



**NOTIFICATION OF BUILD-OUT DATE AND DEVELOPMENT ORDER  
EXTENSIONS**

**Southern Grove Development of Regional Impact  
City of Port St. Lucie, FLORIDA**

**Date: September 11, 2020**

**To: City of Port St. Lucie**

Attention: Bridget Kean, Senior Planner  
121 S.W. Port St. Lucie Boulevard  
Port St. Lucie, Florida 34984

**RE: Southern Grove Development of Regional Impact Development Order (Southern Grove  
DRI DO) - Statutory Time Extension Pursuant to Section 252.363, Florida Statutes**

Dear Ms. Kean,

Section 252.363, Florida Statutes provides in part as follows:

252.363 Tolling and extensions of permits and other authorizations.

(1)(a) The declaration of a state of emergency by the Governor tolls the period remaining to exercise the rights under a permit or other authorization for the duration of the emergency declaration. Further, the emergency declaration extends the period remains to exercise the rights under a permit or other authorization for 6 months in additions to the tolled period. This paragraph applies to the following:

1. The expiration of development order issued by a local government.
2. The expiration of a building permit.
3. The expiration of a permit issued by the Department of Environmental Protection or a water management district pursuant to part IV of chapter 373.
4. The buildout date of a development of regional impact, including any extension of a building date that was previously granted pursuant to 380.06(19)(C).

(b) Within 90 days after the termination of the emergency declaration, the holder of the permit or other authorization shall notify the issuing authority of the intent to exercise the tolling and extension granted under paragraph (a). The notice must be in writing and identify the specific permit or other authorization quality for extension.

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The Governor has recently executed several Executive Orders for Hurricane(s) Dorian and Isaias. In an effort to reduce confusion with applying for both time extensions separately, the Applicant has combined and analyzed all the requests for the multiple Executive Orders as contained herein.

#### Hurricane Dorian

On August 28, 2019, the Governor issued Executive Order 19-189. Executive Order 19-189 declared a state of emergency for the threat posed by Hurricane Dorian. Executive Order 19-189 was approved with an expiration date of 60 days. However, Executive Orders 19-190, 19-206, 19-234, 19-281, 20-43, and 20-106 extended the original Executive Order for a total of 293 days. Based on these Executive Orders, Section 252.363, F.S authorizes a time extension of 293 days. It is important to note that a previous time extension was granted for Hurricane Dorian; however, since that approval, additional tolled time (233 days) is available due to subsequent extensions as noted above. Pursuant to Section 252.363(1)(a), F.S the period remaining to exercise the rights under a permit or other authorization is tolled for the duration of the emergency declaration, plus an additional six months thereafter. The time tolled and extended pursuant to Section 252.363(1) for Executive Order 19-189 is an additional 233 days. thereby extending: 1) Resolution 20-R05 Buildout Date until October 23, 2040; and 2) Resolution 20-R05 Development Order expiration until December 12, 2046.

#### Hurricane Isaias

On, July 31, 2020, the Governor issued Executive Order 20-181. Executive Order 20-181 declared a state of emergency for the threat posed by Hurricane Isaias. Executive Order 20-181 was approved with an expiration date of 60 days. Based on this Executive Orders, Section 252.363, F.S authorizes a time extension of 60 days. However, due to the overlapping of the ongoing Executive Order for Hurricane Dorian the maximum time extension is limited to 6 months. Thus, the tolling period for exercising rights pursuant to the specified permits or authorizations is for 6 months, thereby extending: 1) Resolution 20-R05 Buildout Date until April 25, 2041; and 2) Resolution 20-R05 Development Order expiration until June 18, 2047.

The following table also lists the current expiration date for the subject permits, as well as the new expiration date, pursuant to Executive Orders for Hurricane Dorian and Hurricane Isaias.

Executive Orders (EO)	Reference #	Date EO Issued	Tolling	Total Period
Hurricane Dorian	19-189	8/28/19	60 days	60 days and 6 months (previously approved)
	19-234	10/25/19	60 days	233 days
	19-281	12/19/19	60 days	
	20-43	2/17/20	60 days	
	20-106	4/17/20	60 days	
	252.363(1)(a)		6 months	
Hurricane Isaias	20-181	7/31/2020	60 days	60 days (only 6 month extension due to overlap with Hurricane Dorian)
	252.363(1)(a)		6 months	
Project Name	Project #	Approval Date	Prior Extensions	Expiration Date

Executive Orders (EO)	Reference #	Date EO Issued	Tolling	Total Period
SG DRI Buildout Date	Resolution 06-R90 Buildout Date (BOD)	9/25/2006. BOD: 12/31/2025	Reso 12-R34 (BOD:11/6/33); Reso 15-R95 (BOD 4/2/35; and Reso 20-R05 (BOD 3/4/40)	3/4/2040
SG DO Expiration	Resolution 06-R90 DO expiration	9/25/2006. DO exp: 12/31/2032	Reso 12-R34 (Do exp:12/31/39); Reso 15-R95 (DO exp: 5/24/2041; and Reso 20-R05 (DO exp:4/28/46)	4/28/2046
Executive Orders				Statutory Extensions- DO expiration
Hurricane Dorian	EO 19-189	8/28/2019	233 days	10/23/2040
Hurricane Isaias	EO 20-181	7/31/2020	6 months	4/25/2041
<b>New Expiration Date Buildout Date</b>				<b>4/25/2041</b>
Hurricane Dorian	EO 19-189	8/28/2019	233 days	12/17/2046
Hurricane Isaias	EO 20-181	7/31/2020	6 months	6/18/2047
<b>New Expiration Date Development Order</b>				<b>6/18/2047</b>

This letter shall also serve as notice that all such other applicable dates in the Southern Grove DRI covered under Section 252.363(1)(a), Florida Statutes, are also hereby extended.

Mattamy Palm Beach LLC, anticipates that all other terms and conditions of the approvals and permits will be complied with during the term of this extension. Please provide us with written confirmation of the expiration date. If you have any questions or require additional please feel free to contact me. Thank you for your ongoing assistance with this project.

Sincerely,

A handwritten signature in black ink, appearing to read 'Autumn J. Sorrow', with a long horizontal flourish extending to the right.

Autumn J. Sorrow  
AJ Entitlements & Planning LLC  
6311 Riverwalk Lane Unit 4  
Jupiter FL. 33458