

ATTACHMENT C

Other Supporting Documents

Rick Scott
GOVERNOR



FLORIDA DEPARTMENT of
ECONOMIC OPPORTUNITY

Hunting F. Deutsch
EXECUTIVE DIRECTOR

July 25, 2012

RECEIVED

JUL 25 2012

**Osceola County Planning
Department**

The Honorable John Quinones
Chairman, Osceola County
Board of County Commissioners
1 Courthouse Square, Suite 4700
Kissimmee, Florida 34741

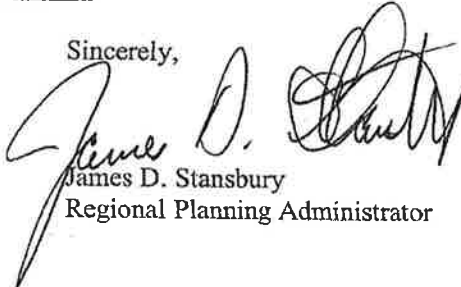
Dear Chairman Quinones:

The State Land Planning Agency has completed its review of the proposed comprehensive plan amendment for Osceola County (Amendment No. 12-1ESR), which was received on June 25, 2012. We have reviewed the proposed amendment pursuant to Sections 163.3184(2) and (3), Florida Statutes (F.S.), and identified no comment related to important state resources and facilities within the Agency's authorized scope of review that will be adversely impacted by the amendment if adopted. The County is reminded that pursuant to Section 163.3184(3)(b), F.S., other reviewing agencies have the authority to provide comments directly to the County. If other reviewing agencies provide comments, we recommend the County consider appropriate changes to the amendment based on those comments. If unresolved, such comments could form the basis for a challenge to the amendment after adoption.

The County should act by choosing to adopt, adopt with changes, or not adopt the proposed amendment. Also, please note that Section 163.3184(3)(c)1, F.S., provides that if the second public hearing is not held and the amendment adopted within 180 days of your receipt of agency comments, the amendment shall be deemed withdrawn unless extended by agreement with notice to the state land planning agency and any affected party that provided comment on the amendment. For your assistance, we have enclosed the procedures for adoption and transmittal of the comprehensive plan amendment.

If you have any questions concerning this review, please contact Bill Pable, AICP, at (850) 717-8534, or by email at bill.pable@deo.myflorida.com.

Sincerely,



James D. Stansbury
Regional Planning Administrator

JDS/bp

Enclosure(s): Procedures for Adoption

cc: Kerry Godwin, Manager, Osceola County Planning & Zoning Office
Hugh Harling, Interim Executive Director, East Central Florida Regional Planning Council

Florida Department of Economic Opportunity | The Caldwell Building | 107 E. Madison Street | Tallahassee, FL | 32399-4120
866.FLA.2345 | 850.245.7105 | 850.921.3223 Fax | www.FloridaJobs.org | [www.twitter.com/FLDEO](https://twitter.com/FLDEO) | www.facebook.com/FLDEO

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**SUBMITTAL OF ADOPTED COMPREHENSIVE PLAN AMENDMENTS
FOR EXPEDITED STATE REVIEW**

Section 163.3184(3), Florida Statutes

NUMBER OF COPIES TO BE SUBMITTED: Please submit three complete copies of all comprehensive plan materials, of which one complete paper copy and two complete electronic copies on CD ROM in Portable Document Format (PDF) to the State Land Planning Agency and one copy to each entity below that provided timely comments to the local government: the appropriate Regional Planning Council; Water Management District; Department of Transportation; Department of Environmental Protection; Department of State; the appropriate county (municipal amendments only); the Florida Fish and Wildlife Conservation Commission and the Department of Agriculture and Consumer Services (county plan amendments only); and the Department of Education (amendments relating to public schools); and for certain local governments, the appropriate military installation and any other local government or governmental agency that has filed a written request.

