkel  
City Attorney  
P. O. Box 1409  
Key West, FL 33041

DCA Order No. DCA07-OR-008

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: A LAND DEVELOPMENT REGULATION  
ADOPTED BY ISLAMORADA, VILLAGE OF  
ISLANDS  
ORDINANCE NO. 06-21

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.
2. On November 17, 2006, the Department received for review Islamorada, Village of Islands Ordinance No. 06-21 ("Ord. No. 06-21") adopted by the Village on November 9, 2006.
3. The purpose of the Ordinance is to ensure compliance and consistency with Section 163.3180(16) Fla. Stat. (2006) that requires local governments to adopt by ordinance, a methodology for assessing proportionate fair-share mitigation options with regard to impacts on transportation facilities.
4. Ord. 06-21 is consistent with the Village Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006).
6. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2006), and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.
7. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 06-21 are land development regulations.
8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. (2006). See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
9. Ord. 06-21 promotes and furthers the following Principles:

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

(l) To protect the value, efficiency, cost-effectiveness and amortized life of existing and proposed major public investments, including (No. 5) Transportation facilities.

10. Ord. 06-21 is not inconsistent with the remaining Principles. Ord. 06-21 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 06-21 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

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

DONE AND ORDERED in Tallahassee, Florida.

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THOMAS G. PELHAM  
 Secretary  
 Department of Community Affairs  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

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

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



IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND

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

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

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

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

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

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 11th day of January, 2007.

Paula Ford, Agency Clerk

By U.S. Mail:  
Honorable Christ Sante, Mayor  
Islamorada, Village of Islands  
Post Office Box 568  
Islamorada, FL 33036

Beverly Raddatz, Village Clerk  
Islamorada, Village of Islands  
Post Office Box 568  
Islamorada, FL 33036

Nina Boniske, Esq.  
Nancy Stroud, Esq.  
Weiss Serota Helfman Pastoriza  
Guedes Cole & Boniske, P.A.  
3107 Stirling Drive, Suite 300  
Fort Lauderdale, FL 33312-8500

DCA Final Order No.: DCA07-OR-009

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: MONROE COUNTY LAND  
DEVELOPMENT REGULATIONS ADOPTED  
BY MONROE COUNTY  
ORDINANCE NO. 037-2006

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

- 1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.
- 2. On November 13, 2006, the Department received for review Monroe County Ordinance No. 037-2006 ("Ord. 037-2006"), adopted by Monroe County on October 18, 2006.

3. The purpose of the Ordinance is to amend Section 9.5-124 to create a definition for a Boat Barn; amend Section 9.5-124.2 to provide that boat barns and boat racks not associated with retail sales of boats which do not exceed 50 percent of the net buildable area of the lot/parcel are not considered nonresidential floor area and are exempt from the Non Residential Rate of Growth Ordinance (ROGO) requirements and floor area calculations; amend Sections 9.5-124.2 and 9.5-124.3 relating to the type of development affected; and to amend the setback and bufferyard requirements for marinas.
4. The term "Boat Barn" is not referenced or authorized as a permitted use in any existing Monroe County land use district and, therefore, shall be construed as an Accessory Structure as defined in Section 9.5-4(A-2) to a Marina (M-5) and authorized only in land use districts authorized for marinas consistent with Section 9.5-231 General, (a) which states that "No structure or land in Monroe County shall hereafter be developed, used or occupied unless expressly authorized in a land use district in this division."
5. Ordinance 037-2006 is consistent with the 2010 Monroe County Comprehensive Plan.

CONCLUSIONS OF LAW

6. The Department is required to approve or reject land development regulations that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. § 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006).
7. Monroe County is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2006) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.
8. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 037-2006 are land development regulations.
9. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
10. Ord. 037-2006 promotes and furthers the following Principles:
  - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

(l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.

11. Ord. 037-2006 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 037-2006 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

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

DONE AND ORDERED in Tallahassee, Florida.

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THOMAS G. PELHAM  
 Secretary  
 Department of Community Affairs  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

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

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

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

**CERTIFICATE OF FILING AND SERVICE**

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 11th day of January, 2007.

\_\_\_\_\_  
Paula Ford, Agency Clerk

By U.S. Mail:  
Honorable Charles McCoy  
Mayor of Monroe County  
500 Whitehead Street, Suite 102  
Key West, Florida 33040

Danny L. Kolhage  
Clerk to the Board of County Commissioners  
500 Whitehead Street  
Key West, Florida 33040

Aref Joulani  
Acting Director  
Planning and Environmental Resources  
2798 Overseas Highway, Suite 400  
Marathon, Florida 33050

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**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 (2005), Mod Cycles Corp., intends to allow the establishment of Advanced Bike Concepts, as a dealership for the sale of Zongshen motorcycles and Zhejiang Taizhou motorcycles at 1320 East Altamonte Drive, Altamonte Springs (Seminole County), Florida 32701, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Advanced Bike Concepts are dealer operator(s): Lawrence Johnson, 323 B Flagler Avenue, New Smyrna Beach, Florida 32169; principal investor(s): Lawrence Johnson, 323 B Flagler Avenue, New Smyrna Beach, Florida 32169.

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, MS65, 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: Carlos R. Ponce, Mod Cycles Corp., 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.

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 (2005), LS MotorSports, LLC, intends to allow the establishment of All About Automobiles, Inc., as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 815 South Semoran Boulevard, Orlando (Orange County), Florida 32807, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of All About Automobiles, Inc. are dealer operator(s): Steve Wade, II, 815 South Semoran Boulevard, Orlando, Florida 32807; principal investor(s): Steve Wade, II, 815 South Semoran Boulevard, Orlando, Florida 32807.

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, MS65, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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 (2005), Pioneer Motors USA, LLC, intends to allow the establishment of Amazing Autos, as a dealership for the sale of Pioneer motorcycles at 618 South Collins Street, Plant City (Hillsborough County), Florida 33563, on or after December 21, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Amazing Autos are dealer operator(s): Greg Davis, 1505 South Hunter Street, Plant City, Florida 33563, and Rick Jones, 439 Sweet Water Way, Haines City, Florida 33844; principal investor(s): Greg Davis, 1505 South Hunter Street, Plant City, Florida 33563, and Rick Jones, 439 Sweet Water Way, Haines City, Florida 33844.

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, MS65, 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: Lisa J. Grant, Corporate Member, Pioneer Motors USA, LLC, 108 Waterview Drive, Hot Springs, Arkansas 71913-2999.

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 (2005), Zongshen, Inc., intends to allow the establishment of American Scooter International, Inc., as a dealership for the sale of Zongshen motorcycles at 2685 Northwest 105th Avenue, Miami (Dade County), Florida 33172, on or after January 5, 2007.

The name and address of the dealer operator(s) and principal investor(s) of American Scooter International, Inc. are dealer operator(s): Leonardo Llana, 2685 Northwest 105th Avenue, Miami, Florida 33172; principal investor(s): Leonardo Llana, 2685 Northwest 105th Avenue, Miami, Florida 33172.

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, MS65, 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: Jieming (Tiger) Qiu, Zongshen, Inc., 3511 Northwest 113 Court, Doral, 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.

