

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NO.: 64D-2.004
RULE TITLE: Testing Requirements

PURPOSE AND EFFECT: The purpose is to amend the rule to incorporate updated Model Protocols for HIV Counseling and Testing in both health care and non-health care settings, to clarify and conform to new statutory language.

SUMMARY: The rule describes activities regarding the requirements for persons conducting HIV testing in any setting and the receiving of informed and/or written consent from the person being tested.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 381.004(9), 381.0041(10), 384.33 FS

LAW IMPLEMENTED: 381.0011, 381.004, 381.0041, 384.31 FS

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Derrick Traylor at Derrick.Traylor@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64D-2.004 Testing Requirements.

(1) No change.

(2) Informed consent to perform a test for HIV in a non-health care setting need not be in writing, ~~except in the situations listed below in subsection (3)~~, if there is documentation in the medical record that the test has been explained and consent has been obtained.

(3) In health care and non-health care settings, informed consent to perform a test for HIV shall be in writing for the following:

(a) Prior to the first donation of blood, blood components, organs, skin, semen, or other human tissue or body part in accordance with Section 381.0041, F.S. The consent form must specify that the donor is consenting to repeated HIV testing of each donation for the subsequent year. The consent form must be signed annually prior to transfusion or other use;

(b) Prior to testing for HIV for insurance purposes, in accordance with Section 627.429, F.S.; or

(c) Prior to testing for HIV for contract purposes in a health maintenance organization, in accordance with Section 641.3007, F.S.

(4) No change.

(5) Pursuant to Section 381.004(7), F.S., the Department of Health developed the Model Protocol for HIV Counseling and Testing In Health Care Settings, dated ~~June 30, 2017~~ ~~August 1, 2016~~, and the Model Protocol for HIV Counseling and Testing In Non-Health Care Settings, dated ~~June 30, 2017~~ ~~August 1, 2015~~, consistent with the provisions of this section and incorporates these documents by reference in this rule. The model protocols can be obtained at <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxx> and <https://www.flrules.org/Gateway/reference.asp?No=Ref-xxxx>.

(6) No change.

Rulemaking Authority 381.004(9), 381.0041(10), 384.33 FS. Law Implemented 381.0011, 381.004, 381.0041, 384.31 FS. History--New 11-6-85, Formerly 10D-93.67, Amended 7-12-89, 1-20-92, 5-1-96, Formerly 10D-93.067, Amended 8-24-99, 1-3-13, 9-5-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Derrick Traylor

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 7, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 17, 2017

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On February 6, 2018 the Division of Hotels and Restaurants received a Petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Cruisers Frozen Yogurt of Titusville located in Titusville. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink.

The Petition for this variance was published in Vol. 44, No. 26, F.A.R., on February 7, 2018. The Order for this Petition was signed and approved on February 26, 2018. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink is provided with hot

and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

Section VI
Notice of Meetings, Workshops and Public
Hearings

DEPARTMENT OF LEGAL AFFAIRS

The Florida Commission on the Status of Women announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 8, 2018, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Executive Committee

DATE AND TIME: March 8, 2018, 2:00 p.m.

PLACE: Please call (850) 414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Annual Report Committee

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, phone: (850)414-3300, fax: (850)921-4131.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, phone: (850)414-3300, fax: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and

evidence from which the appeal is to be issued.
 For more information, you may contact: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, phone: (850)414-3300, fax: (850)921-4131.

DEPARTMENT OF LEGAL AFFAIRS
 Division of Victim Services and Criminal Justice Programs
 The Florida Council on the Social Status of Black Men and Boys announces a public meeting to which all persons are invited.

