STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

ANDREW TORIAN,

Petitioner,

vs. CASE NO.: 26-1136

NORTH RIVER SHORES PROPERTY
OWNERS ASSOCIATION, INC., AND
DEPARTMENT OF ENVIRONMENTAL PROTECTION,

Respondent.
_____/

TRANSCRIPT OF PROCEEDINGS

DATE TAKEN: June 23, 2026
TIME: 9:00 a.m - 11:31 a.m.
PLACE: Zoom
BEFORE: ALJ Lawrence P. Stevenson

This cause came on to be heard at the time and place aforesaid, when and where the following proceedings were reported by:

MARION KITTRELL, Court Reporter
For the Record Reporting, Inc.
1334 Timberlane Road, Suite 121
Tallahassee, Florida 32312

APPEARANCES OF COUNSEL:

On behalf of the Petitioner:

JORGE ANDRES, ESQUIRE
Law Offices of Jorge Andres
2700 South Kanner Highway
Stuart, FL 34994
772-223-1313
jandres@lawpatriot.com

On behalf of the Respondent DEP:

KELLEY F. COBARI, ESQUIRE
Florida Department of Environmental Protection
3900 Commonwealth Blvd., MS-35
Tallahassee, FL 32399
850-245-2677
kelley.corbari@floridadep.gov

On behalf of the Respondent North River Shores Property Owners Association, Inc.:

JOHN WALLACE, ESQUIRE
Smith, Hulsey & Busey
1 Independent Drive, Suite 3300
Jacksonville, FL 32202
904-359-7700
jwallace@smithhulsey.com

Also Present:
Justin Aho
Christopher Yozgatlioglu

INDEX TO WITNESSES

WITNESS		PAGE
MATTHEW FIELD		
	Direct Examination by Ms. Cobari	15
	Cross Examination by Mr. Andres	36
	Redirect Examination by Ms. Cobari	49
	Direct Examination by Mr. Wallace	53
TIM NEWTON		
	Direct Examination by Mr. Wallace	57
	Cross Examination by Mr. Andres	63
	Redirect Examination by Mr. Wallace	72
DAVE WESTON		
	Direct Examination by Mr. Wallace	74
	Cross Examination by Mr. Andres	76
	Redirect Examination by Mr. Wallace	80
ROBERT ANDREW TORIAN		
	Direct Examination by Mr. Andres	83
	Cross Examination by Mr. Wallace	91
	Cross Examination by Ms. Corbari	94

* * *

E X H I B I T S

EXHIBIT	DESCRIPTION	MRKD	RCVD
Joint Exhibits:			
1	FDEP Permit File 458418	13	13
2	Martin County Aerials 2026	13	13
3	Historical Aerials	13	13
4	Petitioner Property Aerials	13	13
5	Transcript 2/24/26	13	13
6	FDEP Order	13	13
7	Petitioner Response	13	13
8	Petitioner Response	13	13
9	Transcript 6/16/26	13	13

* * *

Certificate of Reporter - 104

P R O C E E D I N G S

THE ADMINISTRATIVE LAW JUDGE: Ms. Cobari and Mr. Andres, good morning. If we are ready to go, we'll go ahead and call this hearing to order.

We are here this morning in the case styled Andrew Torian -- and I hope I'm pronouncing his name correctly. Mr. Torian, is that right?

MR. TORIAN: Yes, sir.

THE ADMINISTRATIVE LAW JUDGE: Okay. Andrew Torian, petitioner, versus North River Shores Property Owners Association, Incorporated, and Department of Environmental Protection, respondents. It's Division of Administrative Hearings Case Number 26-1136. I'm Lawrence Stevenson. I'm the Administrative Law Judge that's been assigned to hear the case.

What we're here on is basically whether the proposed dock -- the dock proposed by North River Shores meets the exemption criteria set forth in rural ed statute. I'm not going to recite it. It's all there in your pre-hearing stipulations.

Let's get appearances entered. Representing Mr. Torian this morning?

MR. ANDRES: Attorney Jorge Andres here on behalf of the petitioner, Andrew Torian.

THE ADMINISTRATIVE LAW JUDGE: All right. And for North River Shores?

MR. WALLACE: John Wallace on behalf of North River Shores.