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#### 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 (2005), notice is given that LS MotorSports, LLC, intends to allow the establishment of Austin Global Enterprises, LLC d/b/a New Scooters 4 Less, as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 1901 Northwest 67th Place, Suite A, Gainesville (Alachua County), Florida 32653, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Austin Global Enterprises, LLC d/b/a New Scooters 4 Less are dealer operator(s): Collin Austin, 1901 Northwest 67th Place, Suite A, Gainesville, Florida 32653; principal investor(s): Collin Austin, 1901 Northwest 67th Place, Suite A, Gainesville, Florida 32653.

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, as amended by Chapter 88-395, Laws of Florida, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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#### 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 (2005), LS MotorSports, LLC, intends to allow the establishment of Aztec Scooter Company, as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 132 West Park Avenue, Suite 7, Edgewater (Volusia County), Florida 32132, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Aztec Scooter Company are dealer operator(s): Chance Cacdac, 132 West Park Avenue, Suite 7, Edgewater, Florida 32132; principal investor(s): Chance Cacdac, 132 West Park Avenue, Suite 7, Edgewater, Florida 32132.

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, MS65, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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Notice of Publication for the Relocation of a  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Kawasaki Motors Corp., U.S.A., intends to allow the relocation of Beach Motor Sports Corp., as a dealership for the sale of Kawasaki motorcycles from its present location at 15255 West Dixie Highway, North Miami Beach, Florida 33162 to a proposed location at 4202 South University Boulevard, Davie (Broward County), Florida 33328, on or after March 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Beach Motor Sports Corp. are dealer operator(s): Arturo Godoy, 891 Southwest 171 Terrace, Pembroke Pines, Florida 33027; principal investor(s): Arturo Godoy, 891 Southwest 171 Terrace, Pembroke Pines, Florida 33027, and Julio Alonso, 1315 Country Club Prado, Coral Gables, Florida 33134.

The notice indicates an intent to relocate the franchise 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, as amended by Chapter 88-395, Laws of Florida 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, MS65, 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: Jim Capps, Regional Sales Director, Kawasaki Motors Corp., U.S.A., 6110 Boat Rock Boulevard, Southwest, Atlanta, Georgia 30336-2776.

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.

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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 (2005), notice is given that LS MotorSports, LLC, intends to allow the establishment of Best Buy Vehicles, Inc., as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 3525 South U.S. 1, Ft. Pierce (Saint Lucie County), Florida 34982, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Best Buy Vehicles, Inc. are dealer operator(s): Jim Buchheit, 3525 South U.S. 1, Ft. Pierce, Florida 34982; principal investor(s): Jim Buchheit, 3525 South U.S. 1, Ft. Pierce, Florida 34982.

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, as amended by Chapter 88-395, Laws of Florida, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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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 (2005), United Motors of America, intends to allow the establishment of Big Dog Marine Service Center, as a dealership for the sale

of Jiangsu Sacin Motor Co. LTD (SKTM) motorcycles at 7653 Blanding Boulevard, Jacksonville (Duval County), Florida 32244, on or after February 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Big Dog Marine Service Center are dealer operator(s): Gary Mudge, 2469 Cypress Springs Road, Orange Park, Florida 32073; principal investor(s): Gary Mudge, 2469 Cypress Springs Road, Orange Park, Florida 32073.

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, MS65, 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: Melissa Bell, Sales Support, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

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.

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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 (2005), Bajaj USA, LLC, intends to allow the establishment of City Cycle, Inc., as a dealership for the sale of Shanghai Meitian motorcycles (MEIT) at 984 West Prospect Road, Oakland Park (Broward County), Florida 33309, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of City Cycle, Inc. are dealer operator(s): James Nuhn, 141 Northwest 34th Street, Oakland Park, Florida 33309; principal investor(s): James Nuhn, 141 Northwest 34th Street, Oakland Park, Florida 33309.

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, MS65, 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: Al Kolvites, Bajaj USA, LLC, 409 Littlefield Avenue, South San Francisco, California 94080-6106.

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.

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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 (2005), notice is given that LS MotorSports, LLC, intends to allow the establishment of Environmental Dynamics, Inc. d/b/a First Coast Powersports, as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 825 South Ponce DeLeon Boulevard, St. Augustine (St. Johns County), Florida 32086, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Environmental Dynamics, Inc. d/b/a First Coast Powersports are dealer operator(s): Shawn McDonald, 825 South Ponce DeLeon Boulevard, St. Augustine, Florida 32086; principal investor(s): Shawn McDonald, 825 South Ponce DeLeon Boulevard, St. Augustine, Florida 32086.

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, as amended by Chapter 88-395, Laws of Florida, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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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 (2005), notice is given that LS MotorSports, LLC, intends to allow the establishment of Family Fun Powersports, as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 1569 CR 543B, Sumterville (Sumter County), Florida 33585, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Family Fun Powersports are dealer operator(s): Daniel Nemkovich, 1569 CR 543B, Sumterville, Florida 33585; principal investor(s): Daniel Namkovich, 1569 CR 543B, Sumterville, Florida 33585.

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, as amended by Chapter 88-395, Laws of Florida, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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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 (2005), notice is given that Pacific Cycle, Inc., intends to allow the establishment of Fast Trixx Powersports, Inc., as a dealership for the sale of Guangzhou Panyu Huanan (SHWI) motorcycles at 2386 Allen Road, Tallahassee (Leon County), Florida 32312, on or after January 4, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Fast Trixx Powersports, Inc. are dealer operator(s): Daniel Maddox, 12005 Cedar Bluff Trail, Tallahassee, Florida 32312; principal investor(s): Daniel Maddox, 12005 Cedar Bluff Trail, Tallahassee, Florida 32312.

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, as amended by Chapter 88-395, Laws of Florida, 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 Wolfgram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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.

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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 (2005), Bajaj USA, LLC, intends to allow the establishment of Fortis USA, Inc. d/b/a Scooters of Palm Beach and Fortis Auto Mall, as a dealership for the sale of Shanghai Meitian motorcycles (MEIT) at 2100 Boca Rio Road, A-8, Boca Raton (Palm Beach County), Florida 33433, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Fortis USA, Inc. d/b/a Scooters of Palm Beach and Fortis Auto Mall are dealer operator(s): Edson Teixeira, 4154 Birchwood Drive, Boca Raton, Florida 33487



and MaryAnn Teixeira, 4154 Birchwood Drive, Boca Raton, Florida 33487; principal investor(s): Edson Teixeira, 4154 Birchwood Drive, Boca Raton, Florida 33487 and MaryAnn Teixeira, 4154 Birchwood Drive, Boca Raton, Florida 33487.

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, MS65, 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: Al Kolvites, Bajaj USA, LLC, 409 Littlefield Avenue, South San Francisco, California 94080-6106.

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.

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#### 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 (2005), LS MotorSports, LLC, intends to allow the establishment of Ali-J, Inc. d/b/a Freedom Powersports, as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 941 Country Club Boulevard, Cape Coral (Lee County), Florida 33990, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Ali-J, Inc. d/b/a Freedom Powersports are dealer operator(s): Jeffrey Free, 941 Country Club Avenue, Cape Coral, Florida 33990; principal investor(s): Jeffrey Free, 941 Country Club Avenue, 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, MS65, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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#### 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 (2005), LS MotorSports, LLC, intends to allow the establishment of Gasoline Alley, as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 10 South Scenic Highway, Frostproof (Polk County), Florida 33843, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Gasoline Alley are dealer operator(s): Bob O'Hara, 10 South Scenic Highway, Frostproof, Florida 33843; principal investor(s): Bob O'Hara, 10 South Scenic Highway, Frostproof, Florida 33843.