DATE AND TIME: March 22, 2018, 9:00 a.m. – 5:00 p.m.
PLACE: 1000 College Boulevard, Barfield Administration, Building 7, Room 736, Pensacola FL 32504; contact: (850)484-1311; toll-free dial-in number: 1(888)670-3525; conference code: 2057836401

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the agenda may be obtained at <http://www.cssbmb.com>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Bureau of Criminal Justice Programs at (850)414-3300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF LEGAL AFFAIRS
 Division of Victim Services and Criminal Justice Programs
 The Florida Council on the Social Status of Black Men and Boys announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2018, 3:00 p.m. – 6:00 p.m.
PLACE: 1000 College Boulevard, Hagler Auditorium, Building 2, Room 252, Pensacola, FL 32504; telephone: (850)484-1311

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the agenda may be obtained at <http://www.cssbmb.com>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: the Bureau of Criminal Justice Programs at (850)414-3300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF TRANSPORTATION
 The Florida Department of Transportation (FDOT), District One, announces a public meeting to which all persons are invited.

DATE AND TIME: March 7, 2018, 9:30 a.m. – 11:00 a.m.
PLACE: Longboat Key Town Hall – Ante Chamber, 501 Bay Isles Road, Longboat Key, FL 34228

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Sarasota/Manatee Barrier Islands Traffic Study is examining the feasibility of improving the overall infrastructure, including traffic operations and circulation, on the Sarasota/Manatee barrier islands as well as island-to-mainland connections. Phase 1 of the traffic study is complete. Phase 2 of the project is under way and includes observations, collection of traffic data, review of land use, parking studies, etc. A technical working group has been formed and will meet to review and refine project recommendations.

A copy of the agenda may be obtained by contacting: Bessie Reina, Project Manager, Florida Department of Transportation, District One, (863)519-2656, Bessie.Reina@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jamie Schley, District One Title VI Coordinator, (863)519-2573, jamie.schley@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bessie Reina, Project Manager, Florida Department of Transportation, District One, (863)519-2656, Bessie.Reina@dot.state.fl.us.

REGIONAL PLANNING COUNCILS
 Tampa Bay Regional Planning Council
 The Tampa Bay Regional Planning Councils Executive Budget Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 12, 2018, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Ste. 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Budget committee.

A copy of the agenda may be obtained by contacting: Wren Krahl, Wren@tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Wren Krahl, Wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, Wren@tbrpc.org.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 12, 2018, 10:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Ste. 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

A copy of the agenda may be obtained by contacting: Wren Krahl, Wren@tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Wren Krahl, Wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, Wren@tbrpc.org.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

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

DATE AND TIME: Tuesday, March 13, 2018, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Workshop, Public Hearing and Committee Meetings; Suwannee River Water Management District business.

A copy of the agenda may be obtained by contacting: Robin Lamm, (386)362-1001, 1(800)226-1066 (Florida only), or on the District's website at www.mysuwanneeriver.com when published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Thursday, March 8, 2018, 9:00 a.m.

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting. All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meetings on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

Governing Board to discuss and consider District business, including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting: Rosie Byrd, (561)682-6805 or at <https://www.sfwmd.gov>, seven days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk, (561)682-6805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued. For more information, you may contact: Rosie Byrd, (561)682-6805 or rbyrd@sfwmd.gov.

LAND AND WATER ADJUDICATORY COMMISSION
Mediterra Community Development District

RULE NOS.:RULE TITLES:

- 42QQQ-1.001 Establishment
- 42QQQ-1.002 Boundary of Surviving District
- 42QQQ-1.003 Board of Supervisors

The Florida Land and Water Adjudicatory Commission announces a public meeting to which all persons are invited.
DATE AND TIME: March 7, 2018, 9:00 a.m.

PLACE: Cabinet Meeting Room, Room LL03, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Merger of the Mediterra North Community Development District and the Mediterra South Community Development District. The surviving District will be named the Mediterra Community Development District.

