



MARTIN COUNTY

BOARD OF COUNTY COMMISSIONERS

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December 5, 2018

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800 SE Monterey Commons Blvd.
Suite 200
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Project Number: K041-006
Application: DEV2018120006
Project Name: KENAI TC03 TELECOMMUNICATIONS TOWER MAJ FIN

RE: Receipt of Permit Extension Notification for Emergency Extensions
Executive Orders 17-146, 17-177, 17-230, 17-285, 17-239, 18-47, 18-110,
18-177, 18-235, and 18-279, Opiates
Executive Orders 17-259, 17-304, 18-17, 18-80, 18-135, 18-214, 18-236, and
18-281, Hurricane Maria
Executive Orders 18-150, Sub-Tropical Storm Alberto
Executive Orders 18-191, 18-249, and 18-311, Lake O/Algae Blooms

Dear Mr. Raynes:

Section 252.363, Florida Statutes allows extensions for permits or other authorizations during and following the declaration of an emergency by the Governor. Martin County acknowledges receipt of the notification for a time extension pursuant to Section 252.363, Florida Statutes received August 30, 2018.

On May 3, 2017, Governor Scott issued Executive Order 17-146 declaring a 60 day State of Emergency for Opiates. This order was extended for an additional sixty days each by Executive Orders 17-177, 17-230, 17-285, 17-239, 18-47, 18-110, 18-177, 18-235, and 18-279. This project has received credit for all extensions except 18-47, 18-110, 18-177, 18-235 and 18-279.

On October 2, 2017, Governor Scott issued Executive Order 17-259 declaring a 60 day State of Emergency for Hurricane Maria. This order was extended for an additional 60 days by Executive Orders 17-304, 18-17-18-80, 18-135, 18-214, 18-326, and 18-281. This project has received credit for all extensions except 18-17, 18-80, 18-135, 18-214, 18-236, and 18-281.

On May 26, 2018, Governor Scott issued Executive Order 18-150 declaring a 60 day State of Emergency for Sub-Tropical Storm Alberto. On June 8, 2018, Governor Scott issued Executive Order 18-157 terminating the Executive Order, which would allow for 13 days and 6 months.

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On July 9, 2018, Governor Scott issued Executive Order 18-191 declaring a 60 day State of Emergency for Lake O/Algae Blooms. This order was extended for an additional 60 days by Executive Orders 18-249 and 18-311, which would allow 166 days and 6 months.

When the period of tolling for two or more separate emergency events overlap, the period of the overlap is counted only once and is not added together. With the four separate emergency events, these extensions receive a total tolling period of **341 days and 12 months**.

Within 90 days after the termination of the emergency declarations, the holder of the permits or other authorization shall notify the issuing authority of the intent to exercise the tolling and 24 month extension provided by Section 252.363, Florida Statutes. The notice was submitted on or before November 5, 2018 and was received within 90 days of the termination period of the emergency declarations.

This extension is not for an authorization issued by the Army Corps of Engineers.

The extensions are not for an authorization that is in substantial noncompliance with the conditions of the authorization as documented by a warning letter or letter of violation, or would delay or prevent compliance with a court order.

The extension is not for an authorization that is subject to a court order specifying expiration date or a build out date that would be in conflict with the extensions granted in this section.

Therefore, the timetable for **KENAI TC03 TELECOMMUNICATIONS TOWER MAJ FINAL** is acknowledged to extend as follows:

- The date by which permits must be obtained is extended from **April 28, 2024 to April 4, 2026**.
- The date by which development of the project must be completed is extended from **April 27, 2025 to April 3, 2027**.

Sincerely,

Nicki van Vonno, AICP
Growth Management Director

NvV:pj