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, MS65, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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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 (2005), notice is given that LS Motorsports, LLC, intends to allow the establishment of Gulf Coast Auto Wholesale, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) at 1103 Eglin Parkway, Shalimar (Okaloosa County), Florida 32579, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Gulf Coast Auto Wholesale, Inc. are dealer operator(s): Tim Marshall, 1103 Eglin Parkway, Shalimar, Florida 32579; principal investor(s): Tim Marshall, 1103 Eglin Parkway, Shalimar, Florida 32579.

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, as amended by Chapter 88-395, Laws of Florida, 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: Mathu Solo, President, LS Motorsports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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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 (2005), notice is given that LS MotorSports, LLC, intends to allow the establishment of Gulf Coast Auto Wholesale, Inc., as a dealership for the sale of Zhejiang Lingyun (ZHEL),

Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) at 2195 Byron Butler Parkway, Perry (Taylor County), Florida 32348, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Gulf Coast Auto Wholesale, Inc. are dealer operator(s): Tim Marshall, 2195 Byron Butler Parkway, Perry, Florida 32348; principal investor(s): Tim Marshall, 2195 Byron Butler Parkway, Perry, Florida 32348.

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, as amended by Chapter 88-395, Laws of Florida, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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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 (2005), Flyscoters, LLC, intends to allow the establishment of Loon's Lagoon, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co., Ltd. (BAMC) at 234 Highway A1A, Satellite Beach (Brevard County), Florida 32937, on or after January 9, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Loon's Lagoon, LLC are dealer operator(s): Greg and Joan Shonk, 234 Highway A1A, Satellite Beach, Florida 32937; principal investor(s): Greg and Joan Shonk, 234 Highway A1A, Satellite Beach, Florida 32937.

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, MS65, 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: Tom MacKenzie, Flyscooters, LLC, 824 South East Fleming Way, Stuart, Florida 34997-1558.

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.

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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 (2005), LS MotorSports, LLC, intends to allow the establishment of Marine Outlet Center, Inc., as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 5701 Sarah Avenue, Sarasota (Sarasota County), Florida 34233, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Marine Outlet Center, Inc. are dealer operator(s): Chuck McFarlin, 5701 Sarah Avenue, Sarasota, Florida 34233; principal investor(s): Chuck McFarlin, 5701 Sarah Avenue, Sarasota, Florida 34233.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, 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: Mathu Solo, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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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 (2005), notice is given that Universal Parts, Inc., intends to allow the establishment of Minibikes of Florida, Inc., as a dealership for the sale of JMSTAR motorcycles at 2200 US Highway 301 North, Unit 4A, Palmetto (Manatee County), Florida 34221, on or after January 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Minibikes of Florida, Inc. are dealer operator(s): Mark Cannon, 4212 Cape Vista Drive, Bradenton, Florida 34209; principal investor(s): Mark Cannon, 4212 Cape Vista Drive, Bradenton, Florida 34209.

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, as amended by Chapter 88-395, Laws of Florida, 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: John Celestian, President, Universal Parts, Inc., 2401 72nd Street North, St. Petersburg, Florida 33710.

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.

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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 (2005), Bajaj USA, LLC, intends to allow the establishment of Mojo Powersports, Inc. d/b/a Mojo Scooters d/b/a Gekgo Scooters,

as a dealership for the sale of Shanghai Meitian motorcycles (MEIT) at 707 West Bay Drive, Largo (Pinellas County), Florida 33770, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Mojo Powersports, Inc. d/b/a Mojo Scooters d/b/a Gekgo Scooters are dealer operator(s): Peter M. Spoto, 100 Squire Court, Dunedin, Florida 34698; principal investor(s): Peter M. Spoto, 100 Squire Court, Dunedin, Florida 34698.

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, MS65, 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: Al Kolvites, Bajaj USA, LLC, 409 Littlefield Avenue, South San Francisco, California 94080-6106.

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.

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#### 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 (2005), notice is given that Bajaj USA, LLC, intends to allow the establishment of Motomania Powersports, LLC, as a dealership for the sale of Shanghai Meitian motorcycles (MEIT) at 3264 Southeast Dixie Highway, Stuart (Martin County), Florida 34997, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Motomania Powersports, LLC are dealer operator(s): William Talero, 5910 Loxahatchee Pines Drive, Jupiter, Florida 33458; principal investor(s): William Talero, 5910 Loxahatchee Pines Drive, Stuart, Florida 33458.

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, as amended by Chapter 88-395, Laws of Florida, 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: Al Kolvites, Bajaj USA, LLC, 409 Littlefield Avenue, South San Francisco, California 94080-6106.

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.

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#### 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 (2005), Bajaj USA, LLC, intends to allow the establishment of Pine Forest Cycles, Inc., as a dealership for the sale of Shanghai Meitian motorcycles (MEIT) at 6808 Pine Forest Road, Pensacola (Escambia County), Florida 32526, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Pine Forest Cycles, Inc. are dealer operator(s): Michael R. Charon, 622 Edgewater Drive, Pensacola, Florida 32507 and Jeffrey O. Bridges, Sr., 7010 Ben Sasser Drive, Pensacola, Florida 32526; principal investor(s): Michael R. Charon, 622 Edgewater Drive, Pensacola, Florida 32507 and Jeffrey O. Bridges, Sr., 7010 Ben Sasser Drive, Pensacola, Florida 32526.

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, MS65, 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: Al Kolvites, Bajaj USA, LLC, 409 Littlefield Avenue, South San Francisco, California 94080-6106.

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 (2005), A & A Scooter, Inc., intends to allow the establishment of Power & Play Warehouse, Inc., as a dealership for the sale of Bashan motorcycles (BASH) at 31 Northeast First Street, Pompano Beach (Broward County), Florida 33060, on or after January 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Power & Play Warehouse, Inc. are dealer operator(s): Thomas McMahan, Jr., 31 Northeast First Street, Pompano Beach, Florida 33060; principal investor(s): Thomas McMahan, Jr., 31 Northeast First Street, Pompano Beach, Florida 33060.

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, MS65, 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: Leah Jordan, Licensing Specialist, A & A Scooter, Inc., 11639 Emerald Street, Suite 100, Dallas, Texas 75229.