A copy of the agenda may be obtained by contacting: Florida Land and Water Adjudicatory Commission, Room 1802, The Capitol, Tallahassee, Florida 32399-0001, (850)717-9513 or access materials through the following link: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

LAND AND WATER ADJUDICATORY COMMISSION
Big Island Community Development District

RULE NOS.:RULE TITLES:

- 42RRR-1.001 Establishment
- 42RRR-1.002 Boundary
- 42RRR-1.003 Board of Supervisors

The Florida Land and Water Adjudicatory Commission announces a public meeting to which all persons are invited.
DATE AND TIME: March 7, 2018, 9:00 a.m.

PLACE: Cabinet Meeting Room, Room LL03, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Establishment of the Big Island Community Development District.

A copy of the agenda may be obtained by contacting: Florida Land and Water Adjudicatory Commission, Room 1802, The Capitol, Tallahassee, Florida 32399-0001, (850)717-9513 or access materials through the following link: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

LAND AND WATER ADJUDICATORY COMMISSION
Tolomato Community Development District

RULE NO.: RULE TITLE:

- 42SS-1.002 Boundary

The Florida Land and Water Adjudicatory Commission announces a public meeting to which all persons are invited.

DATE AND TIME: March 7, 2018, 9:00 a.m.

PLACE: Cabinet Meeting Room, Room LL03, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Amendment of the boundaries of the Tolomato Community Development District.

A copy of the agenda may be obtained by contacting: Florida Land and Water Adjudicatory Commission, Room 1802, The Capitol, Tallahassee, Florida 32399-0001, (850)717-9513 or access materials through the following link: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

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

DATE AND TIME: March 7, 2018, 10:00 a.m. until all business is concluded

PLACE: Conference call, dial in number: 1(888)670-3525; Pass code number: 1368986679#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Rules Committee will meet to discuss and /or draft rule language for 61H1- 36.004, F.A.C.

A copy of the agenda may be obtained by contacting: Denise Graves, (352)333-2505 or denise.graves@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

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

DATE AND TIME: Friday, March 9, 2018, 3:00 p.m., EST, until all business is concluded.

PLACE: Conference call, dial in number (888)670.3525; Pass code number 1368986679#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Budget Task force will meet to discuss and review the Boards quarterly financial reports.

A copy of the agenda may be obtained by contacting: Denise Graves, (352)333-2505 or Denise.graves@myfloridalicense.com

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Board of Accountancy announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 23, 2018, 9:00 a.m. ET until all business is concluded

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports, rules, applications and other general business. This is a public meeting.

A copy of the agenda may be obtained by contacting Denise Graves, (352)333-2505 or denise.graves@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting Denise Graves. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact Denise Graves, (352)333-2505, denise.graves@myfloridalicense.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of State Lands

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

DATE AND TIME: April 5, 2018, 6:00 p.m. – 7:00 p.m.

PLACE: DeSoto County Commission Meeting Room, Administration Building, Room 103, 201 East Oak Street, Arcadia, Florida 34266

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Acquisition and Restoration Council, established pursuant to Section 259.035, F.S., will hold a public meeting take testimony on new Florida Forever project proposals and existing land acquisition projects.

A copy of the agenda may be obtained by contacting Hank Vinson with the Division of State Lands at (850)245-2713, via email at hank.vinson@dep.state.fl.us, or on the web on the ARC Calendar Page.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodation to participate in this meeting is asked to contact the Desoto County Administrator's Office at (863)993-4800 at least 48 hours in advance of the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Hank Vinson with the Division of State Lands at (850)245-2713, via email at hank.vinson@dep.state.fl.us, or on the web on the ARC Calendar Page.

DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families State Mental Health Treatment Facilities - Purchasing announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2018, 9:00 a.m.

PLACE: Florida State Hospital Purchasing Conference Room, 1153 Maple Street, Building #1153, Room #105, Chattahoochee, FL 32324

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of Evaluators and ranking of the proposals for RFP SMHTF 2018-001, Provision of Food Services for State Mental Health Treatment Facilities.

For more information or a copy of the agenda, you may contact: Elesha Brown, State Mental Health Treatment Facilities, P. O. Box 1000, 100 N. Main Street Chattahoochee, FL 32324, (850)663-7189, Elesha.Brown@myflfamilies.com.