THE ADMINISTRATIVE LAW JUDGE: And for the department?

MS. COBARI: Kelly Cobari for the department. And, Your Honor, we may have -- we have several new attorneys, so if there are people popping in -- you know Christopher White --

THE ADMINISTRATIVE LAW JUDGE: We have met.

MS. COBARI: -- but we may have some of our younger, new attorneys observing, popping in.

THE ADMINISTRATIVE LAW JUDGE: And that's fine. I mean, if we're not going to -- if we're not going to invoke the rule, it won't matter, I won't have to police it too much, but we'll get to that.

I do have some preliminaries to generally go over. First I usually throw out whether -- if the parties know whether a transcript is going to be ordered in this proceeding. If you don't know, then just say you don't know, and I will -- it just affects my note-taking. If you know at the outset, then I can kind of sit back and listen a little

better.

MR. WALLACE: We will be ordering a transcript.

THE ADMINISTRATIVE LAW JUDGE: Okay. Very good. All right. And I always ask you about settlement, whether there have been any discussions of settlement or whether the parties believe that any further such discussions might prove availing before we get into taking any testimony.

MR. WALLACE: (Inaudible).

THE ADMINISTRATIVE LAW JUDGE: Okay. That's fair. Well, order of proof and all that, I mean, 125.69(2)(p), I think, takes care of all that. Yeah, very few preliminaries.

Your pre-hearing stipulation was very good. I know -- I don't think we have any motions, no disputes pending, and I guess that's the question I alluded to earlier. Does anyone intend to invoke the witness exclusion rules this morning?

MR. WALLACE: I do. I think there's a witness here -- I'd like to invoke the rule.

THE ADMINISTRATIVE LAW JUDGE: Okay.

MS. COBARI: Your Honor, in the -- I believe in the pre-hearing stip the parties agreed not to.

THE ADMINISTRATIVE LAW JUDGE: I had some

recollection of that, too. Dead stip -- I didn't remember every aspect of it, but I thought, yeah --

MR. WALLACE: That's correct, Judge. There is an agreement that the rule will not be invoked in the joint pre-hearing stipulation.

MS. COBARI: It's under Application of the Rules of Evidence, Section J, on page 13.

THE ADMINISTRATIVE LAW JUDGE: Mr. Andres, any response to that? Any reason why --

MR. ANDRES: No. To be honest with you --

THE ADMINISTRATIVE LAW JUDGE: -- (inaudible)?

MR. ANDRES: I must have missed that, to be honest with you. I would never knowingly agree to that, but since I have, there's nothing I can do about it at this point.

THE ADMINISTRATIVE LAW JUDGE: Okay. All right. We'll then let everybody stay in the hearing then.

Again, that takes care of my brief preliminaries. If we're going to make opening statements, this would be the time to do it.

Ms. Cobari, you've got something else?

MS. COBARI: I know -- I believe Mr. -- just a few matters. Mr. Wallace has a hard stop today at 4:45, I believe.

MR. WALLACE: That's right, yes.

MS. COBARI: And Matthew Field, the department's witness, he fosters animals and he has a sick foster animal. So hopefully he'll be called prior to 1:30, but he's got to run the little kitten to the vet. But if we're not -- if it looks like it might be longer, maybe if we can take him out of order.

THE ADMINISTRATIVE LAW JUDGE: Or -- I mean, I know -- I think that there's been some expression that we'll finish it in a day, but just keep in mind we do have tomorrow as well if we need to. I mean, we can always carry it over.

MR. WALLACE: I don't have a problem with him being called out of order. To be honest with you, I think this hearing will be very quick and it won't go past noon, but I could be wrong about that.

THE ADMINISTRATIVE LAW JUDGE: That's always good news.

MS. COBARI: I just wanted to notify the parties. He notified me this morning, so just in case.

THE ADMINISTRATIVE LAW JUDGE: Okay. All right. Fine. Anything else?

MS. COBARI: Oh, and I guess -- I just did want to mention, you know, Your Honor, you had issued an order partially granting motion *in limine* as to some matters. Obviously, those matters are not in the, like, disputed issues of fact or law in the pre-hearing stip. However, some of the issues you excluded are in petitioner's just position of the pre-hearing stip, and I just would like to remind the parties you did enter that order.