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 (2005), Pacific Cycle, Inc., intends to allow the establishment of Scooter Escapes, LLC, as a dealership for the sale of Guangzhou Panyu Huanan (SHWI) motorcycles at 1450 First Avenue North, St. Petersburg (Pinellas County), Florida 33705, on or after January 4, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Escapes, LLC are dealer operator(s): Chris Densmore, 1450 First Avenue North, St. Petersburg, Florida 33705; principal investor(s): Chris Densmore, 1450 First 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, MS65, 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 Wolfram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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 (2005), Bajaj USA, LLC, intends to allow the establishment of St. Pete Scooter, LLC, as a dealership for the sale of Shanghai Meitian motorcycles (MEIT) at 1029 4th Street North, St. Petersburg (Pinellas County), Florida 33701, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of St. Pete Scooter, LLC are dealer operator(s): Derrick P. Calandra, 1025 Montrose Boulevard,

North, St. Petersburg, Florida 33704; principal investor(s): Derrick P. Calandra, 1025 Montrose Boulevard, North, St. Petersburg, Florida 33704.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, 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: Al Kolvites, Bajaj USA, LLC, 409 Littlefield Avenue, South San Francisco, California 94080-6106.

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.

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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 (2005), LS MotorSports, LLC, intends to allow the establishment of St. Pete Jeep, Inc., d/b/a St. Pete Powersports, as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 555 34th Street South, St. Petersburg (Pinellas County), Florida 33711, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of St. Pete Jeep, Inc. d/b/a St. Pete Powersports are dealer operator(s): William Douglas, 555 34th Street South, St. Petersburg, Florida 33711; principal investor(s): William Douglas, 555 34th Street South, St. Petersburg, Florida 33711.

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, MS65, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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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 (2005), notice is given that Medtec Ambulance Corporation, intends to allow the establishment of Ten-8 Fire Equipment, Inc., as a dealership for the sale of Medtec Ambulances at 2904 59th Avenue Drive East, Bradenton (Manatee County), Florida 34203, on or after January 12, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Ten-8 Fire Equipment, Inc. are dealer operator(s): Dann Bouwer, 2904 59th Avenue Drive, East, Bradenton, Florida 34203, Don Bouwer, 2904 59th Avenue Drive, East, Bradenton, Florida 34203 and Mark Jones, 2904 59th Avenue Drive, East, Bradenton, Florida 34203; principal investor(s): Dann Bouwer, 2904 59th Avenue Drive, East, Bradenton, Florida 34203, Don Bouwer, 2904 59th Avenue Drive, East, Bradenton, Florida 34203 and Mark Jones, 2904 59th Avenue Drive, East, Bradenton, Florida 34203.

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, as amended by Chapter 88-395, Laws of Florida, 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: Pete Evans, General Manager, Medtec Ambulance Corporation, 2429 Lincolnway East, Goshen, Indiana 46526.

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 (2005), Bajaj USA, LLC, intends to allow the establishment of Top Dawg Motorsports, Inc., as a dealership for the sale of Shanghai Meitian motorcycles (MEIT) at 903 South Pinellas Avenue, Tarpon Springs (Pinellas County), Florida 34689, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Top Dawg Motorsports, Inc. are dealer operator(s): Mark Faucette, 1100 Haley Lane, Dunedin, Florida 34698, Steve Yeckinevich, 1875 Sunset Point Road, Clearwater, Florida 33765; principal investor(s): Mark Faucette, 1100 Haley Lane, Dunedin, Florida 34698, Steve Yeckinevich, 1875 Sunset Point Road, Clearwater, Florida 33765.

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, MS65, 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: Al Kolvites, Bajaj USA, LLC, 409 Littlefield Avenue, South San Francisco, California 94080-6106.

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 (2005), notice is given that Pacific Cycle, Inc., intends to allow the establishment of Treasure Coast Motorcycle Center, Inc., as a dealership for the sale of Guangzhou Panyu Huanan (SHWI) motorcycles at 6695 US Highway 1, Suite A, Vero Beach (Indian River County), Florida 32967, on or after January 2, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Treasure Coast Motorcycle Center, Inc. are dealer operator(s): Richard Kita, 1190 40th Avenue, Southwest Vero Beach, Florida 32968 ; principal investor(s): Richard Kita, 1190 40th Avenue, Southwest Vero Beach, Florida 32968.

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, as amended by Chapter 88-395, Laws of Florida, 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 Wolfgram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin, 53711.

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 (2005), Universal Parts, Inc., intends to allow the establishment of TRT Florida Motor Sports, as a dealership for the sale of JMSTAR motorcycles at 5933 Innisbrook Court, Jacksonville (Duval County), Florida 32222-1364, on or after January 11, 2007.

The name and address of the dealer operator(s) and principal investor(s) of TRT Florida Motor Sports are dealer operator(s): Thomas Thornton, 5933 Innisbrook Court,

Jacksonville, Florida 32222-1364; principal investor(s): Thomas Thornton, 5933 Innisbrook Court, Jacksonville, Florida 32222-1364.

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, MS65, 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: John Celestian, President, Universal Parts, 2401 72nd Street, North, St. Petersburg, Florida 33710.

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 (2005), LS MotorSports, LLC, intends to allow the establishment of Truck Pro's Sales Center, Inc., as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 531 North Highway 1792, Longwood (Seminole County), Florida 32750, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Truck Pro's Sales Center are dealer operator(s): Paul Shreck, 531 North Highway 1792, Longwood, Florida 32750; principal investor(s): Paul Shreck, 531 North Highway 1792, Longwood, Florida 32750.

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, MS65, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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 (2005), Bajaj USA, LLC, intends to allow the establishment of Wala Corporation d/b/a Vespa Jacksonville, as a dealership for the sale of Shanghai Meitian motorcycles (MEIT) at 1128 North 3rd Street, Jacksonville (Duval County), Florida 32250, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Wala Corporation d/b/a Vespa Jacksonville are dealer operator(s): Tom Bolc, 1128 North 3rd Street, Jacksonville, Florida 32250; principal investor(s): Tom Bolc, 1128 North 3rd Street, Jacksonville, Florida 32250.

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, MS65, 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: Al Kolvites, Bajaj USA, LLC, 409 Littlefield Avenue, South San Francisco, California 94080-6106.

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 (2005), LS MotorSports, LLC, intends to allow the establishment of Walt Mart Auto Wholesale, as a dealership for the sale of Zhejiang Lingyun (ZHEL), Chongqing Lifan (CHOL), Chongqing Zongshen (ZONG) and Jiangsu Linhai (LINH) motorcycles at 250 East Bahama Road, Winter Springs (Seminole County), Florida 32708, on or after December 7, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Walt Mart Auto Wholesale are dealer operator(s): Vernon M. Conley, 250 East Bahama Road, Winter Springs, Florida 32708; principal investor(s): Vernon M. Conley, 250 East Bahama Road, Winter Springs, Florida 32708.

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, MS65, 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: Mathu Solo, President, LS MotorSports, LLC, 12505 Reed Road, Suite 145, Sugar Land, Texas 77478.

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.

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**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."

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**WATER MANAGEMENT DISTRICTS**

The St. Johns River Water Management District (District) intends to grant a variance from paragraph 40C-4.302(1)(c), F.A.C., and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters

(December 3, 2006), including Sections 10.1.1(c), 12.1.1(d), and 12.2.5(c), to St. Augustine St. Johns County Airport Authority for improvements to an existing seaplane facility in St. Johns County. These rules are designed to protect Class II and shellfish harvesting waters and require permit applicants to comply with additional criteria when the proposed work is located in, adjacent to, or in close proximity to Class II waters. The petitioner seeks a variance pursuant to subsection 373.414(17), F.S., in conjunction with Environmental Resource Permit Application 4-109-28307-25, to construct a seaplane facility consisting of a fixed and floating dock, pilings, an aircraft lift, and a floating parking pad. The work would occur in the Tolomato River, which in this area is a Class II water classified by the Department of Agricultural and Consumer Services as conditionally restricted for shellfish harvesting. Notice of receipt of the petition for variance was published in the F.A.W., on January 5, 2007. The District's Governing Board is scheduled to take final action on the petition for variance and the related permit application at its meeting on February 13, 2007.

