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From: April Tanner <atanner@fi-law.com>
Sent: Tuesday, February 11, 2020 10:07 AM
To: Michael Mullin <mmullin@nassaucountyfl.com>; Taco Pope <tpope@nassaucountyfl.com>
Cc: Albert Franson <afranson@fi-law.com>
Subject: Seda Construction / Flora Parke Lots

CONTAINS EXTERNAL SENDER CONTENT: Do not open attachments unless you are expecting them and trust the sender.

- Technical Services

Please see attached Memorandum from Albert Franson, Esq.

Thank you.

April L. Tanner, Paralegal



**FRANSON, ISELEY
& ASSOCIATES, P.A.**

1400 Prudential Drive, Suite 5
Jacksonville, Florida 32207
Telephone: (904) 396-1800
Facsimile: (904) 396-1804
Email: atanner@fi-law.com
Website: www.fi-law.com

Fla. Business & Construction Law Group, P.A. d/b/a Franson, Iseley & Associates, P.A. E-Mail Confidentiality Notice

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Flora Parke Way ID# 26-2n-28-0552-000b-0000
Complaint # 004893
7-13-2020 M.F.



Flora Parke Way ID# 26-2n-28-0552-000b-0000
Complaint # 004893
2-12-2020 M.F.

10



Fern Parke Way ID# 26-2n-28-0552-000b-0000
Complaint # 004893
Unfounded 7-20-2020 M.F. (1)



Fern Parke Way ID# 26-2n-28-0552-000b-0000
Complaint # 004893
Unfounded 7-20-2020 M.F. (2)



Fern Parke Way ID# 26-2n-28-0552-000b-0000
Complaint # 004893
Unfounded 7-20-2020 M.F. (3)

11

Mike Favors

From: remmin@aol.com
Sent: Wednesday, August 12, 2020 9:26 AM
To: Susan Gilbert
Cc: Mike Favors; remmin@aol.com
Subject: Copy of letters from Peter King 7-1-2014, Ref: Flora Parke, Seda
Attachments: Letter 7-1-2014 from Peter King to Ralph Minotto and others.pdf; Letter 7-1-2014 from Peter King. Ref open space flora parke.pdf

8/12/2020

To: sgilbert@nassaucountyfl.com

Hello Susan,

Thank you for taking my call today and the information you provided.

Attached are two PDF. files of emails I received from Peter King on 7-1-2014 when SEDA first attempted to build on the open space at the end of Fern Parke Way in Flora Parke, the street I live on.

Please review and if you have any questions you have my phone number and my email.

Please let me know if any conditions noted in these emails changed as far as to what SEDA would have to do to build on that land and divide it into building lots and to the action being done as to the calls your office received today regarding the matter.

Thank You,

Sincerely, I am,

Ralph Minotto

Subj: **FW: Flora Parke**
Date: 7/1/2014 12:13:10 P.M. Eastern Daylight Time
From: pking@nassaucountyfl.com
To: remmin@aol.com
CC: adobrosky@nassaucountyfl.com, mgriffin@nassaucountyfl.com, tpope@nassaucountyfl.com,
dhallman@nassaucountyfl.com

Mr. Monato,

I contacted Seda and the developer confirmed that they were planning on building a home on that property. I informed them that they would have to re-do the plat, the zoning plan map, and the engineering plans. It is the opinion of our attorney that revision to a plat requires consent of all owners in that phase. Please let us know if you witness any unauthorized clearing or filling of this property.

PK

From: Peter King
Sent: Friday, June 27, 2014 4:05 PM
To: Jennie Lesniak
Cc: Taco Pope; Angela Green; Cynthia Moody; Anita Dobrosky; Michael Griffin
Subject: RE: Flora Parke

Hi Jennie:

Thanks, I am getting calls about this so I would like to be able to explain what is going on. What is the purpose of filling the wetland?

PK

From: Jennie Lesniak <jlesniak@sedaconstruction.com>
Sent: Friday, June 27, 2014 1:57 PM
To: Peter King
Cc: Taco Pope; Angela Green; Cynthia Moody; Anita Dobrosky; Michael Griffin
Subject: RE: Flora Parke

Peter:

Sorry I did not get back to you sooner but my email has been down all morning.

We are not doing any clearing on the lot you describe below. However, we did do a modification to our SJRWMD permit to fill a portion of the wetland on that parcel. So it is permitted.

I hope that answers your question.

Thanks,

Jennie

From: Peter King [<mailto:pking@nassaucountyfl.com>]
Sent: Thursday, June 26, 2014 4:27 PM
To: Jennie Lesniak
Cc: Taco Pope; Angela Green; Cynthia Moody; Anita Dobrosky; Michael Griffin
Subject: Flora Parke

Hi Jennie:

It has come to my attention that Sandy (or perhaps the builder) is working with Johnny Meyers to fill a preserve area in Flora Parke on Pond Parke Place. This area has lot frontage and perhaps is being mistaken as a buildable lot. Please review your plat and PUD before proceeding. Any work in such an area would be a violation of SJRWMD permits, the PUD, the FDP, and the plat.

