

**TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY**

The Technological Research and Development Authority (TRDA) is soliciting proposals from qualified Public Relations firms to perform public relations activities for the Space Alliance Technology Outreach Program (SATOP). Activities are focused on developing press releases, garnering media coverage, and developing articles for internal publications. A complete RFP for this solicitation can be found by visiting [www.trda.org/rfp](http://www.trda.org/rfp). The deadline for submission is Friday, February 9, 2007, 5:00 p.m. (Eastern Time). All proposals shall be evaluated at a public meeting at the TRDA office on Friday, February 16, 2007, 3:00 p.m. (Eastern Time). TRDA reserves the right to reject any and all proposals it receives. Any questions regarding the RFP should be addressed to Paul Secor, Director, Technology Transfer at (321)269-6330.

**Section XII  
Miscellaneous**

**DEPARTMENT OF STATE**

Grant applications and guidelines are available for the following programs administered by the Florida Department of State, State Library and Archives of Florida:

Library Services and Technology Act (LSTA) Grants – Applications due March 15, 2007. Federal grants for all types of libraries that emphasize youth, literacy, older adults, and information access through technology.

Public Library Construction Grants – Applications due April 1, 2007. State grants to eligible governments for remodeling, expansion, or new construction of public library buildings.

Library Cooperative Grants – Applications due April 15, 2007. State grants for the six multitype library cooperatives to encourage cooperation among libraries of all types for the development of library service to Floridians.

Guidelines and forms are available on the State Library and Archive of Florida’s Web site at <http://dlis.dos.state.fl.us/bld/grants/index.htm>. Grant guidelines and forms may also be requested by mail from: Grants Office, State Library and Archives of Florida, R. A. Gray Building, 2nd Floor North, 500 South Bronough Street, Tallahassee, FL 32399-0250, (850)245-6620 or Suncom 205-6620; or by Fax (850)245.6643.

Completed applications must be mailed to the address indicated above, and be on file with the State Library and Archives of Florida or postmarked on or before the application due date.

**DEPARTMENT OF COMMUNITY AFFAIRS**

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. 2006-28

**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 comprehensive plan amendment and 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 21, 2006, the Department received for review City of Marathon Ordinance No. 2006-28 that was adopted by the City of Marathon Board of City Commissioners on October 24, 2006 (“Ord. 2006-28”). Ord. 2006-28 is a small scale project amending the future land use map from residential low to residential high for a 2.73-acre parcel of vacant land owned by the city for the purpose of providing affordable housing.
3. Ord. 2006-28 is consistent with the City’s 2010 Comprehensive Plan.

**CONCLUSIONS OF LAW**

4. The Department is required to approve or reject small scale comprehensive plan amendments involving the construction of affordable housing units or 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 28-28.002 (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).
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).
8. Local government small scale comprehensive plan amendments directly related to the provision of affordable housing, as adopted by Ord. 2006-28, shall be reviewed for consistency with the Principles for Guiding Development applicable to the Florida Keys Area of Critical State Concern and shall not become effective until a final order is issued pursuant to § 163.3187(1)(c)1.e., Fla. Stat. The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
9. Ord. 2006-28 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.
  - (j) To make available adequate affordable housing for all sectors of the population of the Florida Keys.
  - (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.
10. Ord. 2006-28 is not inconsistent with the remaining Principles. Ord. 2006-28 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 2006-28 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 designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 22nd 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

The Florida Communities Trust (Trust) announces an application period for receiving applications from local governments and non-profit environmental organizations requesting funding awards from the Trust's Florida Forever Program.

DEADLINE: Applications will be accepted beginning on February 23, 2007, and ending at 5:00 p.m. (EDT) on May 9, 2007. Applications must be received in the Florida Communities Trust's office by the above stated deadline. Applications received after the published deadline shall be deemed late and will not be considered by the Trust.

APPLICATION FORMS: Applications for funding must be made on Application Form FCT-4 following procedures in Rule Chapter 9K-7, F.A.C. Copies of the rule chapter and application form may be obtained by visiting the Trust website at <http://www.floridacommunitydevelopment.org/fct>, calling (850)922-2207, Suncom 292-2207, or by writing to: Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

ADDRESS: For mail and carrier service deliveries, the delivery address is: Florida Communities Trust, 2555 Shumard Oak Boulevard, Suite 310, Tallahassee, FL 32399-2100. For hand deliveries, the delivery location is Suite 310, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL.

FUNDS AVAILABLE: Funds available for awards will derive from Florida Forever bond proceeds. As of the date of submittal of this Notice, the Trust expects that \$66,000,000.00 will be available for use in this funding cycle, unless otherwise allocated by the Legislature.

LOCAL MATCH: Section 259.105(3)(c), F.S., requires that of the funds allocated to the Trust and used for land acquisition, 75 percent shall be matched by local governments on a dollar-for-dollar basis. Paragraph 9K-7.003(7)(c), F.A.C., allows 100 percent grant funding to counties with populations

under 75,000, municipalities with populations under 10,000 and eligible nonprofit environmental organizations. All other applicants shall provide a minimum of 25 percent match toward project costs.