SUBMITTAL LETTER: Please include the following information in the cover letter transmitting the adopted amendment:

_____ State Land Planning Agency identification number for adopted amendment package;

_____ Summary description of the adoption package, including any amendments proposed but not adopted;

_____ Identify if concurrency has been rescinded and indicate for which public facilities. (Transportation, schools, recreation and open space).

_____ Ordinance number and adoption date;

_____ Certification that the adopted amendment(s) has been submitted to all parties that provided timely comments to the local government;

_____ Name, title, address, telephone, FAX number and e-mail address of local government contact;

_____ Letter signed by the chief elected official or the person designated by the local government.

ADOPTION AMENDMENT PACKAGE: Please include the following information in the amendment package:

_____ In the case of text amendments, changes should be shown in strike-through/underline format.

_____ In the case of future land use map amendments, an adopted future land use map, **in color format**, clearly depicting the parcel, its future land use designation, and its adopted designation.

_____ A copy of any data and analyses the local government deems appropriate.

Note: If the local government is relying on previously submitted data and analysis, no additional data and analysis is required;

_____ Copy of the executed ordinance adopting the comprehensive plan amendment(s);

Suggested effective date language for the adoption ordinance for expedited review:

The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the state land planning agency.

_____ List of additional changes made in the adopted amendment that the State Land Planning Agency did not previously review;

_____ List of findings of the local governing body, if any, that were not included in the ordinance and which provided the basis of the adoption or determination not to adopt the proposed amendment;

_____ Statement indicating the relationship of the additional changes not previously reviewed by the State Land Planning Agency in response to the comment letter from the State Land Planning Agency.



DEPARTMENT OF THE AIR FORCE
DETACHMENT 1, 23RD WING
MACDILL AIR FORCE BASE, FLORIDA, AND AVON PARK AIR FORCE RANGE, FLORIDA

30 July 2012

Lt Col Paul Neidhardt
DET 1, 23 WG/CC
29 South Boulevard
Avon Park AFR, FL 33825-9381

Ana Richmond
Department of Economic Opportunity
Bureau of Community Planning
Caldwell Building
107 East Madison Street MSC 160
Tallahassee, FL 32399-4120

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JUL 30 2012

Osceola County Planning
Department

Dear Ms. Richmond,

The purpose of this letter is to communicate my concerns regarding the Osceola County Comp Plan admendment.

I believe that Osceola's submission may technically satisfy the requirements of Florida Statutes as written. I understand their reservations about using the Avon Park AFR 2010 JLUS, even though a member of the county was a participant. I voiced some concern previously about Osceola, naming their study a JLUS versus stipulating that it is a supplement to the 2010 JLUS. Although their submission can be considered "Joint" since the Avon Park AFR did have an active voice in their planning process, the information they gleaned from the original document was invaluable.

The original 2010 JLUS was a military nominated JLUS and many organizations participated to include OEA, The National Guard, ECFRPC, CFRPC, FL Dept of Community Affairs, TNC and the FWC. In the future, the Avon Park AFR will continue to use the Avon Park Air Force Range 2010 JLUS as a guide to coordination efforts with all the communities surrounding the installation, along will any other relevant data and analysis.

I would like to see their submission as a supplement versus a stand-alone document.

Please contact me if you have any further concerns or questions.

Paul E. Neidhardt, Lt Col, USAF
Commander

cc:
Kerry Godwin, Osceola Planning and Zoning Manager
Julie Evans, Florida Department of Economic Opportunity

Brenda Winningham, Florida Department of Economic Opportunity
Ana Richmond, Florida Department of Economic Opportunity
Pat Steed, Central Florida Regional Planning Council



Florida Fish and Wildlife Conservation Commission

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Charles W. Roberts III
Tallahassee

Brian S. Yablonski
Tallahassee

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Executive Director

Greg Holder
Assistant Executive Director

Karen Ventimiglia
Chief of Staff

Office of the
Executive Director
Nick Wiley
Executive Director

(850) 487-3796
(850) 921-5786 FAX

Managing fish and wildlife resources for their long-term well-being and the benefit of people.