Subject: FW: Flora Parke
Date: 7/1/2014 12:13:10 PM Eastern Standard Time
From: pking@nassaucountyfl.com
To: remmin@aol.com
Cc: adobrosky@nassaucountyfl.com, mgriffin@nassaucountyfl.com, tpope@nassaucountyfl.com, dhallman@nassaucountyfl.com

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Sent: Friday, June 27, 2014 1:57 PM
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Subject: RE: Flora Parke

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12

Mike Favors

From: Susan Gilbert
Sent: Wednesday, August 12, 2020 10:45 AM
To: remmin@aol.com
Cc: Mike Favors
Subject: RE: Copy of letters from Peter King 7-1-2014, Ref: Flora Parke, Seda

Sir:

Just to clarify, it will be the Engineering Department issuing the Stop Work Order for violations to the plat language, not Code Enforcement. I am sorry for any confusion. Thank you and let me know if you have any further questions or concerns.

Susan D. Gilbert

**Senior Executive Legal Assistant to
Michael S. Mullin**

Nassau County Attorney
96135 Nassau Place, Suite 6
Yulee, Florida 32097
Phone: (904) 530-6100
Fax: (904) 321-2658

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From: Susan Gilbert
Sent: Wednesday, August 12, 2020 10:41 AM
To: remmin@aol.com
Cc: Mike Favors <mfavors@nassaucountyfl.com>
Subject: RE: Copy of letters from Peter King 7-1-2014, Ref: Flora Parke, Seda

Sir:

Thank you for your email. Please know it has been determined that a Stop Work Order will be issued this morning by Code Enforcement regarding this matter. Please let me know should you need anything further.

Susan D. Gilbert

**Senior Executive Legal Assistant to
Michael S. Mullin**

Nassau County Attorney
96135 Nassau Place, Suite 6
Yulee, Florida 32097
Phone: (904) 530-6100
Fax: (904) 321-2658

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From: remmin@aol.com <remmin@aol.com>
Sent: Wednesday, August 12, 2020 9:26 AM
To: Susan Gilbert <sgilbert@nassaucountyfl.com>
Cc: Mike Favors <mfavors@nassaucountyfl.com>; remmin@aol.com
Subject: Copy of letters from Peter King 7-1-2014, Ref: Flora Parke, Seda

8/12/2020

To: sgilbert@nassaucountyfl.com

Hello Susan,

Thank you for taking my call today and the information you provided.

Attached are two PDF. files of emails I received from Peter King on 7-1-2014 when SEDA first attempted to build on the open space at the end of Fern Parke Way in Flora Parke, the street I live on.

Pleas review and if you have any questions you have my phone number and my email.

Please let me know if any conditions noted in these emails changed as far as to what SEDA would have to do to build on that land and divide it into building lots and to the action being done as to the calls your office received today regarding the matter.

Thank You,

Sincerely, I am,

Ralph Minotto

13

NASSAU COUNTY
ENGINEERING SERVICES DEPARTMENT
(904) 530-6225

*** * * STOP WORK * * ***

BY ORDER OF THE NASSAU COUNTY ENGINEER

A STOP WORK ORDER IS HEREBY PLACED ON THIS
PROJECT FOR THE FOLLOWING REASONS:

Violation of Ordinance 99-17,

Section 6.2.4 Owner/Applicant is responsible for constructing the site in accordance with the approved construction drawings.

Section 6.3 State and Federal Permits required for work in or near wetlands.

Section 7.1.2 Engineering Services shall have the right to enter upon and inspect land where construction activities have commenced in violation of Nassau County Land Development Regulations.

Violation of Approved and Recorded Plat as recorded in Plat Book 7, Pages 137-140

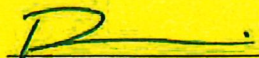
DEVELOPER/CONTRACTOR: SEDA Construction

SITE/PROJECT: Tract B (Wetlands/ Upland Buffer/ Wetland Buffer), Flora Parke Unit 4

PERMIT#: No Valid Permit

REMOVAL OF THIS NOTICE WITHOUT APPROVAL OF NASSAU COUNTY ENGINEERING SERVICES DEPARTMENT WILL CONSTITUTE A VIOLATION OF FLORIDA STATE LAW AND IS PUNISHABLE TO ITS FULLEST EXTENT.

Nassau County Local Ordinance 97-19



COUNTY ENGINEER

DATE: August 12, 2020 TIME: 10:46 AM

NASSAU COUNTY ENGINEER
ROBERT T. COMPANION, P.E.

