



St. Johns River Water Management District

Hans G. Tanzler III, Executive Director • David W. Fisk, Assistant Executive Director
David Dewey, Maitland Service Center Director

601 South Lake Destiny Road, Suite 200 • Maitland, FL 32751 • (407) 659-4800
On the Internet at floridaswater.com.

January 10, 2012

Lennar Homes LLC
Attn: Rob Bonin
4600 West Cypress Street, Suite 200
Tampa, FL 33607

RE: KINGS RIDGE, P.U.D., PHASE III
Permit No.4-069-19411-1, and Item No. 1181531
(Please reference permit and item numbers on all correspondence.)

Dear Rob Bonin:

The St. Johns River Water Management District (District) received your request to extend the duration of the above referenced permit for a period of two years beyond the current date of expiration. Permit No. 19411_1 was issued on February 13, 1996, and was set to expire on February 13, 2001.

Based on a review of the permit file and the information provided in your request letter, your request for permit extension does not comply with the conditions for approval as set forth in Section 73 of Chapter 2011-139, Laws of Florida (HB 7207). Specifically this permit does not meet the criteria for extension under HB 7207. You further request that this permit be extended under SB 360, SB 1752, and Section 252.363 F.S. This permit does qualify for these extensions as follows:

- To qualify for extension under SB 360 the written request had to have been received by the District prior to December 31, 2009.
- To qualify for extension under SB 1752 the written request had to have been received by the District prior to December 31, 2010.
- To qualify for extension under Section 252.363 F.S. as invoked by emergency order 11-128 the permit had to be valid on June 13, 2011, this permit expired on February 13, 2001.
- To qualify for extension under the provisions of HB 7207, the subject permit must be set to expire in the interval between January 1, 2012 and January 1, 2014, this permit expired on February 13, 2001.

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Permit Number 4-069- 19411-1 expired on February 13, 2001, to reauthorize this project you will need to submit an application on form 40C-4.900(1) F.A.C. along with all of the required information. The permit issues noted above will also need to be resolved.

District staff made this determination based upon the information you provided. If any information contained within this letter is not correct, or if any facts change in the future, please notify the District. If you have any questions, please contact Bill Carlie at (407) 659-4833 or wcarlie@sjrwmd.com

To respond to this letter electronically, e-mail your response to ComplianceSupport@sjrwmd.com or online at floridaswater.com/permitting. Select "Apply for a permit" or "Submit compliance data" link.

Sincerely,



David Dewey, Director
Maitland Service Center

Enclosures: Notice of Agency Action, and Newspaper Advertising

cc:

U.S. Army Corp of Engineers
Attn: John Hall
PO Box 4970
Jacksonville, FL 32232-0019

Notice Of Rights

1. A person whose substantial interests are or may be affected has the right to request an administrative hearing by filing a written petition with the St. Johns River Water Management District (District). Pursuant to Chapter 28-106 and Rule 40C-1.1007, Florida Administrative Code, the petition must be filed (received) either by delivery at the office of the District Clerk at District Headquarters, P. O. Box 1429, Palatka Florida 32178-1429 (4049 Reid St., Palatka, FL 32177) or by e-mail with the District Clerk at Clerk@sjrwm.com, within twenty-six (26) days of the District depositing the notice of intended District decision in the mail (for those persons to whom the District mails actual notice), within twenty-one (21) days of the District emailing the notice of intended District decision (for those persons to whom the District emails actual notice), or within twenty-one (21) days of newspaper publication of the notice of intended District decision (for those persons to whom the District does not mail or email actual notice). A petition must comply with Sections 120.54(5)(b)4. and 120.569(2)(c), Florida Statutes, and Chapter 28-106, Florida Administrative Code. The District will not accept a petition sent by facsimile (fax), as explained in paragraph no. 5 below. Mediation pursuant to Section 120.573, Florida Statutes, is not available.

2. If the District takes action that substantially differs from the notice of intended District decision, a person whose substantial interests are or may be affected has the right to request an administrative hearing by filing a written petition with the District, but this request for administrative hearing shall only address the substantial deviation. Pursuant to Chapter 28-106 and Rule 40C-1.1007, Florida Administrative Code, the petition must be filed (received) at the office of the District Clerk at the mail/street address or email address described in paragraph no. 1 above, within twenty-six (26) days of the District depositing notice of final District decision in the mail (for those persons to whom the District mails actual notice), within twenty-one (21) days of the District emailing the notice of final District decision (for those persons to whom the District emails actual notice), or within twenty-one (21) days of newspaper publication of the notice of final District decision (for those persons to whom the District does not mail or email actual notice). A petition must comply with Sections 120.54(5)(b)4. and 120.569(2)(c), Florida Statutes, and Chapter 28-106, Florida Administrative Code. Mediation pursuant to Section 120.573, Florida Statutes, is not available.

3. A person whose substantial interests are or may be affected has the right to a formal administrative hearing pursuant to Sections 120.569 and 120.57(1), Florida Statutes, where there is a dispute between the District and the party regarding an issue of material fact. A petition for formal hearing must also comply with the requirements set forth in Rule 28-106.201, Florida Administrative Code.

4. A person whose substantial interests are or may be affected has the right to an informal administrative hearing pursuant to Sections 120.569 and 120.57(2), Florida Statutes, where no material facts are in dispute. A petition for an informal hearing must also comply with the requirements set forth in Rule 28106.301, Florida Administrative Code.
5. A petition for an administrative hearing is deemed filed upon receipt of the complete petition by the District Clerk at the District Headquarters in Palatka, Florida during the District's regular business hours. The District's regular business hours are 8:00 a.m. – 5:00 p.m., excluding weekends and District holidays. Petitions received by the District Clerk after the District's regular business hours shall be deemed filed as of 8:00 a.m. on the District's next regular business day. The District's acceptance of petitions filed by e-mail is subject to certain conditions set forth in the District's Statement of Agency Organization and Operation (issued pursuant to Rule 28-101.001, Florida Administrative Code), which is available for viewing at floridaswater.com. These conditions include, but are not limited to, the petition being in the form of a PDF or TIFF file and being capable of being stored and printed by the District. Further, pursuant to the District's Statement of Agency Organization and Operation, attempting to file a petition by facsimile is prohibited and shall not constitute filing.
6. Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing. (Rule 28-106.111, Florida Administrative Code).
7. The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, Florida Statutes, Chapter 28-106, Florida Administrative Code, and Rule 40C-1.1007, Florida Administrative Code. Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means the District's final action may be different from the position taken by it in this notice. A person whose substantial interests are or may be affected by the District's final action has the right to become a party to the proceeding, in accordance with the requirements set forth above.
8. Pursuant to Section 120.68, Florida Statutes, a party to the proceeding before the District who is adversely affected by final District action may seek review of the action in the District Court of Appeal by filing a notice of appeal pursuant to Rules 9.110 and 9.190, Florida Rules of Appellate Procedure, within 30 days of the rendering of the final District action.
9. A District action is considered rendered, as referred to in paragraph no. 8 above, after it is signed on behalf of the District, and is filed by the District Clerk.
10. Failure to observe the relevant time frames for filing a petition for judicial review as described in paragraph no. 8 above will result in waiver of that right to review.

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Rights has been sent to the permittee:

Lennar Homes LLC
Attn: Rob Bonin
15550 Lightwave Dr Ste 210
Clearwater FL 33760 USA

At 4 p.m. this 9 day of , 2012.



Victor Castro, Division Director
Division of Regulatory Support
St. Johns River Water Management District
4049 Reid Street
Palatka FL 32177
(386) 329-4570

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Revised 7/27/09