



STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

"Dedicated to making Florida a better place to call home"

RICK SCOTT
Governor

BILLY BUZZETT
Secretary

March 31, 2011

The Honorable Robin L. Fisher, Chairman
Brevard County Board of County Commissioners
400 South Street, Suite 1-A
Titusville, Florida 32780

Dear Chairman Fisher:

The Department of Community Affairs has completed its review of the County's Comprehensive Plan Amendments (DCA Numbers 11-R1 and R2) adopted on March 8, 2011 by Ordinance Numbers 11-09 and 11-11. The Department has determined that the amendments meet the requirements of Chapter 163, Part II, Florida Statutes (F.S.), for compliance pursuant to Section 163.3184(10)(b), F.S. The Department is issuing a Cumulative Notice of Intent to find the plan amendments "in compliance". The Cumulative Notice of Intent has been sent for publication on April 1, 2011 in the *Florida Today* newspaper.

The Department's Cumulative Notice of Intent to find a plan amendment "in compliance" shall be deemed to be a final order if no timely petition challenging the amendment is filed. Any affected person may file a petition with the agency within 21 days after the publication of the Cumulative Notice of Intent pursuant to Section 163.3184(9), F.S. No development orders or permits for a development dependent on the amendment may be issued or commence before the plan amendment takes effect. Further, be advised that Section 163.3184(8)(c)2., F.S., requires a local government operating an Internet site to post a copy of the Department's Cumulative Notice of Intent on the site within 5 days following receipt of the mailed copy of the agency's notice.

Please note that a copy of the County's adopted Comprehensive Plan Amendments 11-R1 and 11-R2 and the Cumulative Notice of Intent must be available for public inspection Monday through Friday, except for legal holidays, during normal business hours at the Planning & Zoning Office, First Floor, Building A, Brevard County Government Center, 2725 Judge Fran Jamieson Way, Suite A114, Viera, Florida 32940.

2555 SHUMARD OAK BOULEVARD ♦ TALLAHASSEE, FL 32399-2100
850-488-8466 (p) ♦ 850-921-0781 (f) ♦ Website: www.dca.state.fl.us

♦ COMMUNITY PLANNING 850-488-2356 (p) 850-488-3309 (f) ♦ FLORIDA COMMUNITIES TRUST 850-922-2207 (p) 850-921-1747 (f) ♦
♦ HOUSING AND COMMUNITY DEVELOPMENT 850-488-7956 (p) 850-922-5623 (f) ♦

The Honorable Robin L. Fisher

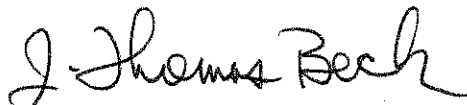
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If an affected person challenges this "in compliance" determination, you will have the option of mediation pursuant to Subsection 163.3189(3)(a), F.S. If you choose to attempt to resolve this matter through mediation, you must file the request for mediation with the administrative law judge assigned by the Division of Administrative Hearings. The choice of mediation will not affect the right of any party to an administrative hearing.

If you have any questions regarding this letter, please contact Caroline Knight, Principal Planner, at (850) 922-1773, or by e-mail: caroline.knight@dca.state.fl.us.

Sincerely,



J. Thomas Beck, AICP

Director, Division of Community Planning

JTB/ck

Enclosure: Notice of Intent

cc: Mr. Phil Laurien, AICP, Executive Director, East Central Florida Regional Planning Council
Mr. Stuart Buchanan, Planning & Development Department, Brevard County

STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS
CUMULATIVE NOTICE OF INTENT TO FIND
BREVARD COUNTY COMPREHENSIVE PLAN AMENDMENT 10-1
RELATIVE TO OBJECTIVE 18, POLICIES 18.1 THROUGH 18.14 AND DESIGNATION
OF PLATT RANCH MIXED USE ON THE ADOPTED FLUTURE LAND USE MAP
ADOPTED BY ORDINANCE NO. 10-14 ON AUGUST 26, 2010,
AND REMEDIAL COMPREHENSIVE PLAN AMENDMENT 11-R1, ADOPTED BY
ORDINANCE NO. 11-11 ON MARCH 8, 2011, IN COMPLIANCE
DOCKET NO. 11-R1-NOI-0501-(A)-(I)