14

FW: Flora Parke Phase IVA Engineering Plans

Mike Favors <mfavors@nassaucountyfl.com>

Wed 8/12/2020 11:00 AM

To: Janet Wylie <jwylie@nassaucountyfl.com>

Cc: Jessica White <jwhite@nassaucountyfl.com>

3 attachments (2 MB)

Flora Parke Unit 4 - Stop Work Order 08122020.pdf; Pages from Ordinance 2020-07.pdf; Flora Parke 4 Plat Book 7 Pg 137-140.pdf;

FYI.. Fern Parke Way Info.

Thank You,

Michael Favors

904-530-6200

96161 Nassau Place

Yulee, FL 32097

From: Robert Companion <rcompanion@nassaucountyfl.com>

Sent: Wednesday, August 12, 2020 10:53 AM

To: Doug McDowell <dmcowell@nassaucountyfl.com>; Katie Peay <kpeay@nassaucountyfl.com>

Cc: Mike Favors <mfavors@nassaucountyfl.com>; Thad Crowe <tcrowe@nassaucountyfl.com>; Ashley Kelly <akelly@nassaucountyfl.com>; Shelley Caldwell <scaldwell@nassaucountyfl.com>; Michael Mullin <mmullin@nassaucountyfl.com>; Taco Pope <tpope@nassaucountyfl.com>; Susan Gilbert <sgilbert@nassaucountyfl.com>

Subject: RE: Flora Parke Phase IVA Engineering Plans

Find a copy of the Stop Work Order I will have posted at the Flora Parke Site and the supporting documentation.

Robert T. Companion, PE

County Engineer

Nassau County Engineering Services

96161 Nassau Place

Yulee, FL 32097

904-530-6225 Phone

904-491-3611 Fax

rcompanion@nassaucountyfl.com

From: Doug McDowell <dmcowell@nassaucountyfl.com>

Sent: Wednesday, August 12, 2020 10:16 AM

To: Robert Companion <rcompanion@nassaucountyfl.com>; Katie Peay <kpeay@nassaucountyfl.com>

Cc: Mike Favors <mfavors@nassaucountyfl.com>; Thad Crowe <tcrowe@nassaucountyfl.com>

Subject: Flora Parke Phase IVA Engineering Plans

Robert/Katie:

Need you to look at these and determine what's going on with the wetland buffer. Potential violation we need to address asap.

Doug McDowell, AICP | Senior Planner

Nassau County | Planning and Economic Opportunity

96161 Nassau Place | Yulee, FL 32097

P: (904) 530-6300 E: dmcdowell@nassaucountyfl.com



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NASSAU COUNTY
ENGINEERING SERVICES DEPARTMENT
(904) 530-6225

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Violation of Ordinance 99-17,

Section 6.2.4 Owner/Applicant is responsible for constructing the site in accordance with the approved construction drawings.

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Violation of Approved and Recorded Plat as recorded in Plat Book 7, Pages 137-140

DEVELOPER/CONTRACTOR: SEDA Construction

SITE/PROJECT: Tract B (Wetlands/ Upland Buffer/ Wetland Buffer), Flora Parke Unit 4

PERMIT#: No Valid Permit

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Nassau County Local Ordinance 97-19



COUNTY ENGINEER

DATE: August 12, 2020 TIME: 10:46 AM

NASSAU COUNTY ENGINEER
ROBERT T. COMPANION, P.E.

acres, the ~~development permit~~ DRC approval shall expire based on the three-year anniversary period plus one (1) year for each additional ten (10) acres or portion thereof up to a maximum of five (5) years. Prior to expiration, a ~~development permit~~ DRC approval may be granted one (1) extension upon demonstration of significant progress toward start of construction of the development through a written request from the owner/applicant to the ~~public works~~ engineering services department.

6.2.3. Once a ~~development permit~~ DRC approval has expired, renewal can only be made by resubmittal through the Nassau County Development Review Process. Resubmittals shall be subject to the current Land Development Regulations of Nassau County including all applicable review fees.

6.2.4. The owner/applicant and their agents are responsible for constructing the site improvements in accordance with the approved construction drawings under the authority of the ~~development permit~~ Development Review Committee. Any substantial deviations shall be reviewed by the engineer of record with concurrent review through the Nassau County Development Process prior to field changes being made. If approval is granted for the construction deviations, revised construction drawings and related documents showing compliance with Nassau County Land Development Regulations may be required.

Section 6.3. - State and federal permits.