THE ADMINISTRATIVE LAW JUDGE: And, yeah, we'll stick to that. I mean, if there's something that petitioners want to proffer, I mean, we may get to that, but, yeah, I don't intend to take up these -- the rights issues that were raised in the proceeding. We're going here just on the permit.

So, again, opening statements? I guess -- do we go in the order of presentation, maybe North River Shores first?

MR. WALLACE: Sure. Just briefly, Judge.

Essentially, we're here on a verification of an exemption. That is the action at issue here. As Kelly pointed out, the issues were narrowed partially by your order. The issues have further been narrowed by the joint pre-hearing stipulation. I believe there's a stipulation that the proposed

dock, which in this case has actually already been built, will not affect water quality and will not cause adverse, I think, flooding -- flooding impacts. And so really the -- and it's also been stipulated that it's built -- the water body in question is not sovereign submerged land. It is an artificial water body.

And so we are truly here, I think, just on the issue of whether the dock impedes navigation. That seems to be the sole criteria that we are here upon.

I think, to that end, the testimony that I anticipate receiving is that the dock is not intended for permanent mooring of vessels. It is permitted for transient use, that is, dropping off, picking up passengers.

The petitioner has a house that's adjacent to the northwest of this dock. This dock sits at the dead end of a canal. The petitioners -- actually, a trust owns the house. It is to the northwest. There are three slips at that house. The closest to the dock is a lift that accommodates a -- I believe it's a 25-foot, twin engine Mako, which is a center-console fishing boat.

The evidence also shows that just rearward

of -- or just waterward of that slip, there is a mooring pile that is approximately 15 feet away from the dock. That's the -- what would be the easternmost mooring pile of that slip and -- in other words, when the vessel uses that slip, it enters and exits waterward of that mooring pile from the dock -- from the dock at issue in this proceeding. We don't believe that this creates a -- this creates -- this impedes navigation. Mr. Torian was able to dock -- or put his boat in that slip.

With the mooring pile that's currently in place, this dock is substantially further east of that mooring pile and presents no impediment to navigation. Further, the canal issue is relatively protected, surrounded on three sides by land, and so not subject to much in the way of winds. It is also not subject to much tidal influence because, again, it is the dead end of the canal, and while the tide rises, it's not as though there's a strong current in this area.

THE ADMINISTRATIVE LAW JUDGE: Okay. Anything from the department?

MS. COBARI: Your Honor, the department just would mention that the proposed project, as

proposed originally in the application and as constructed, meets the requirements under Rule 62-330.051, Subsection (5)(c), for exemption, and Florida Statutes 403.813(1)(i) and (1)(b), but it was authorized under (1)(i).

The exemption is not a permit. The agency action at issue is just a verification that the project is exempt from permitting.

You will hear testimony that the proposed dock as constructed is slightly different -- was constructed slightly different than what was proposed in the application. However, this being a *de novo* proceeding, the testimony will show that the as-constructed dock still meets the exemption criteria.

THE ADMINISTRATIVE LAW JUDGE: All right. Thank you.

And, Mr. Andres, you can defer to your case-in-chief or you can make an opening now or you can not make an opening. I'll leave it up to you.

MR. ANDRES: Good morning, Your Honor. I'll make an opening now. Just want to frame the issues.

I would agree with Mr. Wallace as to the only issue right now is whether the construction of the

dock will impede navigational traffic to the extent that the DEP shouldn't have granted the verification of the exemption. As far as that's concerned, it's our position that it will, and we intend to prove that based on testimony this morning.

THE ADMINISTRATIVE LAW JUDGE: Okay. Very good. Ready to call your first witness, Mr. Wallace? Do you have a witness? I mean, you may just want to do it through your documents.

MR. WALLACE: Well, at this time, we would move all of the joint exhibits into evidence, and Joint Exhibit 1 is the permit file for this action.

Kelly, I didn't know if you wanted to go ahead and call the department witness, give him his limitation.

MS. COBARI: I certainly am happy to if Mr. Andres has no objection.

MR. ANDRES: No objection.

THE ADMINISTRATIVE LAW JUDGE: And before we do that, we'll show Joint Exhibits 1 through 9 admitted, presumably without objection.

MR. ANDRES: No objection.

