

7-8-02

BEFORE THE GOVERNING BOARD OF THE
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

FILED

02 DEC 20 PM 12:43

DIVISION OF
ADMINISTRATIVE
HEARINGS

OTTO STANGL,

Petitioner,
and

AT

MARGARITA STANGL,

Intervenor,
vs.

DOAH Case No. 01-4919

JLJ-CWS

CENTURY REALTY FUNDS, INC.
and SOUTHWEST FLORIDA WATER
MANAGEMENT DISTRICT,

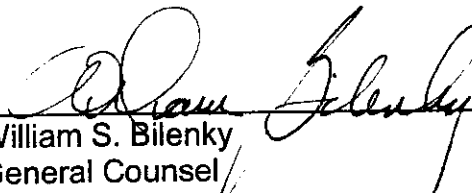
Respondents.

NOTICE OF ENTRY OF FINAL ORDER

Notice is hereby given that the attached Final Order (No. SWF 02-088) in the above-styled proceeding was entered by the Governing Board of the Southwest Florida Water Management District (the District) on December 17, 2002, and was filed with the Agency Clerk and therefore rendered on December 18, 2002. This Notice is given and a copy of the attached Final Order mailed to the attorney or representative of record for each party in the proceeding as required by Section 120.569(1), Florida Statutes (F.S.).

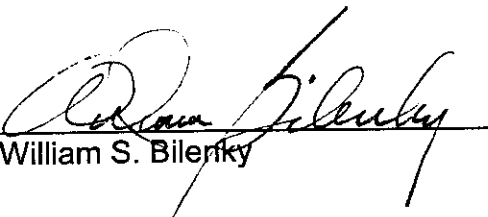
In accordance with Section 120.569(1), F.S., each party is hereby informed that the following judicial review may be available: A party who is adversely affected by final agency action may seek review of the action in the appropriate District Court of Appeal pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, within thirty (30) days after the rendering of the final action by the District.

PLEASE BE GOVERNED ACCORDINGLY.


William S. Bilenky
General Counsel

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice of Entry of Final Order and attached Final Order of Dismissal With Prejudice have been sent by United States mail or hand-delivered to the following this 18th day of December 2002.


William S. Bilenky

Martha A. Moore
Assistant General Counsel
Steve Rushing
Senior Attorney
Southwest Florida Water Management District
2379 Broad Street
Brooksville, Florida 34604-6899
Attorneys for the District

Joseph D. Magri, Esquire
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5510 LaSalle Street
Tampa, Florida 33607
Counsel for Petitioner Otto Stangl and Intervenor Margarita Stangl

Joseph P. Mawhinney, Esquire
Clark, Campbell & Mawhinney, P.A.
Post Office Box 24627
Lakeland, Florida 33802
Counsel for Respondent Century Realty Funds, Inc.

J. Lawrence Johnston
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060

7-8-02

BEFORE THE GOVERNING BOARD OF THE
SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT

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ORDER NO. SWF 02-088

AT

DEPARTMENT OF
ADMINISTRATIVE
HEARINGS

OTTO STANGL,

Petitioner,

and

MARGARITA STANGL,

Intervenor,

JLJ-CWS

vs.

DOAH Case No. 01-4919

CENTURY REALTY FUNDS, INC.,
and SOUTHWEST FLORIDA WATER
MANAGEMENT DISTRICT,

Respondents.

FINAL ORDER OF DISMISSAL WITH PREJUDICE

THIS MATTER having come before the Governing Board of the Southwest Florida Water Management District ("District") pursuant to Sections 120.569 and 120.57(1), Florida Statutes (F.S.), and the Governing Board having considered the Stipulation and Settlement Agreement, attached hereto and incorporated herein by reference as Exhibit "1," it is hereby ordered as follows:

STATEMENT OF ORDER

1. The Stipulation and Settlement Agreement is hereby adopted and incorporated by reference as part of this Final Order of Dismissal with Prejudice.
2. The withdrawals of Petitioner's and Intervenor's Petitions for Administrative Hearing are hereby approved.

3. The withdrawal of Respondent Century Realty's application for Environmental Resource Permit No. 44000227.002 is hereby approved.

4. In accordance with the Stipulation and Settlement Agreement and the withdrawals of Petitioner's and Intervenor's Petitions for Administrative Hearing and Respondent Century Realty's permit application, this proceeding is hereby dismissed with prejudice.

DONE AND ORDERED this 17th day of DECEMBER 2002 in Brooksville, HERNANDO County, Florida.

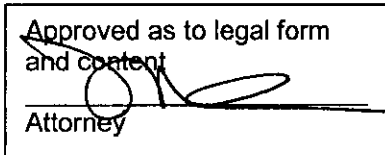
SOUTHWEST FLORIDA WATER
MANAGEMENT DISTRICT

By: _____

Ronnie E. Duncan, Chair

Attest: Heidi B. McCree

Heidi B. McCree, Secretary



Filed this 18th day of
DECEMBER 2002.

William M. Kee
Deputy Agency Clerk

Copies furnished to:

J. Lawrence Johnston
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
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