

**STATE OF FLORIDA
DEPARTMENT OF ECONOMIC OPPORTUNITY**

GULF TRUST DEVELOPMENT, LLC
and ROBINSON FARMS, INC.,

Petitioners,

vs.

DOAH Case No. 11-4502GM

MANATEE COUNTY,

Respondent,

_____ /

FINAL ORDER

This matter was considered by the Executive Director of the Department of Economic Opportunity following receipt of a Recommended Order issued by an Administrative Law Judge (“ALJ”) of the Division of Administrative Hearings (“DOAH”).

BACKGROUND

This is a proceeding to determine whether amendments to the Manatee County Comprehensive Plan adopted by Ordinance No. 11-01 on August 4, 2011, (the “Plan Amendments”) are “in compliance” with the Community Planning Act, Ch. 163, Part II, Florida Statutes (2011) (the “Act”).

ROLE OF THE DEPARTMENT

Since the Recommended Order recommends that the Plan Amendments be found in compliance, the ALJ submitted the Recommended Order to the Department. § 163.3184(5)(e), Fla. Stat. (2011)¹. The Executive Director of the Department must either determine that the Plan Amendments are in compliance and enter a Final Order to that effect, or determine that the Plan

¹ All references to Florida Statutes will be to the 2011 edition, unless otherwise noted.

Amendments are not in compliance and submit the Recommended Order to the Administration Commission for final agency action. No exceptions were filed.

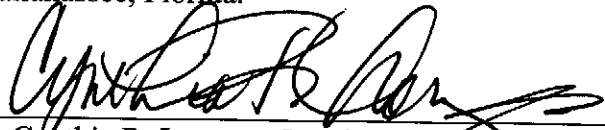
After review of the Recommended Order and the record, the Executive Director accepts the recommendation of the ALJ and determines that the Plan Amendments are in compliance.

ORDER

IT IS THEREFORE ORDERED as follows:

1. The findings of fact and conclusions of law in the Recommended Order are ADOPTED.
2. The Administrative Law Judge's recommendation is ACCEPTED.
3. The amendments to the Manatee County Comprehensive Plan adopted by Ordinance No. 11-01 on August 4, 2011 are determined to be "in compliance" as defined in Section 163.3184(1)(b), Florida Statutes.

DONE AND ORDERED in Tallahassee, Florida.


Cynthia R. Lorenzo, Interim Executive Director
DEPARTMENT OF ECONOMIC OPPORTUNITY

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, OFFICE OF THE GENERAL COUNSEL - CALDWELL BUILDING, 107 EAST MADISON STREET, MSC 110 TALLAHASSEE, FLORIDA 32399-4128, 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.

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 Economic Opportunity, and that true and correct copies have been furnished to the persons listed below in the manner described, on this 30th day of March, 2012.



Miriam Snipes, Agency Clerk
DEPARTMENT OF ECONOMIC OPPORTUNITY
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By electronic mail:

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The Honorable Bram D. E. Canter
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