

**STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS
NOTICE OF INTENT TO FIND THE
CITY OF LAKE BUTLER
COMPREHENSIVE PLAN AMENDMENTS IN COMPLIANCE
DOCKET NO. 08-1-NOI-6302-(A)-(I)**

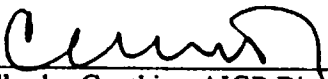
The Department gives notice of its intent to find the Amendment to the Comprehensive Plan for City of Lake Butler adopted by Ordinance No. 07-06 on August 11, 2008, **IN COMPLIANCE**, pursuant to Sections 163.3184, 163.3187 and 163.3189, F.S.

The adopted City of Lake Butler Comprehensive Plan Amendments 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 Lake Butler City Hall, 125 East Main Street, Lake Butler, Florida 32054.

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 Amendments to the Lake Butler Comprehensive Plan is 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 Management Services, 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.


Charles Gauthier, AICP Director
Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

The Honorable Brantly Crawford
January 7, 2009
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If you have any questions or concerns regarding this matter please contact Ray Eubanks,
Plan Review Administrator at (850) 922-1767, or Debi Johnson, Plan Processor at (850)922-1769.

Sincerely Yours,



Charles Gauthier, AICP, Director
Division of Community Planning

CG/dj

Enclosure: Notice of Intent

cc: Mr. Scott Koons, Executive Director, North Central Florida Regional Planning Council
Mr. John Berchtold, City Manager, City of Lake Butler



STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

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

CHARLIE CRIST
Governor

THOMAS G. PELHAM
Secretary

January 7, 2008

The Honorable Brantly Crawford
Mayor, City of Lake Butler
200 Southwest First Street
Lake Butler, Florida 32054

Dear Mayor Crawford:

The Department has completed its review of the City of Lake Butler Comprehensive Plan Amendment (DCA 08-1) adopted by Ordinance No. 07-06 on August 11, 2008. The Department has determined that the comprehensive plan amendment meets the requirements of Chapter 163, Part II, Florida Statutes (F.S.), for compliance, as defined in Subsection 163.3184 (1)(b), F.S. The Department is issuing a Notice of Intent to find the plan amendment, In Compliance. The Notice of Intent has been sent to the Union County Times for publication on January 8, 2009.

The Departments 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 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. Please be advised that Section 163.3184(8)(c)2, Florida Statutes, requires a local government that has an internet site to post a copy of the Department's Notice of Intent on the site within 5 days after receipt of the mailed copy of the agency's notice of intent. Please note that a copy of the adopted City of Lake Butler Comprehensive Plan Amendment, and the Notice of Intent must be available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the City of Lake Butler, City Hall, 125 East Main Street, Lake Butler, Florida 32054.

If this in compliance determination is challenged by an affected person, 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.

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

♦ COMMUNITY PLANNING 850-488-2358 (p) 850-488-3309 (f) ♦ FLORIDA COMMUNITIES TRUST 850-922-2207 (p) 850-921-1747 (f) ♦
♦ HOUSING AND COMMUNITY DEVELOPMENT 850-488-7968 (p) 850-922-5623 (f) ♦



STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

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CHARLES CRIST
Governor

THOMAS G. PELHAM
Secretary

December 30, 2008

Ms. John D. Berchtold, City Manager
City of Lake Butler
200 Southwest 1st Street
Lake Butler, Florida 32054

Dear Ms. Berchtold:

Thank you for submitting copies of **City of Lake Butler** Comprehensive Plan Amendment No. **08-1** adopted by Ordinance No. **07-06** on **August 11, 2008** for our review.

We have conducted an inventory of the plan amendment package to verify the inclusion of all required materials. The amendment package appears complete and the Department will issue an **expedited Notice of Intent** regarding the adopted comprehensive plan amendment based on your transmittal letter stating that **the comprehensive plan amendment package was adopted without revisions and no objections were raised by an affected party or the Department**. Based upon these facts, the expedited publication of notice of intent pursuant to Section 163.3184(8), Florida Statutes, will occur on or about **January 8, 2009**.

Also, please be advised that Section 163.3184(8)(c)2, Florida Statutes, requires a local government that has an internet site to post a copy of the Department's Notice of Intent on the site within 5 days after receipt of the mailed copy of the agency's notice of intent.

If you have any questions, please contact Debi Johnson, Plan Processor at (850) 922-1769 or myself at (850) 922-1767.

Sincerely,

D. Ray Eubanks, Administrator
Plan Review and Processing

DRE/dj

cc: Scott Koons, Executive Director, North Central Florida Regional Planning Council