620 South Meridian Street
Tallahassee, Florida
32399-1600
Voice: (850) 488-4676

Hearing/speech-impaired:
(800) 955-8771 (T)
(800) 955-8770 (V)

MyFWC.com

July 25, 2012

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JUL 25 2012

Osceola County Planning
Department

Tina Demostene
Osceola County Planning and Zoning
1 Courthouse Square, Suite 1100
Kissimmee, FL 34741
Tina.Demostene@Osceola.org

RE: Large-scale Comprehensive Plan Amendment (CPA) 12-001 (Osceola County 12-1ESR), Joint Land Use Study 2012, Osceola County

Dear Ms. Demostene:

Florida Fish and Wildlife Conservation Commission (FWC) staff has reviewed the proposed comprehensive plan amendment and provides the following comments in accordance with Chapter 163, Florida Statutes for your consideration.

The proposed large-scale CPA amends text of the Future Land Use Element and text and maps of the Transportation Element to ensure compatibility with the training and operational missions at the Avon Park Air Force Range. These amendments are part of and associated with the Osceola County Joint Land Use Study (JLUS) 2012 document. The JLUS is a collaborative stakeholder effort encouraging cooperative land use planning between military installations and adjacent communities. This promotes compatibility of future community growth and development with training and operational missions of the installation. The proposed amendments refer to Restricted Airspace (R 2901 E) within the Avon North Military Operations Areas (MOA) and extends over most of Lake Kissimmee and to Military Blast Zones (MBZ-130) from the Avon Park Air Force Range to southwest Osceola County. MBZ-130 covers a portion of the KICCO Wildlife Management Area (WMA) and the channelized Kissimmee River. These amendments pertain to ongoing and continued military operations from the Avon Park Air Force Range and incorporate existing Restricted Airspace areas to the future land use maps.

The proposed text and map amendments are unlikely to negatively impact fish and wildlife resources. The FWC currently manages non-native aquatic plants in Lake Kissimmee via aerial herbicide application. These activities occur well below the restricted airspace floor of 1,000 feet. Aerial applicators contracted by FWC are aware of Restricted Airspace R 2901 E and will continue to follow all air traffic restrictions for the area. The FWC also manages KICCO WMA in cooperation with the South Florida Water Management District for recreational and limited hunting opportunities. We do not anticipate military operations or blast noise to adversely impact wildlife resources or recreational opportunities in the KICCO WMA.

The Osceola County JLUS 2012 document supports the protection of critical areas for military readiness and environmental conservation. It also supports intergovernmental coordination through ongoing environmental stewardship programs such as the Everglades Headwaters Conservation Partnership and the Readiness and Environmental Protection Initiative. We agree that intergovernmental coordination is essential to military readiness and wildlife resources in the County. The Osceola County JLUS

describes programs to support wildlife resources such as the Department of Defense's Conservation Partnering Initiative. This initiative allows the military services to acquire less-than-fee simple interest in private property surrounding the range. We support this program and offer assistance in identifying fish and wildlife resources surrounding the range.

We appreciate the opportunity to review this comprehensive plan amendment. If you need any further assistance, please do not hesitate to contact Jane Chabre either by phone at (850) 410-5367 or at FWCConservationPlanningServices@MyFWC.com. If you have specific technical questions, please contact Ben Shepherd at (407) 858-6170 or by email at Ben.Shepherd@MyFWC.com.