**LIMITS ON AWARDS:** Under the provisions of subsection 9K-7.003(6), F.A.C., the total amount of any award or combination of awards applied for by any local government or nonprofit environmental organization under any application(s) or partnership application(s) for any project(s) shall not exceed ten percent (10%) of the total Florida Forever funds available as stated above. All awards for partnership applications, for the purposes of calculating award limits, shall be divided equally among the local government or nonprofit environmental organization. Based upon the funds known to be available as of the date of this notice, the limit to any local government or nonprofit environmental organization shall be \$6,600,000.00.

**MORE INFORMATION:** Interested parties may obtain more information from the Trust website at <http://www.floridacommunitydevelopment.org/fct>, or by contacting Florida Communities Trust, (850)922-2207, Suncom 292-2207, or by writing the above stated address.

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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), KTM North America, Inc., intends to allow the establishment of Cahill's of North Tampa, Inc., as a dealership for the sale of KTM motorcycles at 8920 North Armania Avenue, Tampa (Hillsborough County), Florida 33604, on or after January 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Cahill's of North Tampa, Inc. are dealer operator(s): Daniel Ridgeway, 8920 North Armania Avenue, Tampa, Florida 33604; principal investor(s): Daniel Ridgeway, 8920 North Armania Avenue, Tampa, Florida 33604.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Jon-Erik Burleson, President, KTM North America, Inc., 1119 Milan Avenue, Amherst, Ohio 44001.

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), Tank Sports, Inc., intends to allow the establishment of Michael Andres Gonzalez d/b/a Car Bay Auto Sales, as a dealership for the sale of KTMEX motorcycles at 209A East Columbus Drive, Tampa (Hillsborough County), Florida 33602, on or after January 17, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Michael Andres Gonzalez d/b/a Car Bay Auto Sales are dealer operator(s): Michael Andres Gonzalez, 1929 Fiest Ridge Court, Tampa, Florida 33604; principal investor(s): Michael Andres Gonzalez, 1929 Fiest Ridge Court, Tampa, Florida 33604.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Turber, National Sales Manager, Tank Sports, Inc., 10925 Schmidt Road, El Monte, California 91733.

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 RPM Holdings Group, LLC d/b/a Saxon Motorcycle Company, intends to allow the establishment of Citrus Motorsports, Inc., as a dealership for the sale of Saxon motorcycles at 7800 West Gulf to Lake, Crystal River (Citrus County), Florida 34429, on or after January 5, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Citrus Motorsports, Inc. are dealer operator(s): Allen Pope, 7800 West Gulf to Lake, Crystal River, Florida 34429; principal investor(s): Allen Pope, 7800 West Gulf to Lake, Crystal River, Florida 34429.

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: David Schwam, Vice President of Sales and Marketing, RPM Holdings Group, LLC d/b/a Saxon Motorcycle Company, 555 West Main Avenue, Casa Grande, Arizona 85222.

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), Hyosung Motors America, Inc., intends to allow the establishment of East Coast Cycles Motorsports, as a dealership for the sale of Hyosung motorcycles at 8242 West State Road 84, Davie (Broward County), Florida 33324, on or after January 23, 2007.

The name and address of the dealer operator(s) and principal investor(s) of East Coast Cycles Motorsports are dealer operator(s): Andres Alsina, 10 Gables Boulevard, Fort Lauderdale, Florida 33326; principal investor(s): Andres Alsina, 10 Gables Boulevard, Fort Lauderdale, Florida 33326.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Edward Park, President, Hyosung Motors America, Inc., 5815 Brook Hollow Parkway, Suite B, Norcross, Georgia 30071.

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 Hyosung Motors America, Inc., intends to allow the establishment of GHC Motorsports, as a dealership for the sale of Hyosung motorcycles at 614 U.S. Highway 27 South, Lake Placid (Highlands County), Florida 33852, on or after January 23, 2007.

The name and address of the dealer operator(s) and principal investor(s) of GHC Motorsports are dealer operator(s): Jeffery Cowell, 16 Meadowlake Circle South, Lake Placid, Florida 33852; principal investor(s): Jeffery Cowell, 16 Meadowlake Circle South, Lake Placid, Florida 33852.

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: Edward Park, President, Hyosung Motors America, Inc., 5815 Brook Hollow Parkway, Suite B, Norcross, Georgia, 30071.