A copy of the agenda may be obtained by contacting Elesha Brown, (850)663-7189, Elesha.Brown@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Elesha Brown, (850)663-7189, Elesha.Brown@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Elesha Brown, (850)663-7189, Elesha.Brown@myflfamilies.com.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: March 14, 2018, 10:00 a.m., Eastern Time. The notice published on February 27, 2018 (Volume 44, No. 40, F.A.R.) contained an incorrect time for this workshop.

PLACE: The workshop will be available by telephone or interested parties may attend in person at Florida Housing's offices located at 227 N. Bronough Street, Seltzer Room, Suite 6000, Tallahassee, Florida. The call-in information for the workshop is posted at <http://www.floridahousing.org/programs/developers-multifamily-programs/competitive/2018/2018-109>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop will be held to solicit comments and suggestions from interested persons relative to Florida Housing's proposed Request for Application (RFA) 2018-109 Development Viability Loan Funding.

A copy of the agenda may be obtained by contacting: Elizabeth Thorp, (850)488-4197.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jean Salmonsens, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

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

DATE AND TIME: March 22, 2018, 1:30 p.m.

PLACE: Conference call and WebEx; for details contact: Jennifer McGee, (850)921-1023, Jennifer.McGee@myfwc.com

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Steering Committee and Work Group for the Florida Beaches Habitat Conservation Plan to review final draft chapters, including Assessment of Anticipated Take and Mitigation Measures, in preparation for the April quarterly Steering Committee meeting. Topics to be discussed include Steering Committee edits, comments, and/or questions regarding the final draft chapters.

No votes will be taken.

A copy of the agenda may be obtained by contacting: Jennifer McGee, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS 2A, Tallahassee, Florida 32399-1600, (850)921-1023, Jennifer.McGee@myfwc.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jennifer McGee, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS 2A, Tallahassee, Florida 32399-1600, (850)921-1023, Jennifer.McGee@myfwc.com.

QCAUSA

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

DATE AND TIME: Thursday, March 15, 2018, 5:00 p.m., open house; 6:00 p.m., formal public hearing

PLACE: Our Lady of Mount Carmel Parish, 241 Burney Road, Osprey, Florida, 34229

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District One, will hold a public hearing about median and access management improvements to US 41 from Blackburn Point Road to McIntosh Road in Sarasota County, Florida. Financial Project ID: 433550-3-52-01.

The public hearing will give interested parties the opportunity to view plans, display boards with design overlays, ask questions, and provide comments to FDOT representatives. The formal public hearing begins at 6:00 p.m. A hearing moderator will offer introductory remarks and a slide presentation will follow describing the project. During intermission, people can sign up to make oral comments. Those who do not wish to speak can submit written comments. A court reporter will be available to transcribe comments.

The primary purpose of this project is to create a complete street that serves all users: cars, trucks, transit, pedestrians and bicycles.

The proposed design includes reconstruction of paved shoulders from 4 feet to 7 feet to provide 7-foot-wide buffered bike lanes, and the widening of right turn lanes to accommodate the new bike lanes. The design also includes adding 5-foot-wide sidewalks to fill in gaps on either side of the highway to improve safety for multimodal transportation on this corridor. Modification of pedestrian sidewalk ramps will take place throughout the project to meet Americans with Disabilities Act (ADA) guidelines, and driveways will be modified as needed to accommodate the new bike lanes and to bring them up to current design standards. FDOT will also construct bus shelter pads and widen some bus bays. Other proposed improvements include median and access improvements. This involves widening the medians and closing the median opening at Holland Street. Closing the median opening reduces the number of conflict points and improves driver predictability in the corridor. In addition, the proposed design will extend the southbound left turn lane at West Bay Street to allow for additional space for vehicles.

Construction of these improvements is estimated at \$7.1 million and the FDOT anticipates construction to start in the spring of 2019.