Sincerely,



Bonita Gorham
Land Use Planning Program Administrator
Office of Conservation Planning Services

jdg/bs
ENV 2-3-3
Osceola County 12-1 CPA-ESR_16443_072512



SOUTH FLORIDA WATER MANAGEMENT DISTRICT

July 16, 2012

Kerry Godwin, AICP, RLA, Manager
Osceola County Planning & Zoning Office
1 Courthouse Square, Suite 1100
Kissimmee, FL 34741

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JUL 17 2012

Osceola County Planning
Department

Dear Mr. Godwin:

**Subject: Osceola County, Department of Economic Opportunity #12-1ESR
Comments on Proposed Comprehensive Plan Amendment Package**

The South Florida Water Management District (District) has completed its review of the proposed amendment package submitted by Osceola County (County). The amendment revises the Future Land Use and Transportation Elements to ensure compatibility with the operations of the Avon Park Air Force Range. The County is within the boundaries of both the District and the St. Johns River Water Management District with whom we have coordinated our review. There appear to be no regionally significant water resource issues; therefore, the District forwards no comments on the proposed amendment package.

The District offers its technical assistance to the County and the Department of Economic Opportunity in developing sound, sustainable solutions to meet the County's future water supply needs and to protect the region's water resources. Please forward a copy of adopted amendments to the District. For assistance or additional information, please contact Deborah Oblaczynski, Policy and Planning Analyst, at (561) 682-2544 or doblaczy@sfwmd.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Rod A. Braun".

Rod A. Braun
Director
Office of Intergovernmental Programs

RB/do

c: Tina Demostene, Osceola County
Ray Eubanks, DEO
Cathy Foerster, SJRWMD
Andrew Landis, ECFRPC
Deborah Oblaczynski, SFWMD
James Stansbury, DEO



St. Johns River Water Management District

Hans G. Tanzler III, Executive Director

4049 Reid Street • P.O. Box 1429 • Palatka, FL 32178-1429 • (386) 329-4500
On the Internet at floridaswater.com.

July 5, 2012

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Tina Demostene, AICP, Principal Planner
Osceola County Planning & Zoning Office
1 Courthouse Square
Suite 1100
Kissimmee, FL 34741

JUL 05 2012

Osceola County Planning
Department

Re: Osceola County Proposed Comprehensive Plan Amendment
Amendment #12-1ESR

Dear Ms. Demostene:

St. Johns River Water Management District (SJRWMD) staff have reviewed the above-referenced proposed comprehensive plan amendment. Since Osceola County (County) is located within the jurisdictions of SJRWMD and South Florida Water Management District (SFWMD), SJRWMD staff coordinated with SFWMD staff on this review.

The proposed amendment consists of changes to the text and maps in the Future Land Use and Transportation elements to ensure compatibility with the training and operational missions of the Avon Park Air Force Range. The affected areas are within the southwestern portion of the County. The affected areas are within the jurisdiction of SFWMD; therefore, SJRWMD has no comments on the proposed amendment.

If you need additional technical assistance or have any questions, please contact me at (386) 329-4436 or cfoerste@sjrwmd.com.

Sincerely,

Cathleen Foerster, AICP, Intergovernmental Planner
Office of Communications and Intergovernmental Programs

cc: James Stansbury, Florida Department of Economic Opportunity
Terry Manning, South Florida Water Management District
Andrew Landis, East Central Florida Regional Planning Council
Jim Quinn, Florida Department of Environmental Protection
Ann Benedetti, St. Johns River Water Management District

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Florida Department of Transportation

RICK SCOTT
GOVERNOR

605 Suwannee Street
Tallahassee, FL 32399-0450

ANANTH PRASAD, P.E.
SECRETARY

July 2, 2012

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JUL 02 2012

Osceola County Planning
Department

Ms. Tina Demostene, AICP, Principal Planner
Osceola County Planning and Zoning Office
1 Courthouse Square, Suite 1100
Kissimmee, Florida 34741

SUBJECT: PROPOSED COMPREHENSIVE PLAN AMENDMENT
LOCAL GOVERNMENT: OSCEOLA COUNTY
FDEO #: 12-1ESR

Dear Ms. Fischer:

The Department of Transportation has completed its review of the above proposed Comprehensive Plan Amendment. We appreciate the opportunity to participate in this review process. The Department does not have any comments or concerns with the proposed map amendment; however, we request that the County provide us a copy of the adopted plan amendment following its adoption.