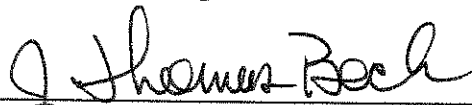
The Department issues this cumulative notice of intent to find Brevard County Comprehensive Plan Amendment 10-1 relative to Objective 18, Policies 18.1 through 18.14 and designation of Platt Ranch Mixed Use on the Adopted Future Land Use Map adopted by Ordinance No. 10-14 on August 26, 2010, as amended by the remedial amendment, adopted by Ordinance No. 11-11 on March 8, 2011, IN COMPLIANCE, pursuant to Sections 163.3184, 163.3187 and 163.3189, F.S.

The adopted Brevard County Comprehensive Plan Amendment and the Department's Objections, Recommendations, and Comments Report, (if any), are available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Brevard County Planning and Zoning Office, First Floor, Building A, Brevard County Government Center, 2725 Judge Fran Jamieson Way, Suite A114, Viera, Florida 32940.

Any affected person, as defined in Section 163.3184, F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Remedial Amend-ments are In Compli-ance, as defined in Subsection 163.3184(1), F.S. The petition must be filed within twenty-one (21) days after publication of this notice, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 and a copy mailed or delivered to the local government. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Administration, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

After an administrative hearing petition is timely filed, mediation is available pursuant to Subsection 163.3189(3)(a), F.S., to any affected person who is made a party to the proceeding by filing that request with the administrative law judge assigned by the Division of Administrative Hearings. The choice of mediation shall not affect a party's right to an administrative hearing.



J. Thomas Beck, AICP
Director, Division of Community Planning
Florida Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS
CUMULATIVE NOTICE OF INTENT TO FIND THAT
PORTION OF BREVARD COUNTY COMPREHENSIVE PLAN
AMENDMENT 09-2ER, ADOPTED BY ORDINANCE 09-36 ON DECEMBER 15, 2009,
AND THE REMEDIAL COMPREHENSIVE PLAN AMENDMENT 11-R2, ADOPTED BY
ORDINANCE NO. 11-09 ON MARCH 8, 2011, IN COMPLIANCE
DOCKET NO. 11-R2-NOI-0501-(A)-(I)

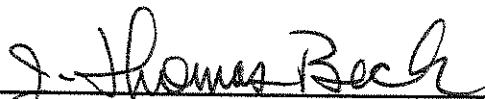
The Department issues this cumulative notice of intent to find the remaining portion of Brevard County Comprehensive Plan Amendment 09-2ER, adopted by Ordinance No. 09-36 on December 15, 2009, and the remedial amendment, adopted by Ordinance No. 11-09 on March 8, 2011, IN COMPLIANCE, pursuant to Sections 163.3184, 163.3187 and 163.3189, F.S.

The adopted Brevard County Comprehensive Plan Amendment and the Department's Objections, Recommendations, and Comments Report, (if any), are available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Brevard County Planning and Zoning Office, 1st Floor, Building A, Brevard County Government Center, 2725 Judge Fran Jamieson Way, Suite A114, Viera, Florida 32940.

Any affected person, as defined in Section 163.3184, F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Remedial Amendments are In Compliance, as defined in Subsection 163.3184(1), F.S. The petition must be filed within twenty-one (21) days after publication of this notice, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 and a copy mailed or delivered to the local government. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Administration, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

After an administrative hearing petition is timely filed, mediation is available pursuant to Subsection 163.3189(3)(a), F.S., to any affected person who is made a party to the proceeding by filing that request with the administrative law judge assigned by the Division of Administrative Hearings. The choice of mediation shall not affect a party's right to an administrative hearing.



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