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), Pacific Cycle, Inc., intends to allow the establishment of Grandpa's Cycle Center, Inc., as a dealership for the sale of Benzhou motorcycles (SHWI) at 3596 Fowler Street, Ft. Myers (Lee County), Florida 33901, on or after January 17, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Grandpa's Cycle Center, Inc. are dealer operator(s): Marion Stewart, 3955 Edgewood, Ft. Myers, Florida 33901; principal investor(s): Marion Stewart, 3955 Edgewood, Ft. Myers, Florida 33901.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike 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), Chuanl Motorcycle USA Co., Ltd., intends to allow the establishment of Mobility Tech, Inc. d/b/a Charlie's Scooter Depot, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co., Ltd. (CHUA) at 5720 North Florida Avenue #2, Tampa (Hillsborough County), Florida 33604, on or after January 18, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Mobility Tech, Inc. d/b/a Charlie's Scooter Depot are dealer operator(s): Carlos Urbizu, 5720 North Florida Avenue #2, Tampa, Florida 33604; principal investor(s): Carlos Urbizu, 5720 North Florida Avenue #2, Tampa, Florida 33604 and Zenaida Urbizu, 5720 North Florida Avenue #2, Tampa, Florida 33604.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Cynthia Booker, Chuanl Motorcycle USA Co., Ltd., 9886 Chartwell Drive, Dallas, Texas 75243.

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), Devon Motorcycles, Inc., intends to allow the establishment of Navitas Financial Group d/b/a Pompano Pats Deland, as a dealership for the sale of motorcycles manufactured by Jincheng Corporation (JINS) at 2075 South Woodland Boulevard, Deland (Volusia County), Florida 32720, on or after January 12, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Navitas Financial Group d/b/a Pompano Pats Deland are dealer operator(s): Justin Asher, 5465 Carmody Lake Drive, Port Orange, Florida 32127; principal investor(s): Justin Asher, 5465 Carmody Lake Drive, Port Orange, Florida 32127.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Al Perna, Devon Motorcycles, Inc., 1100 First Avenue, Suite 100, King of Prussia, Pennsylvania 19406.

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), Hyosung Motors America, Inc., intends to allow the establishment of Sky Powersports of Hudson, LLC, as a dealership for the sale of Hyosung motorcycles at 16609 US Highway 19 North, Hudson (Pasco County), Florida 34667, on or after January 17, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Sky Powersports of Hudson, LLC are dealer operator(s): Robert P. Lehoullier, 3413 West Beaumont Street, Tampa, Florida 33611; principal investor(s): Robert P. Lehoullier, 3413 West Beaumont Street, Tampa, Florida 33611 and Charles R. Morthey, Jr., 3640 Frentress, Lakeland, Florida 33813.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Edward Park, President, Hyosung Motors America, Inc., 5815 Brook Hollow Parkway, Suite B, Norcross, Georgia 30071.

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 Forest River, Inc., intends to allow the establishment of Don Brown Bus Sales, as a dealership for the sale of Starcraft buses at 9385 Southeast US Highway 441, Ocala (Marion County), Florida 34480, on or after February 10, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Don Brown Bus Sales are dealer operator(s): Mark E. Matthews, 3240 Southwest 34th Street, Suite 310, Ocala, Florida 34474; principal investor(s): Mark J. Sebast, 227 Noonan Road, Fort Johnson, New York 12070.

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: David Wright, General Manager, Starcraft Bus, 2367 Century Drive, Goshen, Indiana 46528.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

**BOARD OF TRUSTEES OF THE INTERNAL  
IMPROVEMENT TRUST FUND**

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**CERTIFICATE OF NEED  
EXEMPTIONS**

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Miami-Dade District: 11  
ID # E0600013 Decision: A Issue Date: 1/24/2007  
Facility/Project: South Florida Evaluation and Treatment Center  
Applicant: State of Florida, DCF  
Project Description: Add 13 state owned adult psychiatric beds  
Proposed Project Cost: \$50,000.00

**CERTIFICATE OF NEED  
EXEMPTIONS**

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Sumter District: 3  
ID # E0600010 Decision: A Issue Date: 1/8/2007  
Facility/Project: The Villages Regional Hospital  
Applicant: The Villages Tri-County Medical Center, Inc.  
Project Description: Establish an adult inpatient diagnostic cardiac catheterization service  
Proposed Project Cost: \$45,000,000.00

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**Notice of Application Period for Preapproved Advanced  
Cleanup Program**

The Department of Environmental Protection announces, in accordance with Section 376.30713, F.S., that it will accept Preapproved Advanced Cleanup ("PAC") applications submitted between May 1, 2007 and June 29, 2007. All PAC applications must be received by the Department by 5:00 p.m. on June 29, 2007. Public opening of timely submitted applications shall be on July 3, 2007, beginning at 9:30 a.m. at the Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 458N, Tallahassee, Florida. The required application form and instructions for the PAC Program may be obtained from the following web site:



[www.dep.state.fl.us/waste/categories/pcp/pages/pac.htm](http://www.dep.state.fl.us/waste/categories/pcp/pages/pac.htm). Any questions concerning the PAC Program should be directed to Michael Bland at (850)245-8912.