(Whereupon, Joint Exhibit Numbers 1 through 9 were marked for identification and

received in evidence.)

THE ADMINISTRATIVE LAW JUDGE: Mr. Field, we're calling?

MS. COBARI: Yep. Matthew or -- are you there?

THE ADMINISTRATIVE LAW JUDGE: He's here. He's just --

MR. FIELD: Yes, I'm here.

MS. COBARI: Okay, sorry. I have to scroll through to see on Zoom.

THE ADMINISTRATIVE LAW JUDGE: Okay. Mr. --

MS. COBARI: Matthew, can you turn on your camera and we'll go ahead and call you now?

MR. FIELD: Yes.

THE ADMINISTRATIVE LAW JUDGE: There we go. Okay. And, Mr. Field, what I would do is just ask you to raise your right hand right there where you are and I'll administer the oath.

Do you swear or affirm that the testimony you're about to give will be the truth, the whole truth, and nothing but the truth?

THE WITNESS: I do.

THE ADMINISTRATIVE LAW JUDGE: Okay. Very good. Your witness, Ms. Cobari.

///

Whereupon,

MATTHEW FIELD

was called as a witness, having been first duly sworn to speak the truth, the whole truth, and nothing but the truth, was examined and testified as follows:

DIRECT EXAMINATION

BY MS. COBARI:

Q Good morning, Mr. Field. Can you please state your name and your business address location for the record, please?

A Yes. My name is Matthew Field. I work out of the Southeast District Office for the Department of Environmental Protection in the West Palm Beach office.

Q And how long have you been with the department?

A A little over two years. Closer to two years and five months, I think. Around today might have been my two-year and five-month mark.

Q And prior to joining the department, where were you employed?

A I was a paraprofessional for my local school district in New Jersey.

Q Okay. And can you just give a brief overview of your higher education background?

A Yes.

Q College.

A Yes. I have a Bachelor of Science degree in biological sciences where I concentrated in pre-veterinary medicine, and I have not gone to any graduate school as of yet.

Q Okay. And you are not a navigational expert; is that correct?

A Yeah. That is correct.

Q Okay. All right. I'm going to share a screen here. Okay. Can everyone see? What I am showing is what has been marked as Joint Exhibit 1.

So, Mr. Field, are you familiar with this -- this is what I'm identifying. Joint Exhibit 1 is the department's permit file. Are you familiar with the department's permit file in this matter?

A Yes.

Q Were you the reviewer for this?

A Yes.

Q Okay. So can you identify this first page for me?

A Yes.

Q There we go. And what is this?

A This is the application email that it looks like Dana sent to our shared permitting inbox to open an application for an exemption.

Q And who is Ms. Small?

A She is an environmental consultant who works with people in the area, I think.

Q Was she -- specifically, was she the permitting agent for the applicant on this project?

A Yes, she was.

Q Okay. And I'm going to scroll through here. I'm going to get to, okay, the application, which is Bates number -- joint -- it's 004. And can you briefly describe the project -- the proposed project?

A Yes. The applicant proposed a 380-square-foot dock that had a portion over mangroves and an additional floating dock attachment to the fixed dock.

Q Okay. And I'm just going to switch briefly to what has been labeled Joint Exhibit 2, and starting at 0091 and goes through 0096, and specifically I'm going to start with 091. Are you familiar with this site?

A Yes.

Q And what is this site?

A This is the Northwest Fork Road uplands where the dock was constructed.

Q Okay. And to your knowledge, does this aerial accurately depict the site prior to construction of the dock?

A Yes.

Q Okay. And is this the mangrove fringe you identified?

A Yes.

Q Okay. So you mentioned this is the project's proposed 380 square feet with a fixed portion and a floating portion. Can you provide further detail as to the dimensions and which portions of the proposed project are fixed and -- were fixed and/or floating?

A Yes. I believe the walkway up to -- kind of facing north of the T were fixed and the southern portion of the T was floating.

Q So the proposed project was a T-shaped dock?

A Yes.

Q Okay. And I'm just going to kind of go through here. Did the exemption application provide plans?

A Yes.

Q Okay. So I am at -- still on Joint 1 at 0021, starting at 21, and this is -- I'm at 0022. Are these the plans?

