

For Respondent Bradford County, Florida:

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STATEMENT OF THE ISSUE

The issue to be determined is whether Bradford County meets the criteria listed in Florida Administrative Code Rule 62-330.051(4)(e) for a road repair exemption.

PRELIMINARY STATEMENT

On December 10, 2019, the Suwannee River Water Management District (“District”) entered a notice in Environmental Resource Permit (ERP): Exemption, ERP-007-233697-2 (“Exemption”), by which it determined that activities related to the repair of Southwest 101st Avenue in Bradford County, Florida (“101st Avenue” or the “road”) met the criteria to be an exempt activity pursuant to rule 62-330.051(4)(e).

On or about December 23, 2019, Paul Still (“Petitioner” or “Dr. Still”) filed a Petition Requesting an Administrative Hearing Review (“Petition”) challenging the Exemption, which was referred to DOAH and assigned as DOAH Case No. 20-0091.

On January 13, 2020, the District filed a Motion to Amend Case Caption to Include Exemption Applicant, Bradford County, Florida, as a Party, and Bradford County, Florida (“County”) was, thereafter, added as a Respondent.

The final hearing was initially set to be heard on March 23, 2020, in Live Oak, Florida. Upon motion, the hearing was continued and rescheduled for