

STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS

FILED
2010 MAR 15 P 1:17
DIVISION OF
ADMINISTRATIVE
HEARINGS

DEPARTMENT OF COMMUNITY
AFFAIRS,

Petitioner,

v.

Case No.: 07-0747GM

CITY OF EUSTIS,

Respondent.

_____ /

FINAL ORDER

An Administrative Law Judge of the Division of Administrative Hearings has entered an Order Closing File and Relinquishing Jurisdiction in this proceeding. A copy of the Order is attached to this Final Order as Exhibit A.

BACKGROUND

This is a proceeding to determine whether the City of Eustis's Comprehensive Plan Amendment 06-WSA1 (Plan Amendment) is in compliance with the requirements of Chapter 163, Part II, Florida Statutes.

On November 16, 2006, the City of Eustis (City) adopted the Plan Amendment by Ordinance Nos. 06-01 and 06-45. The Department complied with and completed all general and specific statutory prerequisites and conditions required by § 163.3184, Florida Statutes, and found the Plan Amendment to be not in compliance as set forth in its Statement of Intent dated January 22, 2007.

The Department and City entered into a Stipulated Settlement Agreement which required the City to adopt certain Remedial Amendments. The City adopted the Remedial Amendments and on January 25, 2010, the Department published its cumulative Notice of Intent to find the

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished by U.S. Mail to each of the persons listed below on this 12th day of March, 2010.



Paula Ford
Agency Clerk

for

By U.S. Mail

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

Derek A. Schroth, Esq.
Bohen, Radson, Schroth, P.A.
600 Jennings Ave
Eustis, Florida 32726-6147
dschroth@brslegal.com

Daniel Hernandez, Esq.
Carlton Fields, P.A.
Post Office Drawer 190
Tallahassee, Florida 32302
dhernandez@carltonfields.com