If you have any questions, please contact me at 407-482-7880 or by e-mail at judy.pizzo@dot.state.fl.us.

Sincerely,

Judy Pizzo, GISP
Systems Planner, FDOT District 5

jp

enclosure

c: Kerry Godwin, Osceola County
Andrew Landis, ECFRPC
Rob Magee, FDOT
James Stansbury, FDEO
Ray Eubanks, FDEO

COMPREHENSIVE PLAN AMENDMENT REVIEW COMMENTS

Local Government: Osceola County
FDEO Amendment #: 12-1ESR
Date FDOT Received: June 25, 2012
Review Comments Deadline: July 25, 2012
Today's Date: July 2, 2012

GENERAL BACKGROUND INFORMATION

Summary of Amendment: Osceola County proposes amendments to policies in its adopted Future Land Use and Transportation Elements and an amendment to Transportation Element Map TRN 10 to ensure consistency with the 2012 Osceola County Joint Land Use Study (JLUS) relative to compatibility with the Avon Park Air Force Range (APAFR).

Relevant Elements: Future Land Use Element (FLUE)
Transportation Element (TRNE)

Law Reference: Chapter 163, Part II, Florida Statutes (F. S.)

COMPREHENSIVE PLAN AMENDMENT

Amendment CPA12-0001: The County proposes revisions to FLUE Policies 1.7.3, 1.7.4, and 5.1.5, TRNE Policy 1.10.6, and Transportation Element Map 10: *Air Transportation Facilities and Special Planning Areas* as follows:

- **FLUE Policy 1.7.3:** To include established Military Operation Areas (MOAs), Restricted Airspace R-2901-E, and Military Blast Zone (MBZ-130) (which includes land areas that may experience blast noise **between 115 and 130 decibels**) in the County's coordination provisions.
- **FLUE Policy 1.7.4:** To 1) indicate that the County's criteria to address compatibility of lands in close proximity to military installations are identified in the 2012 Osceola County Joint Land Use Study (JLUS 2012) and 2) add the JLUS 2012 as supporting Data and Analysis of the Future Land Use Element.
- **FLUE Policy 5.1.5:** Subsections 3.f and 4.b are proposed to be modified to reference the JLUS 2012.
- **TRNE Policy 1.10.6:** This policy speaks to ensuring compatibility with military installations. It is proposed to be deleted from the Transportation Element as it is addressed in the Future Land Use Element.
- **Revise TRN 10: *Air Transportation Facilities and Special Planning Areas*:** Revised to include the **boundaries of Avon Park Air Force Range's** Military Operation Areas (MOAs), Restricted Airspace R-2901-E, and Military Blast Zone (MBZ-130).

FDOT Contact: Judy Pizzo, GISP
FDOT District 5
Telephone: 407-482-7880
Fax: 407-275-4188
E-mail: judy.pizzo@dot.state.fl.us
File: H:\OOC\Planning\Growth Management\CPA Project Files\Osceola County\Review\2012\Osceola 12-1ESR Review 070212.docx

Reviewed by: Anoch Whitfield
Tindale Oliver & Associates, Inc.
407-657-9210
407-657-9106
awhitfield@tindaleoliver.com

COMPREHENSIVE PLAN AMENDMENT REVIEW COMMENTS

Local Government: Osceola County
FDEO Amendment #: 12-1ESR
Date FDOT Received: June 25, 2012
Review Comments Deadline: July 25, 2012
Today's Date: July 2, 2012

Staff Analysis: Section 163.3175(2), Florida Statutes (F.S.), states that "certain major military installations, due to their mission and activities, have a greater potential for experiencing compatibility and coordination issues than others" and that "this section and the provisions in Section 163.3177(6)(a), F.S., relating to compatibility of land development with military installations, apply to specific affected local governments in proximity to and in association with specific military installations", including Avon Park Air Force Range. Osceola County is identified in Section 163.3175(2), F.S., as being in proximity to the Avon Park Air Force Range.

