

Rick Scott
GOVERNOR



Cissy Proctor
EXECUTIVE DIRECTOR

October 4, 2017

Mr. D. Wayne Arnold
Q. Grady Minor and Associates, P.A.
3800 Via Del Rey
Bonita Springs, Florida 34134

RE: Grey Oaks Development of Regional Impact; File No. ADA-09-1989-045

Dear Mr. Arnold:

The Department has evaluated your request, dated July 18, 2017, for confirmation that the shifting of two previously approved project access points from Golden Gate Parkway and Airport Road, to Livingston Road, for the Grey Oaks Development of Regional Impact Development Order meets the requirements of Section 380.06(19)(e)2., Florida Statutes (F.S.). Your letter indicates that the two project access points shown on Map H have not been installed, but, were intended to serve as access points to the Grey Oaks community. Further, the two access points proposed to be shifted to Livingston Road are not intended for general access to the Grey Oaks community, but rather are intended for the sole use by the owner of approximately 32 acres adjacent to Livingston Road, and that this portion of the site is encumbered by a Florida Power & Light (FPL) easement.

Your letter states that the PUD previously approved by Collier County, permits the FPL easement to be used as a landscape nursery; the owner of the fee simple lands within the FPL easement currently has a temporary agreement with the Grey Oaks homeowner association regarding the gated entrance on Livingston Road for use of the landscape nursery vehicles; and the two access points onto the lands encumbered by the FPL easement will be utilized for the landscape nursery operations. Lastly, the two access points on Livingston Road will not provide general access to the Grey Oaks community, and will be restricted to use by only the property owner of the fee simple lands encumbered by the FPL easement.

The Department finds, in consultation with the Southwest Florida Regional Planning Council and Florida Department of Transportation, that the proposed amendment is similar in nature, impact, or character to the changes enumerated in Section 380.06(19)(e)2.a-l., F.S., the proposed amendment does not create the likelihood of any additional regional impact, the

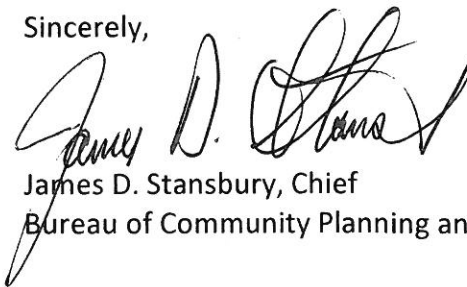
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proposed amendment does not require the filing of a notice of proposed change, and that the proposed amendment will only require an application to Collier County to amend the development order in accordance with the County's procedures for amendment of a development order.

If you have any questions regarding this determination, please contact Brenda Winningham, Regional Planning Administrator, at (850) 717-8516, or by email at brenda.winningham@deo.myflorida.com.

Sincerely,

A handwritten signature in black ink, appearing to read "James D. Stansbury". The signature is fluid and cursive, with the first name "James" being the most prominent.

James D. Stansbury, Chief
Bureau of Community Planning and Growth

JDS/bw