This hearing offers people the opportunity to express their views about the median modifications and access management concerns.

FDOT representatives will be present to answer questions prior to and following the formal portion of the hearing. Interested parties may submit written comments at the hearing or at a later date to: Justin R. Reck, P.E., Project Manager, 801 North Broadway Avenue, Bartow, FL 33830, Justin.Reck@dot.state.fl.us, or call (863)519-2502 or toll-free at: 1(800)292-3368. All exhibits or statements postmarked on or before March 25, 2018 will become part of the public hearing record.

Draft design plans will be available for review at the public hearing, and will also be available from February 21, 2018 to March 26, 2018 at the Gulf Gate Public Library at 7112 Curtiss Avenue in Sarasota. Library hours are 10:00 a.m. – 8:00 p.m. Monday through Wednesday, and 10:00 a.m. – 5:00 p.m. Thursday through Saturday. The library is closed on Sunday. Documents are also available at SWFLRoads.com.

A copy of the agenda may be obtained by contacting: Justin R. Reck, P.E., Project Manager, 801 North Broadway Avenue, Bartow, FL 33830, Justin.Reck@dot.state.fl.us, (863)519-2502 or toll-free: 1(800)292-3368.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jamie Schley, District One Title VI Coordinator, at Jamie.Schley@dot.state.fl.us or calling (863)519-2573. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Involvement Consultant Maricelle Venegas at Maricelle.Venegas@QCAusa.com or call (863)242-1549.

THE VALERIN GROUP, INC.

The Florida Department of Transportation (FDOT) announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, March 8, 2018, 5:00 p.m. – 7:00 p.m.

PLACE: Fellowship Baptist Church, 10500 U.S. 27, Ocala, FL 34482

GENERAL SUBJECT MATTER TO BE CONSIDERED: Plans to improve safety in the area of U.S. 27 at the intersection of County Road (C.R.) 464B.

The project addresses operational and safety concerns in the area by converting the full median opening to a bi-directional median opening. Northbound and southbound left turns from U.S. 27 will still be permitted, but the C.R. 464B intersection with U.S. 27 will be converted to right turn only. This modification reduces traffic conflict points at the intersection, improving safety.

The public hearing will be from 5:00 p.m. – 7:00 p.m. Thursday, March 8, 2018, at the Fellowship Baptist Church, 10500 U.S. 27, Ocala, FL 34482. There will be an open house at 5:00 p.m. during which staff will be available to discuss the project and answer questions, followed by the formal hearing presentation at 6:00 p.m., after which participants may provide their verbal comments to all present.

Participants may provide verbal comments directly to a court reporter before and after the formal presentation. Written comments can be submitted at the hearing, sent by mail to Dave Mixon, Florida Department of Transportation, District Five Traffic Operations, 719 S. Woodland Boulevard, M.S. 562, DeLand, FL 32720, or emailed to Dave.Mixon@dot.state.fl.us, no later than March 19, 2018. All comments written and oral will become part of the project’s public record.

The draft project documents and other information will be available for public review from February 15 to March 19, 2018 at the Marion County Public Library Headquarters, 2720 E. Silver Springs Blvd., Ocala, FL 34470.

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

A copy of the agenda may be obtained by contacting: There is no agenda.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Kelly Hiden, Public Involvement Coordinator, (407)508-0839, kelly@valerin-group.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Dave Mixon, (386)943-5DOT, Dave.Mixon@dot.state.fl.us.

