

**STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION  
Haydon Burns Building  
605 Suwannee Street  
Tallahassee, Florida**

**LAMAR EAST FLORIDA,**  
  
**Petitioner,**

**DOAH CASE NO.: 19-5306  
DOT CASE NO.: 17-067**

**vs.**

**DEPARTMENT OF TRANSPORTATION,**  
  
**Respondent.**

\_\_\_\_\_ /

**FINAL ORDER**

On November 7, 2017, Lamar East Florida (Lamar), initiated this proceeding by filing a Request for a Formal Administrative Hearing. The request was filed in response to a Notice of Intent to Revoke Sign Permit for Violation (Notice), issued by Respondent, Florida Department of Transportation (Department). On October 7, 2019, this matter was referred to the Florida Division of Administrative Hearings. Before the matter could be heard, the parties entered into the attached Stipulation of Settlement, resolving all issues.

**FINDINGS OF FACT**

1. On October 3, 2017, the Department issued Lamar a Notice of Intent to Revoke Sign Permit for Violation (Notice Number 54790) regarding outdoor advertising permit 14969, tag number BQ055, for a nonconforming sign that was destroyed and rebuilt in violation of Section 14-10.007(4), Florida Administrative Code.

2. On November 7, 2017, the Department received a Request for a Formal Administrative Hearing challenging the Department's Notice. The Request was assigned DOT Case No. 17-067.

3. On October 7, 2019, the Department referred this matter to the Florida Division of Administrative Hearings.

4. The Department and Lamar have agreed to amicably resolve the issue without the necessity of a hearing, under the terms set forth in the Stipulation of Settlement.

**CONCLUSIONS OF LAW**

The Department has jurisdiction over the subject matter of and the parties to this proceeding pursuant to Chapters 120 and 479, Florida Statutes, and Chapters 14-10 and 28-106, Florida Administrative Code.

**ORDER**

Based on the foregoing Findings of Fact and Conclusions of Law, it is


**ORDERED** that Lamar may continue to maintain the sign until April 9, 2020 and agrees to remove the sign at its own expense. It is further

**ORDERED** that if Lamar does not remove the sign by April 9, 2020, the Department will remove the sign and will assess all costs of removal against Lamar pursuant to section 479.10, Florida Statutes. It is further

**ORDERED** that Lamar's request for an administrative hearing is **DISMISSED**. It is further

**ORDERED** that the attached Stipulation of Settlement is incorporated into this Order by reference.

**DONE AND ORDERED** this 30<sup>th</sup> day of October, 2019.

  
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KEVIN J. THIBAUT, P. E.  
Secretary  
Department of Transportation  
Haydon Burns Building  
605 Suwannee Street  
Tallahassee, Florida 32399

2019 OCT 30 PM 3:00  
FLORIDA DEPARTMENT OF TRANSPORTATION

**NOTICE OF RIGHT TO APPEAL**

**THIS ORDER CONSTITUTES FINAL AGENCY ACTION AND MAY BE APPEALED BY ANY PARTY PURSUANT TO SECTION 120.68, FLORIDA STATUTES, AND RULES 9.110 AND 9.190, FLORIDA RULES OF APPELLATE PROCEDURE, BY FILING A NOTICE OF APPEAL CONFORMING TO THE REQUIREMENTS OF RULE 9.110(d), FLORIDA RULES OF APPELLATE PROCEDURE, BOTH WITH THE APPROPRIATE DISTRICT COURT OF APPEAL, ACCOMPANIED BY THE APPROPRIATE FILING FEE, AND WITH THE DEPARTMENT'S CLERK OF AGENCY PROCEEDINGS, HAYDON BURNS BUILDING, 605 SUWANNEE STREET, M.S. 58, TALLAHASSEE, FLORIDA 32399-0458, WITHIN 30 DAYS OF RENDITION OF THIS ORDER.**

Copies furnished to:

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