A person whose substantial interests are or may be determined by the District's intended action has the right to request an administrative hearing by filing a written petition with the District. Mediation is not available. Pursuant to Chapter 28-106 and Rule 40C-1.1007, F.A.C., and Section 403.201, F.S., the petition must be filed (received) by hand delivery or mail with the District Clerk at District Headquarters, 4049 Reid St., Palatka, FL 32177, or by e-mail with the District Clerk at [Clerk@sjrwmd.com](mailto:Clerk@sjrwmd.com) within fourteen (14) days of this publication date (for those persons to whom the District does not send actual notice). A petition for an administrative hearing is deemed filed upon receipt of the petition by the District Clerk at the District Headquarters. Receipt by the District Clerk after 5:00 p.m., shall be considered filed as of 8:00 a.m. on the next regular business day. The District's acceptance of petitions filed by e-mail is subject to certain conditions set forth in the District's Statement of Agency Organization and Operation, which is available at [www.sjrwmd.com](http://www.sjrwmd.com) or upon request to the District Clerk. The District does not accept petitions by facsimile. Petitions must comply with Sections 120.54(5)(b)4 and 120.569(2)(c), F.S., and Chapter 28-106, F.A.C. The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, F.S., and Chapter 28-106, F.A.C., and Section 40C-1.1007, F.A.C.

If the Governing Board takes action which substantially differs from this notice, persons who may be substantially affected have an additional 14 days from the date of receipt of notice of said action to request an administrative hearing, but the request for administrative hearing shall only address the substantial deviation.

Pursuant to Section 120.68, F.S., a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal

pursuant to the Florida Rules of Appellate Procedure within 30 days of the rendering of the final District action. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District and filed by the District Clerk.

A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, F.S., may seek review of the order pursuant to Section 373.114, F.S., by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy on the Department of Environmental Protection and any person named in the order within 20 days of the rendering of the District order. Review by the Florida Land and Water Adjudicatory Commission is not available for final orders resulting from an evidentiary hearing held under Sections 120.569 and 120.57, F.S., or for rules adopted after issuance of a final order resulting from an evidentiary hearing under Section 120.56, F.S.

Failure to observe the relevant time frames for filing a petition will result in waiver of that right to review.

The petition for variance (F.O.R. 2006-113) and permit application files are available for public inspection during normal business hours, 8:00 a.m. through 5:00 p.m., Monday through Friday, except legal holidays, at District Headquarters. To request copies or inspection of these files, contact Tara Boonstra, Assistant General Counsel, Office of General Counsel, at the address above, or by telephone at (386)329-4448.

The St. Johns River Water Management District (District) announces the intent to grant a variance to the Florida Department of Environmental Protection. Pursuant to Section 373.414(17), F.S., FDEP is seeking a variance from paragraph 40C-4.302(1)(c), F.A.C., and the associated portions of the Applicant's Handbook: Management and Storage of Surface Waters, including Sections 10.1.1(c), 12.1.1(d) and 12.2.5(c), with respect to Environmental Resource Permit Application 4-061-75850-3, for widening and lengthening the existing boat ramps along with the construction of a floating dock at Sebastian Inlet State Park, in Indian River County. Most of the planned construction is proposed to occur directly in a portion of the Indian River, which is categorized as a Class II water classified by the Department of Agricultural and Consumer Services as conditionally restricted for shellfish harvesting. Notice of receipt of the petition for variance was published in the Florida Administrative Weekly on January 19, 2007. The District's Governing Board is scheduled to take final action on the petition for variance and the related permit application at its meeting on February 13, 2007.

A person whose substantial interests are or may be determined by the District's proposed decision has the right to request an administrative hearing by filing a written petition with the District. Mediation is not available. Pursuant to Chapter

28-106 and Rule 40C-1.1007, F.A.C., and Section 403.201, F.S., the petition must be filed (received) by hand delivery or mail with the District Clerk at District Headquarters, 4049 Reid St., Palatka, FL 32177, or by e-mail with the District Clerk at Clerk@sjrwmd.com, within fourteen (14) days of the District depositing notice of its decision in the mail (for those persons to whom the District sends actual notice) or within fourteen (14) days of newspaper publication of the notice of District decision (for those persons to whom the District does not send actual notice). A petition for an administrative hearing is deemed filed upon receipt of the petition by the District Clerk at the District Headquarters. Receipt by the District Clerk after 5:00 p.m. shall be considered filed as of 8:00 a.m. on the next regular business day. The District's acceptance of petitions filed by e-mail is subject to certain conditions set forth in the District's Statement of Agency Organization and Operation, which is available at [www.sjrwmd.com](http://www.sjrwmd.com) or upon request to the District Clerk. The District does not accept petitions by facsimile. Petitions must comply with Sections 120.54(5)(b)4. and 120.569(2)(c), F.S., and Chapter 28-106, F.A.C. The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, F.S., and Chapter 28-106, F.A.C., and Section 40C-1.1007, F.A.C.

If the Governing Board takes action which substantially differs from the notice of District intended action, persons who may be substantially affected have an additional 14 days from the date of receipt of notice of said action to request an administrative hearing, but the request for administrative hearing shall only address the substantial deviation.

Pursuant to Section 120.68, F.S., a person who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to the Florida Rules of Appellate Procedure within 30 days of the rendering of the final District action. For appeals to the District Courts of Appeal, a District action is considered rendered after it is signed on behalf of the District and is filed by the District Clerk.

A party to the proceeding before the District who claims that a District order is inconsistent with the provisions and purposes of Chapter 373, F.S., may seek review of the order pursuant to Section 373.114, F.S., by the Florida Land and Water Adjudicatory Commission, by filing a request for review with the Commission and serving a copy on the Department of Environmental Protection and any person named in the order within 20 days of the rendering of the District order. Review by the Florida Land and Water Adjudicatory Commission is not available for final orders resulting from an evidentiary hearing held under Sections 120.569 and 120.57, F.S., or for rules adopted after issuance of a final order resulting from an evidentiary hearing under Section 120.56, F.S.

Failure to observe the relevant time frames for filing a petition will result in waiver of that right to review.