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

DEPARTMENT OF CORRECTIONS

RULE NOS.:RULE TITLES:

33-601.101 Incentive Gain Time

33-601.303 Reporting Disciplinary Infractions

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has issued an order disposing of the petition for declaratory statement filed by inmate Stephen Ruggles, DC# on

December 20, 2017. The following is a summary of the agency's disposition of the petition:

As an inmate of the Florida Department of Corrections, Stephen Ruggles, DC# X41365, may only participate in administrative proceedings that are brought pursuant to Sections 120.54(3)(c) and (7), Florida Statutes. Pursuant to Section 120.81(3), Florida Statutes, the Petitioner lacks standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Betty Money, 501 South Calhoun Street, Tallahassee, Florida 32399, betty.money@fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by James Roche, Esq., In Re: The Landings on Amelia River Condominium Association, Inc., Docket No. 2017058043, on December 7, 2017. The following is a summary of the agency's declination of the petition:

The Division declined to issue a statement without an ascertainable state of facts or present controversy as to a state of facts. The order was filed with the Agency Clerk on February 21, 2018.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030, (850)717-1539, Danielle.Walker@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Harry C. Palmer III, In Re: Grove Square Condominium Association, Inc., Docket No. 2017056263, on November 28, 2017. The following is a summary of the agency's declination of the petition: The Division declined to issue a statement because it cannot issue a statement on an issue not within the

statutory authority of the Division; or interpret the governing documents of the Association; or determine the conduct of another person not within the Division's jurisdiction. The order was filed with the Agency Clerk on February 21, 2018.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030, (850)717-1539, Danielle.Walker@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Elena Soutullo, In Re: 5825 Corinthian Condominium Association, Inc., Docket No. 2018009614, filed on February 22, 2018. The petition seeks the agency's opinion as to the applicability of Sections 718.113(1), 718.113(2), 718.113(5), 718.110(4), 718.110(9), 718.111, 718.119, 718.303, and 718.504, Florida Statutes, as they apply to the petitioner.

Whether the Board of Directors has the authority to negotiate and unilaterally make decisions regarding maintenance, additions, alterations and improvements to common elements, limited common elements and "appurtenances" to units; whether the original 1979 or amended 2001 version of the Declaration is valid and enforceable; and whether the maintenance of the common elements and the limited common elements are the responsibility of the association; pursuant to Sections 718.113(1), 718.113(2), 718.113(5), 718.110(4), 718.110(9), 718.111, 718.119, 718.303, and 718.504, Florida Statutes?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850)717-1539; Danielle.Walker@myfloridalicense.com.

Please refer all comments to: Chevonne Christian, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF TRANSPORTATION
FCO - E3R85 - 42549087201

State of Florida

DEPARTMENT OF TRANSPORTATION
INVITATION TO BID

Sealed bids will be received and publicly opened and read aloud by the Florida Department of Transportation (hereinafter referred to as Owner) at the following date, location, and local time: 2:00 p.m. CT, March 29th 2018, FDOT Chipley Administration Building Procurement Conference room, 1074 HWY 90, Chipley Florida 32428

FINANCIAL PROJECT NO.: 42549087201

CONTRACT NO.: E3R85

PROJECT NAME: Marianna Site Paving

PROJECT LOCATION: FDOT Marianna Maintenance Yard, 2956 State Correctional Road, Marianna Florida, 32448, Jackson County

PROJECT DESCRIPTION: Complete new site paving per FDOT drawings

PRE-BID MEETING (check appropriately) ___X___

Mandatory, ___ Non-Mandatory, or ___ Not Applicable
If a pre-bid meeting is scheduled (mandatory "or" non-mandatory) it will be held at the following location, date and local time: Tuesday March 13, 2018, 10:00 a.m. CT, FDOT Marianna Maintenance Yard, State Correctional Road, Marianna FL. 32448

Owner representatives will be present to discuss plans, specifications, and conditions of the project. The Owner's Project Manager is: ___Eric Pettis and may be reached at: ___(850)330-1316.

NOTE: Any contractor who fails to attend a mandatory pre-bid meeting will not be eligible to bid on the project. All bidders must be present and signed in prior to the start of the mandatory Pre-Bid Meeting. Anyone not signed in at the commencement of the meeting will be considered late and will not be allowed to bid on the project.

