

Final Order Number DCA09-GM-316

**STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS**

DEPARTMENT OF COMMUNITY AFFAIRS,

Petitioner,

v.

Case No. 09-0564GM
08-D4-NOI-6006-(A)-(N)

CITY OF WILDWOOD,

Respondent.

FINAL ORDER CLOSING FILE

The parties to this proceeding filed a Stipulation of Mootness and Joint Motion to Relinquish Jurisdiction with the Division of Administrative Hearings on September 10, 2009. The parties stipulated that the plan amendment that is the subject of this case is subsumed within, and replaced by, City of Wildwood plan amendment 09-1; and that the plan amendment that is the subject of this case has been withdrawn by the City and replaced by plan amendment 09-1. Plan Amendment 09-1 is the subject of DOAH Case No. 09-3700GM.

The parties further stipulated that this proceeding is moot, and that a dispute of material fact no longer exists. The parties jointly moved for an order relinquishing jurisdiction to the Department.

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Also on September 10, 2009, the Administrative Law Judge issued an Order Closing File which granted the Joint Motion to Relinquish Jurisdiction.

WHEREFORE, it is hereby ordered that the Department's file in the above-captioned matter is hereby closed.

DONE AND ORDERED in Tallahassee, Florida.



Shaw Stiller, General Counsel
DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF RIGHTS

EACH PARTY IS HEREBY ADVISED OF ITS RIGHT TO SEEK JUDICIAL REVIEW OF THIS FINAL ORDER PURSUANT TO SECTION 120.68, FLORIDA STATUTES, AND FLORIDA RULES OF APPELLATE PROCEDURE 9.030(b)(1)(C) AND 9.110.

TO INITIATE AN APPEAL OF THIS ORDER, A NOTICE OF APPEAL MUST BE FILED WITH THE DEPARTMENT'S AGENCY CLERK, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100, WITHIN 30 DAYS OF THE DAY THIS ORDER IS FILED WITH THE AGENCY CLERK. THE NOTICE OF APPEAL MUST BE SUBSTANTIALLY IN THE FORM PRESCRIBED BY FLORIDA RULE OF APPELLATE PROCEDURE 9.900(a). A COPY OF THE NOTICE OF APPEAL MUST BE FILED WITH THE APPROPRIATE DISTRICT COURT OF APPEAL AND MUST BE ACCOMPANIED BY THE FILING FEE SPECIFIED IN SECTION 35.22(3), FLORIDA STATUTES.

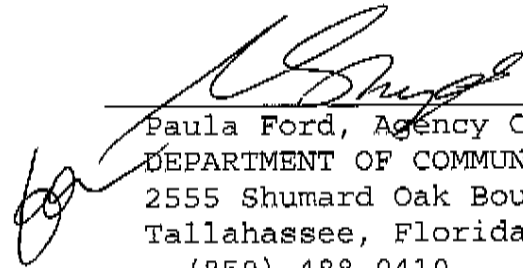
YOU WAIVE YOUR RIGHT TO JUDICIAL REVIEW IF THE NOTICE OF APPEAL IS NOT TIMELY FILED WITH THE AGENCY CLERK AND THE APPROPRIATE DISTRICT COURT OF APPEAL.

MEDIATION UNDER SECTION 120.573, FLA. STAT., IS NOT AVAILABLE WITH RESPECT TO THE ISSUES RESOLVED BY THIS ORDER.

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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 to the persons listed below in the manner described, on this 14 day of September, 2009.



Paula Ford, Agency Clerk
DEPARTMENT OF COMMUNITY AFFAIRS
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100
(850) 488-0410

By U.S. Mail and Electronic Mail:

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Tallahassee, Florida 32399

By Interagency Mail:

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