The Department of Environmental Protection gives notice of the availability of the preliminary final draft document entitled "Canal Recharge: A Report to the Governor and Legislature," dated December 2006. The report is required pursuant to Chapter 2004-381, Laws of Florida, to summarize the department's investigation into "the feasibility of discharging reclaimed water (highly treated wastewater) into canals and the aquifer system as an environmentally acceptable means of augmenting groundwater supplies, enhancing natural systems and conveying reuse water within enclosed conduits within the canal right-of-way in Southeast Florida." The law requires the department to publish the preliminary report, including draft findings and recommendations, for public comment. Upon closure of the public comment period, the department will provide the final report, including any public comments received, to the Governor, the Senate and the House of Representatives.

Canal Recharge: A Report to the Governor and Legislature," dated December 2006, is available for review or downloading online at: <http://www.dep.state.fl.us/water/wqssp/canals.htm>

A copy may also be obtained by contacting: Stacey Feken, Florida Department of Environmental Protection, Division of Water Resource Management, 2600 Blair Stone Road, MS 3560, Tallahassee, FL 32399-2400, (850)245-8421, or by email at [Stacey.feken@dep.state.fl.us](mailto:Stacey.feken@dep.state.fl.us). Written comments may be submitted to that same address. Comments must be received within 21 days of the date of this publication to be included with the report to the Governor and Legislature.

#### NOTICE OF AVAILABILITY

##### FLORIDA CATEGORICAL EXCLUSION NOTICE

##### EAST COUNTY WATER CONTROL DISTRICT, FLORIDA

The Department of Environmental Protection has determined that East County Water Control District's (ECWCD) proposed Stormwater Management Facilities will not have a significant adverse affect on the environment. The potential amount of the loan is estimated at \$3,665,400. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: Pankaj Shah, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

#### NOTICE OF RECEIPT FOR LAND USE DETERMINATION

On January 16, 2007, the Department of Environmental Protection received a determination from Glades County that the Florida Power and Light Company, Glades Power Park, Power Plant Siting Application No. 06-49, OGC Case No. 06-2649, DOAH Case No. 06-005334, is consistent with existing local land use plans and zoning ordinances in Glades County pursuant to the Florida Electrical Power Plant Siting Act, Section 403.50665, F.S. A copy of the determination of compliance is available for review in the office of Michael P. Halpin, P.E., Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850)245-8002. Pursuant to Section 403.50665(4), F.S., if any substantially affected person wishes to dispute Glade's County's determination that the proposed Glades Power Park is consistent with Glades County's existing land use plans and zoning ordinances, he or she must file a petition with the Department within 21 days after the publication of notice of the local government's determination. If a hearing is requested, the provisions of Section 403.508(1), F.S., shall apply. Should a land use hearing be held, the notice of land use hearing will be published as per the provisions of Section 403.5115, F.S. Pursuant to Section 403.508(1), F.S., the sole issue for determination at a land use hearing shall be whether or not the proposed site is consistent and in compliance with existing land use plans and zoning ordinances. If the administrative law judge concludes that the proposed site is not consistent or in compliance with existing land use plans and zoning ordinances, the administrative law judge shall receive at the hearing evidence on, and address in the recommended order, any changes to or approvals or variances under the applicable land use plans or zoning ordinances which will render the proposed site consistent and in compliance with the local land use plans and zoning ordinances.

A person whose substantial interests are affected by the proposed determination of consistency may petition for an administrative hearing in accordance with Section 403.5066(4), F.S. The petition must be filed with the Department's Agency Clerk in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, (850)245-2241, Fax (850)245-2303. The

petition should contain: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the determination; (c) A statement of how and when each petitioner received notice of the agency action or proposed action; (d) A statement of all disputed issues of material fact; If there are none, the petitioner shall so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the proposed action; and (g) A statement of the relief sought by the petitioner. A petition that does not dispute the material facts shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, Florida Administrative Code.

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#### NOTICE OF INTENT TO ISSUE MODIFICATION OF POWER PLANT CERTIFICATION

The Florida Department of Environmental Protection (Department) hereby provides notice of an intent to modify Power Plant Certification Conditions issued pursuant to the Florida Electrical Power Plant Siting Act, Section 403.501, et seq., Florida Statutes. A Proposed Final Order has been prepared in accordance with subsection 62-17.211(4), F.A.C., concerning the Hillsborough County Resource Recovery Facility in Hillsborough County, Florida.

On September 19, 2006, the Siting Board approved a consolidated final order for certification of an expansion of the Hillsborough County Resource Recovery Facility to add a new 600-ton-per-day mass burn unit subject to Conditions of Certification. It has since come to the attention of the Department that two conditions were erroneously left out of the Conditions of Certification authorized under that order. The last two items listed in Section 6.2 on the DOT transmittal to FDEP dated April 2006 from the Florida Department of Transportation represent the basis for this modification.