The proposed text amendments to the Future Land Use and Transportation Elements and map change to Transportation Element Map TRN 10 are consistent with the requirements of Sections 163.3175 and 163.3177(6), F.S., relative to ensuring compatibility with military installations. Additionally, the proposed comprehensive plan amendments are not anticipated to result in adverse impacts to state transportation facilities and resources.

Comments: FDOT identifies no issues or concerns warranting any comments at this time.

Request: FDOT requests a copy of the adopted amendment following its adoption.

FDOT Contact: Judy Pizzo, GISP
FDOT District 5
407-482-7880
Telephone: 407-275-4188
Fax: judy.pizzo@dot.state.fl.us
E-mail: judy.pizzo@dot.state.fl.us
File:

Reviewed by: Anoch Whitfield
Tindale Oliver & Associates, Inc.
407-657-9210
407-657-9106
awhitfield@tindaleoliver.com

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JUN 29 2012

Osceola County Planning
Department

FLORIDA DEPARTMENT OF EDUCATION



Gerard Robinson
Commissioner of Education

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June 29, 2012

Ms. Tina Demostene, AICP
Principal Planner
Osceola County
1 Courthouse Square, Suite 1100
Kissimmee, Florida 32601-6294
Via E-mail: Tina.Demostene@Osceola.org

Dear Ms. Demostene:

Re: Osceola County 12-IESR

Thank you for the opportunity to review the Osceola County 12-IESR amendment package, which the Florida Department of Education received on June 25, 2012. According to the department's responsibilities under Section 163.3184(3)(b), Florida Statutes, I reviewed the amendment package considering provisions of Chapter 163, Part II, F.S., and to determine whether the proposal, if adopted, would have potential to create adverse impacts on public school facilities.

The package proposes military compatibility amendments which do not appear to have an adverse effect on public school capacity or sites. Therefore, I offer no comment on behalf of the department.

Again, thank you for the opportunity to review and comment. If you have questions about this letter, or if I may be of assistance in the future, please contact me at (850)245-9312 or Tracy.Suber@fldoe.org.

Sincerely,

A handwritten signature in blue ink that reads "Tracy O. Suber".

Tracy O. Suber
Growth Management and Facilities Policy Liaison

TDS/

cc: Ms. Nanette Moroni, Osceola County School District
Mr. James Stansbury and Mr. Bill Pable, DEO

THOMAS H. INSERRA
DIRECTOR, OFFICE OF EDUCATIONAL FACILITIES

OFFICE OF THE COMMISSIONER
(850) 488-3022



THE CAPITOL
400 SOUTH MONROE STREET
TALLAHASSEE, FLORIDA 32399-0800

FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
COMMISSIONER ADAM H. PUTNAM

June 27, 2012

VIA EMAIL (Tina.Demostene@Osceola.org)

Osceola County Planning and Zoning
Attn: Tina Demostene
1 Courthouse Squire, Suite 1100
Kissimmee, Florida 34741

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JUN 27 2012

Osceola County Planning
Department

Re: DACS Docket # -- 20120625-130-Osceola
Osceola County CPA12-0001
Submission dated June 20, 2012

Dear Ms. Demostene:

The Florida Department of Agriculture and Consumer Services (the "Department") received the above-referenced proposed comprehensive plan amendment on June 25, 2012 and has reviewed it pursuant to the provisions of Chapter 163, Florida Statutes to address any potential adverse impacts to important state resources or facilities related to agricultural, aquacultural, or forestry resources in Florida if the proposed amendment(s) are adopted. Based on our review of your county's submission, the Department has no comment on the proposal.

If we may be of further assistance, please do not hesitate to contact me at 850-410-2291.

Sincerely,

Clay Martin
Senior Policy Analyst
Office of Policy and Budget

cc: Florida Department of Economic Opportunity
(SLPA #: Osceola County 12-1 ESR)