Copies of applicable permits, including permit conditions, from all agencies having jurisdiction over construction projects shall be provided to the ~~public works~~ engineering services department prior to issuance of the ~~development permit~~ DRC approval. Construction plans may be conditionally approved subject to permits being received by the ~~public works~~ engineering services department from other regulatory agencies prior to commencement of construction. These permits include, but are not limited to: work in or near wetland areas, stormwater management systems, specialized flood hazard areas, coastal construction and roadway construction. The burden of obtaining these permits, if required, will be the sole responsibility of the owner/applicant including any work to upgrade existing public or private roadway and drainage facilities which will be unreasonably impacted by the project. Agencies, which may have jurisdiction over the proposed work include, but are not limited to, the following:

- St. Johns River Water Management District;
- Florida Department of Environmental Protection;
- Florida Department of Transportation;
- United States Army Corps of Engineers;
- United States Environmental Protection Agency;
- Federal Emergency Management Agency.

ARTICLE 7. - NOTIFICATION AND INSPECTIONS

Section 7.1. - Authorization for inspection.

7.1.1. The ~~public works~~engineering services department shall have the right to inspect any project that has been issued a development permit to ensure that all roadway and drainage improvements are constructed in accordance with the approved construction drawings and related specifications.

7.1.2. The ~~public works~~engineering services department shall have the right to enter upon and inspect land where construction activities have commenced in violation of Nassau County Land Development Regulation[s], regardless of whether or not an application for development permit has been made to Nassau County.

Section 7.2. - Notification.

7.2.1. All site-related roadway and drainage improvements shall be constructed in accordance with approved construction drawings and related specifications under the authority of the right-of-way permit or development permit, as approved by the Nassau County Development Review Process. To ensure construction is in compliance with permit conditions, the ~~public works~~engineering services department shall be given advanced notification of the following items in the format indicated:

Permit Type/Work Item	Advance Notification	Format
<i>Development Permits</i>		
Commencement of Construction	48 hours	Written
Storm Sewers and Underdrains (prior to backfilling)	24 hours	Verbal
Roadway Subgrade	24 hours	Verbal
Roadway Curb and Concrete Work	24 hours	Verbal
Roadway Base Course	24 hours	Verbal
Roadway Surface Course	24 hours	Verbal
Final Inspections	5 days	Verbal
<i>Right-of-Way Permits</i>		
All Construction and Installations	24 hours	Verbal

7.2.2. The ~~public works~~engineering services department acknowledges that conflicts may occur in scheduling and there may be times when a county inspector will not be available. In those instances where an inspector is not available, and to wait would unreasonably delay the project, the inspection requirements may be met by having the engineer of record submit, with applicable test reports, a signed and sealed certification to the ~~public works~~engineering services

department that construction was performed and completed as specified in the approved construction drawings and specifications.

7.2.3. Pre-construction conference: If a development is large enough, as determined by the ~~public-works~~engineering services director, a pre-construction conference will be held prior to commencement of work. Pre-construction conferences shall include all interested parties. A proposed project schedule is required for all pre-construction conferences.

Section 7.3. - Testing.

The ~~public-works~~engineering services department shall have the right to require adequate testing during construction on-site and off-site related improvements to ensure that work is performed and completed as specified on the construction drawings and related documents. All roadway and drainage projects, public or private, which serve or provide services to the citizens of Nassau County shall meet the construction and testing requirements as contained within this document.

Section 7.4. - Final inspection.

7.4.1. All roadway and drainage improvements shall be completed including, if applicable, installation of street name signs, directional signs, and traffic control signs prior to scheduling for final inspection. Grassing requirements shall be a minimum of 70% coverage and fully established and/or sodding to be 100% coverage & stabilized.

7.4.2. Unless otherwise approved by the ~~public-works~~engineering services department, an "As-Built" Survey shall be submitted at the time of scheduling for final inspection.

7.4.3. The final inspection shall be a joint inspection consisting of at least a representative of the ~~public-works~~engineering services department, the general contractor, and the engineer of record.

7.4.4. Upon completion of the final inspection and review of the "As-Built" Survey, the ~~public-works~~engineering services department shall notify the owner/applicant of the results of the final inspection and "As-Built" review including any remedial action which may be necessary to bring the on-site and related off-site roadway and drainage improvements into compliance with the approved construction drawings and related specifications.

ARTICLE 8. - CONSTRUCTION WITHIN RIGHT-OF-WAY

Section 8.1. - General.

8.1.1. This section is established to regulate construction or installation of any utility or placement of any temporary or permanent structure within any right-of-way owned by Nassau County. In addition, and in the interests of public health, safety and welfare, this section should be used as a guide for construction, installation or placement of the same in private road right-of-way. Failure to meet these guidelines may jeopardize future acceptance of any private facility by Nassau County.

8.1.2. The presence of existing above-ground and under-ground facilities within county right-of-way will be presumed to be properly permitted in accordance with the existing guidelines in effect at the time of their installations whether or not documentation to that effect