Pursuant to Section 403.516, Florida Statutes ("F.S."), and Rule 62-17.211, Florida Administrative Code ("F.A.C."), all parties to the certification proceeding have 45 days from the issuance of this notice by mail to such party's last address of record in which file a written objection to the modification. A public notice will also be published in the Florida

Administrative Weekly ("F.A.W.") and on the Department's internet home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices" regarding this Intent to Modify the Conditions of Certification. Any person who is not already a party to the certification proceeding and whose substantial interests will be affected by the requested modification has 30 days from the date of publication of the public notice in the FAW to object in writing.

Written objections must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000. If the Department does not receive any written objections, then an Order Modifying the Conditions of Certification shall be issued by the Department. If written objections are timely filed which address only a portion of the modification, then pursuant to subparagraph 62-17.211(1)(b)5., F.A.C., the Department shall issue an Order approving that portion of the modification to which no objections were filed, unless that portion of the modification is substantially related to or necessary to implement the portion to which written objections are filed. If written objections are raised, then pursuant to Section 403.516(1)(c), F.S., the applicant may file a petition for modification with the Department and the Division of Administrative Hearings seeking approval for those portions of the modification to which written objections were timely filed.

Mediation is not available in this proceeding.

Any questions regarding this Intent to Modify Conditions of Certification should be directed to Michael P. Halpin at (850)245-8002. Questions regarding legal issues should be referred to the Department's Office of General Counsel at (850)245-2283. Such contact with any of the above does not constitute an objection to the modification.

A copy of the proposed modification order is available from: Michael P. Halpin, P.E., Administrator, Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850)245-8002.

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#### NOTICE OF INTENT TO ISSUE PERMIT AND VARIANCE

The Department of Environmental Protection gives notice of its intent to issue a joint coastal permit (File No. 0269646-001-JC) and variance (Variance No. 0269646-002-EV) to St. Lucie County. The proposed Ft. Pierce Nourishment project is to nourish a 1.3-mile segment of beach south of Ft. Pierce Inlet, between FDEP Reference Monuments R-34 and R-41. The project includes a variable width (125-215 feet) berm with a crest elevation of 8.9 feet NGVD. The construction berm includes a 50-foot design berm width and a

width of 75-165 feet for the advance nourishment, at a slope of 1 vertical on 100 horizontal, and a foreshore slope of 1 vertical on 10 horizontal. Approximately 500,000 cubic yards of beach quality material will be placed on the beach for the initial nourishment event, and the project template shall not be exceeded for subsequent events. The material for the initial event will be obtained from a borrow area located approximately 3 miles offshore on Capron Shoal, and subsequent events may combine material from this borrow area with sand bypassed from Ft. Pierce Inlet.

No additional impacts to hardbottom communities will be authorized by this permit. If the Biological Monitoring required for this permit indicates that hardbottom impacts have occurred seaward of the predicted Equilibrium Toe of Fill (ETOF) for Permit No. 0126215-001-JC, regardless of when those impacts may have occurred, additional mitigation will be required. Permit No. 0126215-001-JC, issued in 1998, authorized the placement of 800,000 cubic yards of sand between DEP Reference Monuments R-34 and R-41. Impacts from this placement have been previously mitigated.

The applicant has also requested a variance (File No. 0269646-002-EV) from paragraph 62-4.244(5)(c), F.A.C., to temporarily establish an expanded mixing zone of 150 meters offshore and 1,000 meters downcurrent from the point of sand discharge onto the beach disposal area. Modeling for previous projects showed that the edge of the elevated turbidity plume would extend 150 meters offshore and 1,323 meters downcurrent from the point of sand discharge. However, the Department and St. Lucie County agree that this expanded mixing zone is likely larger than necessary. Water quality monitoring for the aforementioned permit was only required at the edge of the expanded mixing zone. Therefore, no data exists to help determine a more appropriate distance. For this project, St. Lucie County will monitor at 1,000 meters, 600 meters, 300 meters, and 150 meters downcurrent and 150 meters and 100 meters offshore and the data collected will be used to evaluate the size of the mixing zone for future placement events.

The nourishment site is located between R-34 and R-41, St. Lucie County, Sections 6 and 7, Township 35 S, Range 41 E; Section 1, Township 35 S, Range 40 E; and Section 36, Township 34 S, Range 40 E, Atlantic Ocean, Class III Waters.