The petition for variance (F.O.R. 2004-66) and permit application files are available for public inspection during normal business hours, 8:00 a.m. through 5:00 p.m., Monday through Friday, except legal holidays, at St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177. Request for copies or inspection of these files should be made to Kealey West, Assistant General Counsel, Office of General Counsel, at the address above, or by telephone at (386)329-4448.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**NOTICE OF HOSPITAL FIXED NEED POOLS FOR PSYCHIATRIC AND SUBSTANCE ABUSE BEDS  
NOTICE OF HOSPITAL FIXED NEED POOLS FOR PSYCHIATRIC AND SUBSTANCE ABUSE BEDS**

The Agency for Health Care Administration has projected fixed bed need pools for adult and children and adolescent psychiatric and adult substance abuse beds for July 2012 pursuant to the provisions of Rules 59C-1.008, 59C-1.040, and 59C-1.041, F.A.C. Net bed need projections for adult and children and adolescent psychiatric and adult substance abuse hospital beds have been adjusted according to occupancy rate thresholds as prescribed by the above-mentioned rules. A fixed need pool projection for children and adolescent substance abuse beds is not made because the administrative rule governing this service does not include a mathematical formula for the calculation of need. An applicant seeking approval for these types of beds must establish need in its application. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 1, Room 220 MS 28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., February 12, 2007.

Any person who identifies any error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the F.A.W. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for

Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

**Psychiatric and Substance Abuse Net Bed Need  
Children &**

	Adult Psychiatric Beds Net Adjusted Bed Need	Adolescent Psychiatric Beds Net Adjusted Bed Need	Adult Substance Abuse Beds Net Adjusted Bed Need
District 1	0	0	0
District 2	0	0	0
District 3	0	0	4
District 4	0	0	0
District 5	0	0	0
District 6	0	0	0
District 7	0	0	0
District 8	0	0	0
District 9	0	0	0
District 10	0	0	0
District 11	0	0	0
Total Statewide	0	0	4

**NOTICE OF HOSPITAL FIXED NEED POOLS FOR COMPREHENSIVE MEDICAL REHABILITATION BEDS  
NOTICE OF HOSPITAL FIXED NEED POOLS FOR COMPREHENSIVE MEDICAL REHABILITATION BEDS**

The Agency for Health Care Administration has projected a fixed bed need pool for comprehensive medical rehabilitation hospital beds for July 2012 pursuant to the provisions of Rules 59C-1.008 and 59C-1.039, F.A.C. Net bed need projections for comprehensive medical rehabilitation hospital beds have been adjusted according to occupancy rate thresholds as prescribed by the above-mentioned rules. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 1, Room 220 MS 28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., February 12, 2007.

Any person who identifies any error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the F.A.W. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person's right to raise the error at subsequent proceedings. Any other adjustments will be made

in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

**Comprehensive Medical Rehabilitation Bed Need**

	Net Adjusted Bed Need
District 1	0
District 2	0
District 3	0
District 4	0
District 5	0
District 6	0
District 7	0
District 8	0
District 9	0
District 10	0
District 11	0
Total Statewide	0

**NOTICE OF FIXED NEED POOL FOR NEONATAL INTENSIVE CARE SERVICES FOR LEVEL II AND LEVEL III BEDS**

The Agency for Health Care Administration has projected a fixed need pool for Level II and Level III neonatal intensive care unit services for July 2009, pursuant to the provisions of Rules 59C-1.008 and 59C-1.042, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 1, Room 220, MS 28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., February 12, 2007.

Any person who identifies any error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a

waiver of the person’s right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

**Fixed Need Pool Projections**

**Neonatal Intensive Care Level II & Level III Services**

	Level II Net Need	Level III Net Need
District 1	4	0
District 2	0	0
District 3	2	2
District 4	0	4
District 5	0	0
District 6	0	16
District 7	0	0
District 8	0	0
District 9	0	0
District 10	0	0
District 11	0	0
Statewide Total	6	22

**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**

On January 11, 2007, Joseph J. Chiaro, M.D., FAAP Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Paige Bunch, R.N., license number RN 3175042. 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.

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On January 10, 2007, Joseph J. Chiaro, M.D., FAAP Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Beverley C. Dunston, R.N. license number RN 1898242. 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.

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On January 11, 2007, Joseph J. Chiaro, M.D., FAAP Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Anna Marie Gajdzis, L.P.N., license number PN 5148856. 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.

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On January 11, 2007, Joseph J. Chiaro, M.D., FAAP Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Alicia Kersey, R.N., license number RN 2881622. 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.

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On January 10, 2007, Joseph J. Chiaro, M.D., FAAP, Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Steve L. MacDonald, L.P.N., license number PN 1341291. 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.

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On January 11, 2007, Joseph J. Chiaro, M.D., FAAP Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Bami Parsons, C.N.A. license number 122944. 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.

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On January 10, 2007, Joseph J. Chiaro, M.D., FAAP, Interim Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Kimberly Yolanda Williams, L.P.N., license number PN 5163188. 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.

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#### **FLORIDA HOUSING FINANCE CORPORATION**

The Florida Housing Finance Corporation (Florida Housing) announces a funding cycle (Cycle XIX) for the State Apartment Incentive Loan (SAIL) Program, pursuant to Section 420.5087, Florida Statutes, and Chapter 67-48, Florida Administrative Code (F.A.C.).

In accordance with Section 420.5087(3), Florida Statutes, for the six-month period beginning with the publication of this NOFA, program funds shall also be reserved by designated tenant group category at the percentages determined by using the most recent statewide low-income rental housing market studies available.

A minimum of 10% of SAIL program funds shall be distributed for New Construction or Substantial Rehabilitation of Commercial Fishing Worker/Farmworker housing.

Florida Housing currently anticipates making approximately \$4,500,000 from the Cycle XIX allocation available for this purpose. These funds will be awarded through a competitive Request for Proposal process.

All proposals must be submitted to: Florida Housing Finance Corporation, City Centre Building, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, in accordance with the provisions specified in the RFP.

For more information on the timing of this RFP process contact Derek Helms at (850)488-4197. If you are hearing or speech impaired, please contact Florida Housing using the Dual Party Relay System at 1(800)955-8770 and 1(800)955-8771.

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DEPARTMENT OF FINANCIAL SERVICES  
DIVISION OF TREASURY  
BUREAU OF COLLATERAL MANAGEMENT  
PUBLIC DEPOSITS SECTION

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FOR PUBLIC DEPOSITORS TO RECEIVE THE PROTECTION FROM LOSS PROVIDED IN CHAPTER 280, FLORIDA STATUTES, THEY SHALL COMPLY WITH THE FOLLOWING ON EACH PUBLIC DEPOSIT ACCOUNT IN ADDITION TO ANY OTHER REQUIREMENTS SPECIFIED IN CHAPTER 280: (1) EXECUTE THE PUBLIC DEPOSIT IDENTIFICATION AND ACKNOWLEDGMENT FORM DFS-J1-1295 WITH THE QUALIFIED PUBLIC DEPOSITORY (QPD), MAINTAIN IT AS A VALUABLE RECORD, AND CONFIRM THE ACCOUNT ANNUALLY; (2) EXECUTE A REPLACEMENT FORM DFS-J1-1295 WHEN THERE IS A MERGER, ACQUISITION, NAME CHANGE, OR OTHER EVENT WHICH CHANGES THE ACCOUNT NAME, ACCOUNT NUMBER, OR NAME OF THE QPD.

