

BEFORE THE GOVERNING BOARD OF THE
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

ORDER NO. SWF 98 - 10

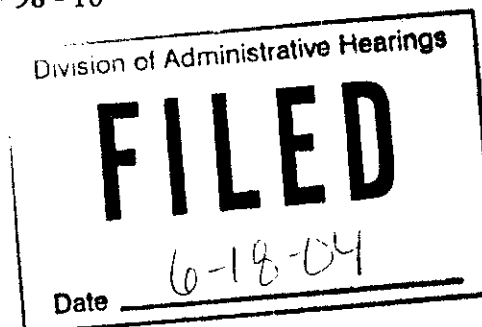
RICHARD L. SILVANI; DICK W.
THOMPSON; JAMES E. AND
MARILYN BATES; JOYCE MENZIE;
JAMES M. GIBSON; CLAUDIA C.
MUNSELL; MR. AND MRS.
PHILLIP E. DURST; DONALD R.
SOSNOSKI; MR. AND MRS.
ROBERT L. NELSON; and
MR. AND MRS. RICHARD LADOW,

Petitioners,

vs.

SOUTHWEST FLORIDA WATER
MANAGEMENT DISTRICT, and
HERNANDO COUNTY,

Respondents.



AT

DOAH Case No. 97-5978

DRA-CWS

FINAL ORDER

THIS CAUSE was heard by the Governing Board of the Southwest Florida Water Management District (the District) pursuant to Section 120.57, Florida Statutes (F.S.), for the purpose of considering the Recommended Order of the Administrative Law Judge (ALJ) and for the purpose of issuing a Final Order in the above-styled proceeding.

On June 8, 1998, the ALJ issued his Recommended Order, a copy of which is attached hereto as Exhibit "A." Pursuant to Section 120.57(1)(i), F.S., and Rule 40D-1.564, Florida Administrative Code, the parties were entitled to submit written exceptions to the Recommended Order within 15 days of the date of the Recommended Order. Exceptions to the Recommended Order were filed by Petitioners on June 18, 1998, a copy of which is attached hereto as Exhibit "B." No exceptions were filed by Respondents.

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The Governing Board has reviewed the Recommended Order and all exceptions thereto, and finds that it can address each exception in the manner set forth in the Findings on Exceptions to Recommended Order, attached hereto as Exhibit "C." The Recommended Order is hereby adopted and incorporated in its entirety as the Final Order of the Board.

FINDINGS OF FACT

The Governing Board hereby adopts and incorporates by reference Findings of Fact Nos. 1 through 18.

CONCLUSIONS OF LAW

The Governing Board hereby adopts and incorporates by reference Conclusions of Law Nos. 19 through 22.

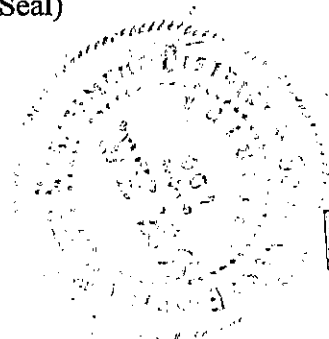
WHEREFORE, based on the foregoing Findings of Fact and Conclusions of Law, it is hereby ordered that in accordance with the Recommendation of the ALJ, Standard General Environmental Resource Permit No. 449342.01 is hereby issued to Hernando County, in the same form as attached hereto as Exhibit "D."

DONE and ORDERED by the Governing Board of the Southwest Florida Water Management District this 23rd day of June, 1998, in Brooksville, Hernando County, Florida.

By: James L. Allen
James L. Allen, Chairman

Attest: Sally Thompson
Sally Thompson, Secretary

(Seal)



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Filed this 25th day
of June, 1998.

James Smith
Agency Clerk

Copies furnished to:

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