The borrow area is located approximately 3 miles offshore on Capron Shoal, Atlantic Ocean, Class III Waters.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, Florida Statutes. The petition must contain the

information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the permit or even a denial of the application. Under subsection 62-110.106(4), Florida Administrative Code, a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Any intervention will be only at the discretion of the presiding judge upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsection 28-106.111(2) and subparagraph 62-110.106(3)(a)1., F.A.C., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a

waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the DEP, Bureau of Beaches and Coastal Systems, 5050 West Tennessee Street, Building B, Tallahassee, Florida 32304-9201. The "NOTICE OF INTENT TO ISSUE JOINT COASTAL PERMIT" and the

"DRAFT JOINT COASTAL PERMIT" can be viewed at the Department's Internet Web site at: <http://www.dep.state.fl.us/beaches/permitting/permits.htm>

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## DEPARTMENT OF HEALTH

On January 19, 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 Sylvia Anne Carew, C.N.A., license number CNA 116104. 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 19, 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 Shannon Marie Holmes, R.N., license number RN 9223902. 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 19, 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 Cassandra Nicole Jones, R.N., license number RN 9228339. 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 19, 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 Melinda Rose Smith, R.N., license number RN 9206907. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary

determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On January 19, 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 Sheila Ronette Solomon, C.N.A., license number CNA 104581. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On January 22, 2006, 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 Brian P. Spitzer, R.Ph., license number PS 28670. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On January 17, 2006, 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 Debra Suzanne Vucic, R.Ph., license number PS 21125. 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.

**FLORIDA HOUSING FINANCE CORPORATION**

**HOME INVESTMENT PARTNERSHIPS PROGRAM  
(HOME) NOTICE OF FUNDING AVAILABILITY (NOFA)  
2007 HOME RENTAL CYCLE**

The Florida Housing Finance Corporation ("Florida Housing") announces a funding cycle for the HOME Rental Program's allocation of 2007 HOME federal funds from the U.S. Department of Housing and Urban Development (HUD). Based on current estimates, Florida Housing estimates that approximately \$12,000,000 in federal HOME funding for 2007 will be available to eligible rental developments that meet application funding criteria. Funding will be awarded in accordance with Rule Chapter 67-48, F.A.C.

All applications 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 of all applicable Florida Statutes, Chapter 67-48, F.A.C., the Universal Application Package, and Federal Regulations 24 CFR Part 92.

For more information on opening and closing dates of the application cycle, or on how to obtain an application, please access Florida Housing's web site at [www.floridahousing.org](http://www.floridahousing.org) or contact Blake Poston-Carson at (850)488-4197. The Universal Application Package, when available, may be obtained at the Florida Housing web site or by submitting a written request accompanied by a \$50 application package fee to: Florida Housing Finance Corporation, City Centre Building, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, ATTN: Blake Poston-Carson – Application request. If you are hearing or speech impaired, please contact Florida Housing using the Dual Party Relay System, 1(800)955-8770 and 1(800)955-8771.

**HOMEOWNERSHIP ASSISTANCE  
FOR MODERATE INCOME LOAN PROGRAM**

Pursuant to Section 420.509, Florida Statutes, and Rule Chapter 67-51, Florida Administrative Code, the Florida Housing Finance Corporation (the "Corporation") announces its intention to provide up to \$250,000 for qualified mortgage loans for down payment and closing costs assistance under the

Homeownership Assistance for Moderate Income Loan Program (HAMI). These HAMI Loans are expected to be made available to moderate income persons in conjunction with the Corporation's Single Family Mortgage Revenue Bond Program (SFMRB). All HAMI Loans will be fully amortized second mortgage loans up to \$5,000 at a fixed interest rate not to exceed 10.00%, over a 10-year term. These loans will provide financing for owner-occupied residences in any county in the State of Florida, subject to the participation of qualified lending institutions and the counties they elect to serve. Access to these funds will be made available through Participating Lenders that have been selected to originate first mortgages under the Corporation's SFMRB Program through an application process. Participating lending institutions will make HAMI Loan funds available on a first-come, first-served basis to eligible first-time home buyers qualifying for a first mortgage under the Corporation's SFMRB Program. Applications for such loans may be obtained from the participating lending institutions.

Any home mortgage lending institution that is a qualified FHA-approved mortgagee (with direct endorsement underwriting authority preferred), or a VA-approved lender (with automatic approval authority preferred), or an USDA/RD approved lender (unless waived by the Servicer), or with respect to Conventional Mortgage loans, is a Fannie Mae and/or Freddie Mac approved lender in good standing, has errors and omissions coverage of at least \$300,000, meets the requirements of the Servicer and Florida Housing with respect to financial status and is acceptable to a Fannie Mae and/or Freddie Mac PMI Insurer, that is interested in receiving an Invitation and Application to Participate in the program should contact the Corporation by telephone at (850)488-4197, by Facsimile at (850)922-7253, or in writing: 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. Any questions or concerns regarding the proposed issuance of bonds should be directed to Frances Pheeny, Single Family Programs Administrator at (850)488-4197.

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HOUSING CREDIT PROGRAM  
NOTICE OF CREDIT AVAILABILITY (NOCA)  
2007 CYCLE

The Florida Housing Finance Corporation (Florida Housing) announces an application cycle for the Housing Credit Program. The total 2007 allocation authority is estimated to be approximately \$35,275,282.00. The amount of housing credit allocation authority available for the 2007 cycle will vary based upon the 2007 per capita population figures, the amount of unused credits from prior years, the amount of binding commitments for 2007 credits, and the amount

allocated from the national pool. The current amount of the binding commitments for 2007 credits is estimated to be \$3,875,142, however, this dollar amount is subject to change. Geographic and targeting goals along with any set-asides will be described in the Qualified Allocation Plan approved by the Governor.