PLANS AND SPECIFICATIONS: Plans and Specifications may be purchased for payment of the printing and handling cost at the rate of \$0.00 per set. Checks should be made payable to the "Florida Department of Transportation". No refunds will be made. Bid Proposal documents will not be issued after (date and local time): Wednesday, March 28, 2018, 2:00 CT.

MINORITY BUSINESS ENTERPRISES (MBE) UTILIZATION: The Owner encourages the recruitment and utilization of certified and non-certified minority businesses. The Owner, its contractors, suppliers, and consultants should take all necessary and reasonable steps to ensure that minority businesses have an opportunity to compete for and perform contract work for the Owner in a nondiscriminatory environment.

BID PROPOSAL: Bids must be submitted in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions, and Contractual Conditions, which may be examined and obtained from: (who, when, where, and phone) Amanda Sewell, Professional Services Office, 1074 Hwy 90, Chipley, Florida 32428, (850)330-1380

INSURANCE: The awarded Bidder is responsible for maintaining the insurance coverage specified in the Non-Technical Specifications for the duration of this project.

INVITATION TO BID

PREQUALIFICATION: Each bidder shall submit a current license issued by the State of Florida (specify type license required for the work) and, if a Florida Corporation, a copy of the Corporate Charter as prequalification of their eligibility

with the bid document to the Department of Transportation, Contracts Administration Office:

(Project specific location) FDOT Marianna Maintenance Yard, 2956 State Correctional Road, Marianna FL. 32446, Jackson County The bid will be rejected if a copy of the Contractor’s License is not included either with the bid or provided to the Owner prior to the Letting. After the bid opening, the lowest responsive bidder shall qualify in accordance with this contract document.

BID BOND: If the bid amount exceeds \$100,000, the bidder must provide with the bid, a Bid Guaranty of five percent (5%) of the actual total bid in the form of a certified check, cashier’s check, treasurer’s check, bank draft of any national or state bank, or a surety Bid Bond made payable to the Department of Transportation. A Bid Guaranty in an amount less than five percent (5%) of the actual bid will invalidate the bid. Bid Bonds shall conform to the Departments Bid/Proposal Bond Form furnished with the proposal package.

PERFORMANCE BOND and LABOR AND MATERIALS PAYMENT BOND: If the contract award amount exceeds \$100,000, both a Performance Bond and a Labor and Material Payment Bond of 100% each of the contract sum are required at the time of award.

BID POSTING / CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at the following location, date and local time:

April 11, 2018, District 3 Contracts Administration Website, <http://fdot.gov/contracts/d3>, 8:00 a.m.

In the event the Bid Tabulation and Notice of Award Recommendation cannot be posted in this manner, all bidders will be notified by certified United States Mail, return receipt requested, express or fax delivery, receipt requested. If no protest is filed the Owner will award the contract to the qualified, responsive low bidder. The Owner reserves the right to reject any or all bids.

BID SOLICITATION/AWARD/NON-AWARD PROTEST RIGHTS: Any person adversely affected by this Bid Solicitation shall file a notice of protest within 72 hours of receipt of the bid documents in accordance with Section 120.57(3), Florida Statutes and Rule Chapter 28-110, Florida Administrative Code. Any person adversely affected by the intended decision of the Owner to award a contract or to reject all bids shall file a notice of protest within 72 hours after the posting of the Summary of Bids (bid tabulation). If notice of intended decision is given by certified mail, express or fax delivery, the adversely affected person must file the notice of protest within 72 hours after receipt of the notice of intent.

A formal written protest must be filed within 10 days after filing the notice of protest. The formal written protest shall state with particularity the facts and law upon which the protest is based. All protests must be submitted in accordance with Section

120.569 and 120.57, Florida Statutes. The required notice of protest and formal protest must each be timely filed with the Clerk of Agency Proceedings, Office of General Counsel, 605 Suwannee Street, Room 550, MS-58, Tallahassee, Florida, 32399-0450. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

DISCRIMINATION CLAUSE: An entity or affiliate who has been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity, per Section 287.134(3)(a), Florida Statutes.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes, for Category Two for a period of 36 months for the date of being placed on the convicted vendor list.

