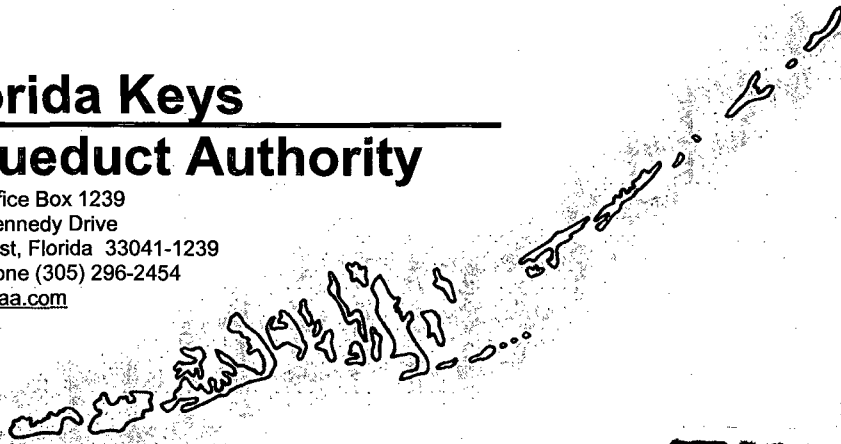


Florida Keys Aqueduct Authority

Post Office Box 1239
1100 Kennedy Drive
Key West, Florida 33041-1239
Telephone (305) 296-2454
www.fkaa.com



David C. Ritz
Chairman
Key Largo

Elena Z. Herrera
Vice-Chairman
Rockland Key

Rose M. Dell
Secretary/Treasurer
Big Pine Key

J. Robert Dean
Key West

Antoinette M. Appell
Marathon

James C. Reynolds
Executive Director

FILE

September 9, 2009

Maria Coleman
Senior Clerk-Water Facilities
South District Office
2295 Victoria Ave, Ste 364
Fort Myers, FL 33902

Dear Ms. Coleman:

Enclosed is proof of publication for the Cudjoe Notice of Intent to Issue Permit. Should you have any questions feel free to contact our office.

Sincerely,
FLORIDA KEYS AQUEDUCT AUTHORITY

Olympia M. Newton
Administrative and Contracts Supervisor

/OMN
Enclosures

RECEIVED

SEP 10 2009

REP. - South District

SUN-SENTINEL
 PUBLISHED DAILY
 FORT LAUDERDALE, BROWARD COUNTY, FLORIDA
 BOCA RATON, PALM BEACH COUNTY, FLORIDA
 MIAMI, MIAMI-DADE COUNTY, FLORIDA

STATE OF FLORIDA
 COUNTY OF BROWARD/PALM BEACH/MIAMI-DADE

BEFORE THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARING
 LINDA HALL, WHO, ON OATH, SAYS THAT SHE IS A DULY
 AUTHORIZED REPRESENTATIVE OF THE CLASSIFIED DEPARTMENT
 OF THE SUN-SENTINEL, DAILY NEWSPAPER PUBLISHED IN
 BROWARD/PALM BEACH/MIAMI-DADE COUNTY, FLORIDA, THAT
 THE ATTACHED COPY OF ADVERTISEMENT, BEING A:

NOTICE OF INTENT TO ISSUE PERMIT

THE MATTER OF:

STATE OF FLORIDA DEPARTMENT
 OF ENVIRONMENTAL PROTECTION

IN THE CIRCUIT COURT, WAS PUBLISHED IN SAID NEWSPAPER

AUGUST 21, 2009

137

AFFIANT FURTHER SAYS THAT THE SAID SUN-SENTINEL IS
 PUBLISHED IN SAID BROWARD/PALM BEACH/MIAMI-DADE COUNTY
 AND THAT THE SAID NEWSPAPER HAS HERETOFORE BEEN
 PUBLISHED IN SAID BROWARD/PALM BEACH/MIAMI-DADE COUNTY
 EACH DAY, AND HAS BEEN ENTERED AS SECOND CLASS MAIL
 OFFICE IN FORT LAUDERDALE, IN SAID BROWARD COUNTY,
 PERIOD OF ONE YEAR NEXT PRECEDING THE FIRST PUBLIC
 COPY OF ADVERTISEMENT: AND AFFIANT FURTHER SAYS THAT
 PAID, NOR PROMISED, ANY PERSON, FIRM, OR CORPORATION
 REBATE, COMMISSION, OR REFUND, FOR THE PURPOSE OF
 ADVERTISEMENT FOR PUBLICATION IN SAID NEWSPAPER.

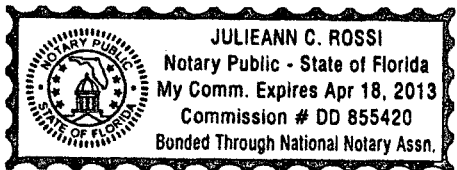
Linda Hall

(SIGNATURE OF LINDA HALL, AFFIANT)

SWORN TO AND SUBSCRIBED BEFORE ME
 ON 21 AUGUST 2009, A.D.

Julieann C. Rossi

(SIGNATURE OF NOTARY PUBLIC)



(NAME OF NOTARY, TYPED, PRINTED, OR STAMPED)

PERSONALLY KNOWN (X) OR PRODUCED IDENTIFICATION ()

STATE OF FLORIDA
 DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE PERMIT

The Department of Environmental Protection gives notice of its intent to issue a permit to Florida Keys Aqueduct Authority, James C. Reynolds PE, PO Box 1239, Key West, Florida 33041 to construct and operate a domestic wastewater treatment facility which would inject 0.84 million gallons per day of effluent to a Class V underground injection well which discharges to Class G-III groundwater. The application number is FLA671932-001. The facility will be located at latitude 24° 40' 38" N, longitude 81° 30' 31" W on Blimp Road, Cudjoe Key, Florida 33042 in Monroe County.

The intent to issue and application file are available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department's South District Office, 2295 Victoria Ave., Suite 364, Ft. Myers, Florida 33901-3881, at phone number (239) 332-6975.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, Florida Statutes, within fourteen days of receipt of notice. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under Rule 62-110.106(4), Florida Administrative Code, a person may request an extension of the time for filing a petition for an administrative hearing. The request must be filed (received by the Clerk) in the Office of General Counsel before the end of the time period for filing a petition for an administrative hearing.

Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), Florida Statutes, must be filed within fourteen days of publication of the notice or within fourteen days of receipt of the written notice, whichever occurs first; Section 120.60(3), Florida Statutes, however, also allows that any person who has asked the Department for notice of agency action may file a petition within fourteen days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition or request for an extension of time within fourteen days of receipt of notice shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, Florida Statutes. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, Florida Administrative Code.

A petition that disputes the material facts on which the Department's action is based must contain the following information, as indicated in Rule 28-106.201, Florida Administrative Code:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner, the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding, and an explanation of how the petitioner's substantial interests will be affected by the determination;
- (c) A statement of when and how the petitioner received notice of the Department's decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the Department's proposed action;
- (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the Department's proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the Department to take with respect to the Department's proposed action.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation under Section 120.573, Florida Statutes, is not available for this proceeding.

August 21, 2009

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SEP 10 2009

BROWARD COUNTY