For more information on opening and closing dates of the application cycle, or on how to obtain an Application, please access Florida Housing's web site at [www.floridahousing.org](http://www.floridahousing.org) or contact Blake Poston-Carson at (850)488-4197. The Universal Application Package, when available, may be obtained at the Florida Housing web site or by submitting a written request accompanied by a \$50 application package fee to: Florida Housing Finance Corporation, City Centre Building, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, ATTN: Blake Poston-Carson – Application Request. If you are hearing or speech impaired please contact Florida Housing using the Dual Party Relay System, 1(800)955-8770 or 1(800)955-8771.

All applications must be submitted to the above address in accordance with the provisions of all applicable Florida Statutes, Chapter 67-48, F.A.C., the Universal Application Package, and Internal Revenue Code, Section 42.

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FLORIDA HOME OWNERSHIP ASSISTANCE PROGRAM Pursuant to Section 420.5088, Florida Statutes, and Rule Chapter 67-45, Florida Administrative Code, the Florida Housing Finance Corporation (the "Corporation") announces its intention to provide an approximate amount of \$8,000,000 for qualified mortgage loans for homebuyer assistance under the Florida Home Ownership Assistance Program (HAP). These HAP funds are expected to be made available qualified persons in conjunction with the Corporation's Single Family Mortgage Revenue Bond Program (SFMRB). Access to these funds will be made available through Participating Lenders that have been selected to originate first mortgages under the Corporation's SFMRB Program through an application process. Participating lending institutions will make loans using HAP funds available on a first-come, first-served basis to eligible first-time home buyers qualifying for a first mortgage under the Corporation's SFMRB Program. Applications for such loans may be obtained from the participating lending institutions.

Any home mortgage lending institution that is a qualified FHA-approved mortgagee (with direct endorsement underwriting authority preferred), or a VA-approved lender (with automatic approval authority preferred), or an USDA/RD approved lender (unless waived by the Servicer), or with respect to Conventional Mortgage loans, is a Fannie Mae

and/or Freddie Mac approved lender in good standing, has errors and omissions coverage of at least \$300,000, meets the requirements of the Servicer and Florida Housing with respect to financial status and is acceptable to a Fannie Mae and/or Freddie Mac PMI Insurer, that is interested in receiving an Invitation and Application to Participate in the program should contact the Corporation by telephone at (850)488-4197, by Facsimile (850)922-7253, or in writing: 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. Any questions or concerns regarding the availability of HAP funds or requests for more information and/or a list of participating lending institutions should be directed Frances Pheeny, Single Family Programs Administrator at (850)488-4197.

**SINGLE FAMILY HOMEOWNER MORTGAGE REVENUE BONDS**

Pursuant to Rule 67-25.005, Florida Administrative Code, notice is hereby given that the Florida Housing Finance Corporation (the "Corporation") intends to issue bonds in calendar year 2007, in one or more issues, in an approximate amount not to exceed \$800,000,000 in order to provide funding for qualified mortgage loans for owner-occupied residences within the State of Florida. Proceeds of the bonds are expected to be available to eligible home buyers in any county of the State of Florida subject to the participation of lending institutions and the counties they elect to serve.

Any home mortgage lending institution that is a qualified FHA-approved mortgagee (with direct endorsement underwriting authority preferred), or a VA-approved lender (with automatic approval authority preferred), or an USDA/RD approved lender (unless waived by the Servicer), or with respect to Conventional Mortgage loans, is a Fannie Mae and/or Freddie Mac approved lender in good standing, has errors and omissions coverage of at least \$300,000, meets the requirements of the Servicer and Florida Housing with respect to financial status and is acceptable to a Fannie Mae and/or Freddie Mac PMI Insurer, that is interested in receiving an Invitation and Application to Participate in the program should contact the Corporation by telephone at (850)488-4197, by Facsimile at (850)922-7253, or in writing: 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. Any questions or concerns regarding the proposed issuance of bonds should be directed to Frances Pheeny, Single Family Programs Administrator at (850)488-4197.

**STATE APARTMENT INCENTIVE LOAN (SAIL) PROGRAM CYCLE XIX (2007) AND SPECIAL GEOGRAPHIC DISTRIBUTION NOTICE OF FUNDING AVAILABILITY (NOFA)**

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(1), Florida Statutes, program funds shall be distributed over successive 3-year periods in a manner that meets the need and demand for very low-income housing throughout the state. The need and demand must be determined by using the most recent statewide low-income rental housing market studies available at the beginning of each 3-year period. The percentages over the current 3-year period are as follows: 60% for Large County; 30% for Medium County; and 10% for Small County designation developments. This funding cycle is the third year of a 3-year period. Funding cannot be made at levels that would make it impossible to meet the statutory requirements over the 3-year period.