THE FOLLOWING QPDS ARE AUTHORIZED TO HOLD PUBLIC DEPOSITS. THEY ARE LISTED UNDER THE STATE OF HOME OFFICE LOCATION. INSTITUTIONS MARKED WITH AN ASTERISK HAVE LIMITED THE AMOUNT OF PUBLIC DEPOSITS THEY WILL ADMINISTER AND ARE NOT ACCEPTING NEW PUBLIC DEPOSIT ACCOUNTS. DEPOSITORIES HAVING A DATE BESIDE THEIR NAME ARE IN THE PROCESS OF WITHDRAWING FROM THE PROGRAM AND SHALL NOT RECEIVE OR RETAIN PUBLIC DEPOSITS AFTER THE DATE SHOWN. THEY MAY, HOWEVER, HAVE CERTAIN OBLIGATIONS TO THE PROGRAM AFTER THAT DATE WITH WHICH THEY MUST COMPLY BEFORE CONCLUDING THE WITHDRAWAL PROCESS.

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**ALABAMA**

**ATMORE**  
UNITED BANK

**BIRMINGHAM**  
COMPASS BANK  
REGIONS BANK  
SUPERIOR BANK

**MONTGOMERY**  
COLONIAL BANK, N.A.

**FLORIDA**

**APALACHICOLA**  
COASTAL COMMUNITY BANK

**ARCADIA**  
FIRST STATE BANK OF ARCADIA

**AVENTURA**  
TURNBERRY BANK

**BARTOW**  
CITRUS & CHEMICAL BANK  
COMMUNITY NATIONAL BANK AT BARTOW

**BELLE GLADE**  
BANK OF BELLE GLADE

**BOCA RATON**  
FIRST SOUTHERN BANK  
FIRST UNITED BANK  
PARADISE BANK

**BONIFAY**  
BANK OF BONIFAY

**BRADENTON**  
COAST BANK OF FLORIDA  
FIRST AMERICA BANK  
FLAGSHIP NATIONAL BANK

**BRANDON**  
PLATINUM BANK

**BROOKSVILLE**  
HERNANDO COUNTY BANK

**CAPE CORAL**  
RIVERSIDE BANK OF THE GULF COAST

**CARRABELLE**  
GULF STATE COMMUNITY BANK

**CASSELBERRY**  
R-G CROWN BANK

**CHIEFLAND**

DRUMMOND COMMUNITY BANK

**CLEWISTON**

FIRST BANK OF CLEWISTON

OLDE CYPRESS COMMUNITY BANK

**COCOA BEACH**

SUNRISE BANK

**CORAL GABLES**

BANKUNITED, F.S.B.

COMMERCEBANK, N.A.

GIBRALTAR PRIVATE BANK & TRUST COMPANY

INTERNATIONAL BANK OF MIAMI, N.A.

**CRAWFORDVILLE**

WAKULLA BANK

**CRESTVIEW**

FIRST NATIONAL BANK OF CRESTVIEW

**CRYSTAL RIVER**

CRYSTAL RIVER BANK

**DADE CITY**

FIRST NATIONAL BANK OF PASCO

**DANIA BEACH**

COMMUNITY BANK OF BROWARD

**DAVIE**

REGENT BANK

**DUNNELLON**

DUNNELLON STATE BANK

**ENGLEWOOD**

ENGLEWOOD BANK

PENINSULA BANK

**FERNANDINA BEACH**

FIRST COAST COMMUNITY BANK

FIRST NATIONAL BANK OF NASSAU COUNTY

**FORT LAUDERDALE**

BANKATLANTIC

EQUITABLE BANK

LANDMARK BANK, N.A.

**FORT MYERS**

EDISON NATIONAL BANK

FLORIDA GULF BANK

IRONSTONE BANK

**FORT PIERCE**

HARBOR FEDERAL SAVINGS BANK

RIVERSIDE NATIONAL BANK OF FLORIDA

**FORT WALTON BEACH**

BEACH COMMUNITY BANK

FIRST CITY BANK OF FLORIDA

FIRST NATIONAL BANK & TRUST

**FROSTPROOF**

CITIZENS BANK & TRUST

**GAINESVILLE**

FLORIDA CITIZENS BANK

MERCHANTS & SOUTHERN BANK

MILLENNIUM BANK

**GRACEVILLE**

BANK OF JACKSON COUNTY

PEOPLES BANK OF GRACEVILLE

**HALLANDALE**

DESJARDINS BANK, N.A.

**HOMESTEAD**

COMMUNITY BANK OF FLORIDA

FIRST NATIONAL BANK OF SOUTH FLORIDA

**HOMOSASSA**

HOMOSASSA SPRINGS BANK

**IMMOKALEE**

FLORIDA COMMUNITY BANK

**INDIANTOWN**

FIRST BANK AND TRUST COMPANY OF INDIANTOWN

**INVERNESS**

BANK OF INVERNESS

**JACKSONVILLE**

EVERBANK

**JACKSONVILLE BEACH**

OCEANSIDE BANK

**KEY LARGO**

TIB BANK

**KEY WEST**

FIRST STATE BANK OF THE FLORIDA KEYS

**KISSIMMEE**

CENTERSTATE BANK CENTRAL FLORIDA, N.A.

**LAKE CITY**

COLUMBIA BANK  
PEOPLES STATE BANK

**LANTANA**

STERLING BANK

**LEESBURG**

CENTERSTATE BANK MID FLORIDA

**LIVE OAK**

FIRST FEDERAL SAVINGS BANK OF FLORIDA

**LONGWOOD**

\*ORLANDO NATIONAL BANK

**MADISON**

MADISON COUNTY COMMUNITY BANK

**MARATHON**

MARINE BANK

**MARIANNA**

FIRST CAPITAL BANK

**MAYO**

LAFAYETTE STATE BANK

**MIAMI**

BAC FLORIDA BANK  
CITY NATIONAL BANK OF FLORIDA  
COCONUT GROVE BANK  
COMMERCIAL BANK OF FLORIDA  
CONTINENTAL NATIONAL BANK OF MIAMI  
EAGLE NATIONAL BANK OF MIAMI  
EASTERN NATIONAL BANK  
ESPIRITO SANTO BANK  
EXECUTIVE NATIONAL BANK  
GREAT FLORIDA BANK  
INTERAMERICAN BANK, F.S.B.  
MELLON UNITED NATIONAL BANK

METRO BANK OF DADE COUNTY

NORTHERN TRUST, N.A.

OCEAN BANK

SOFISA BANK OF FLORIDA

TOTALBANK

TRANSATLANTIC BANK

U.S. CENTURY BANK

**MILTON**

FIRST NATIONAL BANK OF FLORIDA

**MONTICELLO**

FARMERS & MERCHANTS BANK

**MOUNT DORA**

FIRST NATIONAL BANK OF MOUNT DORA

FLORIDA CHOICE BANK

**NAPLES**

BANK OF NAPLES

COMMUNITY BANK OF NAPLES, N.A.

ORION BANK

PARTNERS BANK

**NEW SMYRNA BEACH**

FRIENDS BANK

**NICEVILLE**

PEOPLES NATIONAL BANK

**NORTH LAUDERDALE**

SECURITY BANK, N.A.

