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RECEIVED
JUL 19 2006
BY: _____

W. BRANTLEY BRANNON
1907-1985

CLARENCE E. BROWN
1911-1997

July 18, 2006

Mayor Byran D. Williams
City of High Springs
110 NW 1st Avenue
High Springs, FL 32643

Re: ERP05-518, Request for Administrative Hearing,
Wal-Mart, Alachua County

Dear Mayor Williams:

We represent Suwannee River Water Management District, which received your letter dated July 14, 2006 and forwarded the same to us for reply. The District published its notice of intent to grant the above Environmental Resource Permit, applied for by Wal-Mart on May 19, 2006. The permit was approved by the District and issued on June 13, 2006.

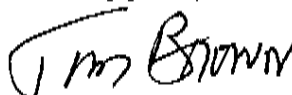
Under Chapter 28-106, Florida Administrative Code and Chapter 120, Florida Statutes, a request for an administrative hearing may be made within twenty-one (21) days from the date of the District's publication of its notice of intent to issue such permit, or such time as the District may grant the permit.

In our situation, after the permit was granted and during the twenty-one day period to file, Alachua County requested an extension for time to file an administrative complaint challenging the permit. The extension was granted and expired on July 14, 2006, without Alachua County filing.

Your Resolution 2006-1, in our opinion, did not constitute a petition for an administrative hearing, nor was one filed within the requisite time.

I strongly recommend that you consult with your attorney regarding the City of High Springs' options at this time. If either you or your attorney have any questions, please do not hesitate to contact me.

Sincerely yours,



Tom W. Brown
For the Firm

TWB/syb

cc: Jerry Scarborough
Jon Dinges