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.

Program funds shall be distributed during this funding cycle at the following percentages per tenant group: 10% for Commercial Fishing Worker/Farmworker; 9% for Homeless; 24% for Elderly [Note: This amount is subject to a 10% reduction of the 24% set-aside amount, with the funds being made available to applicants for the Elderly Housing Community Loan Program]; and 57% for Family. The reservation of funds to any demographic category may not be less than 10% of the funds available at that time, except for persons who are homeless which reservation may not be less than 5% of the funds available.

Florida Housing currently anticipates the allocation of approximately \$45,000,000 for Cycle XIX (associated with funds collected in fiscal year 2006-2007) from funding sources as estimated below:

\$42,400,000 = DOC Stamp  
 \$2,600,000 = SAIL Fund

Geographic distribution will be set based upon an anticipated funding level of \$45,000,000 for Cycle XIX. This amount is subject to change and is dependent upon documentary stamp tax collections and/or projections and receipts within the SAIL fund. The anticipated geographic funding distribution is as follows:

| COUNTY DESIGNATION | FUNDING TARGET |
|--------------------|----------------|
| Large              | \$27,000,000   |
| Medium             | \$13,500,000   |
| Small              | \$4,500,000    |

For more information on opening and closing dates of the application cycle, or on how to obtain an Application, please access Florida Housing’s Website at [www.floridahousing.org](http://www.floridahousing.org) or contact Blake Carson at (850)488-4197. The Universal Application Package, when available, may be obtained at the Florida Housing web site or by submitting a written request accompanied by a \$50 application package fee to Florida Housing Finance Corporation, City Centre Building, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, ATTN: Blake Poston-Carson – Application Request. If you are hearing or speech impaired please contact Florida Housing using the Dual Party Relay System, 1(800)955-8770 or 1(800)955-8771.

All applications 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 of all applicable Florida Statutes, Chapter 67-48, F.A.C., and the application package.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**FLORIDA BOATING IMPROVEMENT PROGRAM NOTIFICATION OF GRANT APPLICATION SUBMISSION PERIOD AND TRAINING SESSIONS**

The Florida Fish and Wildlife Conservation Commission (FWC) announces the anticipated availability of grant funds under the Florida Boating Improvement Program (FBIP).

Eligible projects must serve the needs of boaters and boating-related activities on coastal and/or inland waters within the State of Florida.

Eligible participants include county governments, municipalities and other governmental entities of the State of Florida. Applications for grant funding for fiscal year 2007-2008 will be accepted beginning February 2, 2007. Applications must be received by FWC before close of business on April 27, 2007. Applications received after the deadline will be ineligible for consideration.

Program policies and guidelines and application forms may be downloaded from the web site <http://MyFWC.com/boating/grants/fbip.htm>

Training sessions for potential applicants will be held in the following locations:

DATE AND TIME: February 28, 2007, 9:30 a.m. – 11:30 a.m. (EST)

PLACE: Bryant Building, Auditorium, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, FL

DATE AND TIME: March 9, 2007, 1:00 p.m. – 3:00 p.m. (EST)

PLACE: Second Floor, Conference Room, Department of Environmental Protection, 7825 Baymeadows Way, Suite B200, Jacksonville, FL

DATE AND TIME: March 16, 2007, 2:30 p.m. – 4:30 p.m. (CST)

PLACE: Classroom 128 & 131, Gulf Coast Community College, North Bay Training Center, 637 Highway 2300, Panama City, FL

DATE AND TIME: March 23, 2007, 10:00 a.m. – 12:00 Noon (EST)

PLACE: Lakeland Police Department, 219 N. Massachusetts Avenue, Lakeland, FL

DATE AND TIME: March 30, 2007, 9:30 a.m. – 11:30 a.m. (EST)

PLACE: Department of Environmental Protection, 400 North Congress Avenue, Suite 200, West Palm Beach, FL



Please RSVP for the training session that is in your area within 10 days of the scheduled date at [fbip@MyFWC.com](mailto:fbip@MyFWC.com)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these training sessions is asked to advise the FWC at least five calendar days before the meeting by contacting ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the FWC by calling (850)488-9542.

For more information, email [fbip@MyFWC.com](mailto:fbip@MyFWC.com) or call (850)488-5600.

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**FINANCIAL SERVICES COMMISSION**

**NOTICE OF FILINGS**

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institution, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105,

Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, Division of Financial Institutions, 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 23, 2007):

**APPLICATION TO MERGE**

Constituent Institutions: Sun American Bank, Boca Raton, Florida and Independent Community Bank, Tequesta, Florida  
Resulting Institution: Sun American Bank

With Title: Sun America Bank

Received: January 16, 2007

**APPLICATION FOR AUTHORITY  
TO EXERCISE TRUST POWERS**

Applicant and Location: Vision Bank, Panama City, Florida  
32405

Received: January 22, 2007

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