



STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

"Dedicated to making Florida a better place to call home"

RICK SCOTT
Governor

BILLY BUZZETT
Secretary

March 18, 2011

Received

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Hernando County
Planning Department

The Honorable James Adkins, Chairman
Hernando County Board of County Commissioners
20 North Main Street expedited
Brooksville, Florida 34601

Dear Chairman Adkins:

The Department has completed its review of the Hernando County remedial Comprehensive Plan Amendment (DCA Number 11-R1) adopted by Ordinance 2011-4 on February 8, 2011 and determined it meets the requirements of Chapter 163, Part II, Florida Statutes. The Department is issuing a Cumulative Notice of Intent to find Ordinance Number 2010-17 adopted on August 31, 2010, as modified by the remedial amendment adopted by Ordinance Number 2011-4 on February 8, 2011 "in compliance". The Cumulative Notice of Intent has been sent to the *St. Petersburg Times* for publication on March 19, 2011.

The Department's notice of intent to find a plan amendment in compliance shall be deemed to be a final order if no timely petition challenging the amendment is filed. Any affected person may file a petition with the agency within 21 days after the publication of the cumulative notice of intent pursuant to Section 163.3184(9), Florida Statutes. No development orders, or permits for a development, dependant on the amendment may be issued or commence before the plan amendment takes effect. Please be advised that Section 163.3184(8)(c)2, Florida Statutes, requires a local government that has an Internet site to post a copy of the Department's Cumulative Notice of Intent on the site within 5 days after receipt of the mailed copy of the agency's notice of intent.

Please note that a copy of the adopted Amendment and the Department's Cumulative Notice of Intent to find the Amendment "in compliance" must be available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Hernando County Planning Department, 20 North Main Street, Room 262, Brooksville, Florida 34601.

2555 SHUMARD OAK BOULEVARD ♦ TALLAHASSEE, FL 32399-2100
850-488-8466 (p) ♦ 850-921-0781 (f) ♦ Website: www.dca.state.fl.us

♦ COMMUNITY PLANNING 850-488-2356 (p) 850-488-3309 (f) ♦ FLORIDA COMMUNITIES TRUST 850-922-2207 (p) 850-921-1747 (f) ♦
♦ HOUSING AND COMMUNITY DEVELOPMENT 850-488-7956 (p) 850-922-5623 (f) ♦

The Honorable James Adkins

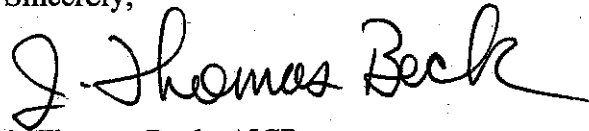
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If this compliance determination is challenged by an affected person, you will have the option of mediation pursuant to Section 163.3189(3)(a), Florida Statutes. If you choose to attempt to resolve this matter through mediation, you must file the request for mediation with the administrative law judge assigned by the Division of Administrative Hearings. The choice of mediation will not affect the right of any party to an administrative hearing.

If you have any questions, please contact Bernard Piawah, Planning Administrator, at (850) 922-1810.

Sincerely,

A handwritten signature in black ink that reads "J. Thomas Beck". The signature is written in a cursive style with a long horizontal flourish extending to the right.

J. Thomas Beck, AICP

Director, Division of Community Planning

JTB/eh

Enclosure: Cumulative Notice of Intent

cc: Mr. Michael Moehlman, Executive Director, Withlacoochee Regional Planning Council
Mr. Ronald F. Pianta, AICP, Director, Hernando County Planning Department
Mr. Jacob D. Varn, Esp., Agent for the Applicant, Fowler, White and Boggs, P.A.

STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS CUMULATIVE NOTICE OF INTENT TO FIND
THE HERNANDO COUNTY COMPREHENSIVE PLAN AMENDMENT
AND REMEDIAL COMPREHENSIVE PLAN AMENDMENT(S) IN COMPLIANCE
DOCKET NO. 11-R1-NOI-2701-(A)-(I)

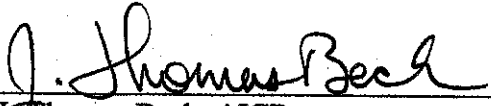
The Department issues this cumulative notice of intent to find the Hernando County Comprehensive Plan Amendment adopted by Ordinance No(s). 2010-17 on August 31, 2010, as modified by the remedial amendment(s) adopted by Ordinance 2011-4 on February 8, 2011, IN COMPLIANCE, pursuant to Sections 163.3184, 163.3187 and 163.3189, F.S.

The adopted Hernando County Comprehensive Plan Amendment and the Department's Objections, Recommendations, and Comments Report, (if any), are available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Hernando County Planning Department, 20 North Main Street, Room 262, Brooksville, Florida 4601.

Any affected person, as defined in Section 163.3184, F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Remedial Amendments are In Compliance, as defined in Subsection 163.3184(1), F.S. The petition must be filed within twenty-one (21) days after publication of this notice, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 and a copy mailed or delivered to the local government. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Administration, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

After an administrative hearing petition is timely filed, mediation is available pursuant to Subsection 163.3189(3)(a), F.S., to any affected person who is made a party to the proceeding by filing that request with the administrative law judge assigned by the Division of Administrative Hearings. The choice of mediation shall not affect a party's right to an administrative hearing.



J. Thomas Beck, AICP
Director, Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100