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

Steve Thames

District Contracts Administrator,
Contracts Administration Office

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Wednesday, February 21, 2017 and 3:00 p.m., Tuesday, February 27, 2018.

Rule No.	File Date	Effective Date
40D-8.041	2/23/2018	3/15/2018

40E-63.091	2/23/2018	3/15/2018
40E-63.104	2/23/2018	3/15/2018
40E-63.106	2/23/2018	3/15/2018
61H1-20.003	2/21/2018	3/13/2018
61H1-26.001	2/26/2018	3/18/2018
61H1-27.001	2/21/2018	3/13/2018
61H1-29.0025	2/21/2018	3/13/2018
61H1-39.003	2/26/2018	3/18/2018
64B19-11.0035	2/23/2018	3/15/2018
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
40C-2.101	8/2/2017	**/**/*****
58A-5.036	2/13/2018	**/**/*****
59A-4.1265	2/2/2018	**/**/*****
60FF1-5.009	7/21/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-7.020	12/15/2017	**/**/*****
69L-7.501	12/15/2017	**/**/*****

ORDINANCE NO. 18-01

FINAL ORDER

APPROVING CITY OF KEY WEST ORDINANCE NO. 18-01

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to section 380.05(6), Florida Statutes, and rule 28-36.002, Florida Administrative Code, approving land development regulations adopted by the City of Key West, Florida (“the City”), Ordinance No. 18-01 (the “Ordinance”).

FINDINGS OF FACT

1. The City is designated as an area of critical state concern by rule 28-36.002, Florida Administrative Code.
2. The Ordinance was adopted by the City on January 3, 2018, and rendered to the Department on February 4, 2018.
3. The Ordinance amends the City’s Land Development Regulations (“LDRs”) to remove language related to dates and timing for the application, allocation period, application review process, and review, ranking and initial announcement for the Building Permit Allocation System.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. See Sections 380.05(6), and 380.0552(9), Florida Statutes; See also Chapter 28-36, Florida Administrative Code.
5. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
6. The Ordinance is consistent with the City’s Comprehensive Plan generally, as required by section 163.3177(1), Florida Statutes, and specifically, Policy 1-1.16.1.
7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. See Sections 380.05(6) and 380.0552(9), Florida Statutes. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in rule 28-36.003(1), Florida Administrative Code.
8. The Ordinance is consistent with the Principles for Guiding Development as a whole, and specifically furthers the following:
 - (a) Strengthen local government capabilities for managing land use and development;
 - (h) Protection of the public health, safety, welfare and economy of the City of Key West, and the maintenance of Key West as a unique Florida resource.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary
Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at: <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development
Final Order No. DEO-18-026

In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY CITY OF KEY WEST, FLORIDA,

WHEREFORE, IT IS ORDERED that the Department finds that City Ordinance No. 18-01 is consistent with the City’s Comprehensive Plan and Principles for Guiding Development for 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 Register unless a petition is timely filed as described in the Notice of Administrative Rights below.
DONE AND ORDERED in Tallahassee, Florida.

/s/
James D. Stansbury, Bureau Chief
Bureau of Community Planning and Growth
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS
ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.
FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO RULES 28-106.104(2), 28-106.201(2), AND 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES. ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON ST., MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX (850)921-3230

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

CERTIFICATE OF FILING AND SERVICE
I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 27th day of February, 2018.

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

By Certified U.S. Mail:
The Honorable Craig Cates
Mayor, City of Key West
P.O. Box 1409
Key West, Florida 33041-1409

Cheri Smith, City Clerk
City of Key West
P.O. Box 1409
Key West, Florida 33041-1409

Patrick Wright, Director
Planning and Environmental Resources
City of Key West
P.O. Box 1409
Key West, Florida 33041-1409

Section XIII

Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