**NORTH PALM BEACH**

ENTERPRISE NATIONAL BANK OF PALM BEACH

**OAKLAND PARK**

AMERICAN NATIONAL BANK

**OCALA**

ALARION BANK

COMMUNITY BANK & TRUST OF FLORIDA

INDEPENDENT NATIONAL BANK

**ORANGE PARK**

HERITAGE BANK OF NORTH FLORIDA

**ORLANDO**

CNLBANK

MERCANTILE BANK



ORANGE BANK OF FLORIDA  
UNITED HERITAGE BANK

**ORMOND BEACH**  
CYPRESSCOQUINA BANK

**OVIEDO**  
CITIZENS BANK OF FLORIDA

**PALATKA**  
FIRST FEDERAL BANK OF NORTH FLORIDA  
PUTNAM STATE BANK

**PANAMA CITY**  
BAY BANK & TRUST COMPANY  
FIRST NATIONAL BANK NORTHWEST FLORIDA  
PEOPLES FIRST COMMUNITY BANK  
VISION BANK

**PENSACOLA**  
BANK OF PENSACOLA  
BANK OF THE SOUTH  
FIRST GULF BANK, N.A.  
GULF COAST COMMUNITY BANK

**PERRY**  
CITIZENS BANK OF PERRY

**PINELLAS PARK**  
FIRST COMMUNITY BANK OF AMERICA

**PORT CHARLOTTE**  
BUSEY BANK, N.A.

**PORT RICHEY**  
REPUBLIC BANK

**PORT ST. JOE**  
BAYSIDE SAVINGS BANK

**PORT ST. LUCIE**  
FIRST PEOPLES BANK

**ST. AUGUSTINE**  
BANK OF ST. AUGUSTINE  
PROSPERITY BANK

**ST. CLOUD**  
PUBLIC BANK

**ST. PETERSBURG**  
SIGNATURE BANK  
SYNOVUS BANK OF TAMPA BAY

**SANTA ROSA BEACH**  
BANKTRUST

**SARASOTA**  
PEOPLE'S COMMUNITY BANK OF THE WEST COAST

**SEBRING**  
HEARTLAND NATIONAL BANK  
HIGHLANDS INDEPENDENT BANK

**SOUTH MIAMI**  
FIRST NATIONAL BANK OF SOUTH MIAMI

**STARKE**  
COMMUNITY STATE BANK

**STUART**  
GULFSTREAM BUSINESS BANK  
SEACOAST NATIONAL BANK

**TALLAHASSEE**  
CAPITAL CITY BANK  
HANCOCK BANK OF FLORIDA  
PREMIER BANK  
TALLAHASSEE STATE BANK  
THE BANK OF TALLAHASSEE

**TAMPA**  
BANK OF ST. PETERSBURG  
FIRST CITRUS BANK

**TEQUESTA**  
INDEPENDENT COMMUNITY BANK

**THE VILLAGES**  
CITIZENS FIRST BANK

**TRINITY**  
PATRIOT BANK

**UMATILLA**  
UNITED SOUTHERN BANK

**VALPARAISO**  
VANGUARD BANK & TRUST COMPANY

**VERO BEACH**

CITRUS BANK, N.A.  
INDIAN RIVER NATIONAL BANK

**WAUCHULA**

FIRST NATIONAL BANK OF WAUCHULA  
WAUCHULA STATE BANK

**WEST PALM BEACH**

FIDELITY FEDERAL BANK & TRUST  
FLAGLER BANK  
GRAND BANK & TRUST OF FLORIDA

**WILLISTON**

PERKINS STATE BANK

**WINTER HAVEN**

CENTERSTATE BANK OF FLORIDA, N.A.

**WINTER PARK**

BANKFIRST  
RIVERSIDE BANK OF CENTRAL FLORIDA

**ZEPHYRHILLS**

CENTERSTATE BANK WEST FLORIDA, N.A.

**GEORGIA**

**ATLANTA**

SUNTRUST BANK

**COLQUITT**

PEOPLESSOUTH BANK

**DARIEN**

SOUTHEASTERN BANK

**MOULTRIE**

AMERICAN BANKING COMPANY

**LOUISIANA**

**NEW ORLEANS**

WHITNEY NATIONAL BANK

**MASSACHUSETTS**

**BOSTON**

ONEUNITED BANK

**MICHIGAN**

**GRAND RAPIDS**

FIFTH THIRD BANK

**MISSISSIPPI**

**JACKSON**

TRUSTMARK NATIONAL BANK

**NEVADA**

**LAS VEGAS**

CITIBANK, N.A.

**NEW YORK**

**NEW YORK CITY**

BANCO POPULAR NORTH AMERICA  
INTERVEST NATIONAL BANK

**NORTH CAROLINA**

**CHARLOTTE**

BANK OF AMERICA, N.A.  
WACHOVIA BANK, N.A.

**ROCKY MOUNT**

RBC CENTURA BANK

**WINSTON-SALEM**

BRANCH BANKING & TRUST COMPANY

**OHIO**

**WILMINGTON**

LIBERTY SAVINGS BANK, F.S.B.

**PENNSYLVANIA**

**PHILADELPHIA**

COMMERCE BANK, N.A.

**TEXAS**

**HOUSTON**

ENCORE BANK

**WISCONSIN**

**MILWAUKEE**

M&I MARSHALL & ILSLEY BANK

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THE FOLLOWING IS A LIST OF INSTITUTIONS THAT HAD A CHANGE SINCE THE LAST PUBLICATION OF THIS REPORT.  
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**AMSOUTH BANK**

BIRMINGHAM, ALABAMA

AMSOUTH BANK (BIRMINGHAM, ALABAMA) WAS MERGED WITH AND INTO REGIONS BANK (BIRMINGHAM, ALABAMA) EFFECTIVE NOVEMBER 6, 2006.

**GULFSTREAM COMMUNITY BANK**

PORT RICHEY

GULFSTREAM COMMUNITY BANK HAS CHANGED ITS NAME TO REPUBLIC BANK.

**MARINE BANK OF THE FLORIDA KEYS**

MARATHON

MARINE BANK OF THE FLORIDA KEYS HAS CHANGED ITS NAME TO MARINE BANK.

**NORTHERN TRUST BANK OF FLORIDA, N.A.**

MIAMI

NORTHERN TRUST BANK OF FLORIDA, N.A. HAS CHANGED ITS NAME TO NORTHERN TRUST, N.A.

**TIB BANK OF THE KEYS**

KEY LARGO

TIB BANK OF THE KEYS HAS CHANGED ITS NAME TO TIB BANK.

**TRI-COUNTY BANK**

TRENTON

TRI-COUNTY BANK (TRENTON) WAS MERGED WITH AND INTO AMERICAN BANKING COMPANY (MOULTRIE, GEORGIA) AS OF THE CLOSE OF BUSINESS NOVEMBER 17, 2006.

**FINANCIAL SERVICE COMMISSION**

**NOTICE OF FILINGS**

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at <http://www.fldfs.com/ofr/banking/cufm.asp>. 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., February 16, 2007):

Name and Address of Applicant: Gulf States Credit Union, Post Office Box 945110, Maitland, Florida 32751

Expansion Includes: Select Employee Groups

Received: January 9, 2007

Name and Address of Applicant: FLAG Credit Union, 3115 Conner Boulevard, Tallahassee, FL 32311-3813

Expansion Includes: Associations

Received: January 11, 2007

Name and Address of Applicant: Florida Telco Credit Union, Post Office Box 16688, Jacksonville, Florida 32245

Expansion Includes: Geographic

Received: January 12, 2007