A Yes.

Q And is the -- is this north? Yes. Okay. It was the southern portion of the T that was proposed to be floating?

A Yes.

Q Okay. And --

THE ADMINISTRATIVE LAW JUDGE: (Inaudible), I mean, the orientation -- oh, I'm sorry. I see the orientation as north. I just saw north.

MS. COBARI: Yeah, I had to scroll back up to make sure.

BY MS. COBARI:

Q Okay. So, Mr. Field, is it common for people to apply to the department for verification of a dock being exempt?

A Yes.

Q Are people required to apply to the department if a dock is exempt?

A No.

Q So I'm going to take you -- starting at Joint 0026. Can you identify what this portion of document of the permit file is?

A Yes.

Q So what is it?

A It appears to be a benthic resource survey, as we like to call them, but it's labeled as "Submerged Aquatic Vegetation Assessment," but they're like synonyms.

Q Okay. So this goes through 26, and it goes through a while -- what is this type of document?

A This is a way for the applicant to show the department what resources are within the project footprint, whether there's seagrass, algae, in some cases coral.

Q And is that required for an exemption verification?

A No.

Q Okay. Were the results -- can you tell me the results of the survey that was provided?

A Yes. I believe --

Q And --

A Oh, sorry for cutting --

Q No, I was just going to say, and what were those? Go ahead.

A I believe it was barren.

Q Barren meaning there are no submerged environmental resources?

A Correct.

Q Okay. And the ending point for the aquatic -- for the submerged resources is Joint 0031.

Okay. So now I'm taking you to what starts at Joint 1, 32 Bates. Let me go to the bookmark and make it easier than scrolling through. So it's going to be through -- I can't see that, I apologize -- through 45. So I'm not as adept at this, apologize. Okay. So

starting at 32. Can you identify this document?

A Yes. That is an approved title determination from the Division of State Lands.

Q And what is a title determination?

A It identifies if the project at hand occurs on, in, or over sovereign submerged lands.

Q And what was the results of the title determination?

A It was not in, on, or over sovereign submerged lands.

Q And if a project is, is there any difference the way the department views an exemption verification for a project that is on sovereign lands versus is not?

A It can if it's on an aquatic preserve or if it is too large or needs a lease. There's different things that could change how we would review it when it's on state lands.

Q Give you some aerials. These are maps.

Okay. So I am bringing you now to what starts as Joint 1, Bates 54 through 55. I'm taking you to the bottom of 54.

Are you familiar with this -- what's identified as a JaxBO checklist?

A Yes.

Q And what is a JaxBO checklist?

A It is a voluntarily supplied checklist from the applicant to assist them in receiving federal authorization through the department as long as they qualify.

Q And the federal authorization, can you identify what type of federal authorization you're referring to?

A Yes. SPGP authorization.

Q And can you identify what SPGP stands for?

A Yes. I believe it's State Programmatic General Permit. I often trip over my words with the P because it's a long one.

Q Okay. And this comment down at the bottom, can you read that?

A Yes. Could you zoom in a little bit?

Q Yeah.

A My laptop is tiny.

Q No -- and, please, if any of the parties or Your Honor, I'm happy to zoom in. I'm on a very big-screen TV, so...

THE ADMINISTRATIVE LAW JUDGE: I'm following along with my own copy. I'm having trouble reading yours.

MS. COBARI: Oh, I apologize. Okay.

THE ADMINISTRATIVE LAW JUDGE: No, it's fine.

BY MS. COBARI:

Q Is that better, Matthew?

A Yes.

Q Okay.

A So I'll read it now. "The dock access does traverse through mangrove fringe, which results in 45 square feet of impacts, even though no actual mangrove removal is proposed. Access has been designed in accordance with the corps' guidelines. The overwater impacts identified do not include section of the dock, which is -- or dock access, which is landward of the mangroves."

Q And can you just identify what corps -- the reference to "the corps" is?

A Yes. That is the Army Corps of Engineers. The SPGP has specific conditions and guidelines for docks that traverse through mangrove fringe.

Q Okay. And did this project, to your knowledge, meet the requirements for the corps guidelines for the SPGP authorization?

A Yes.

Q And I'm now starting at 56, Bates 56, and -- which goes through -- I'm just going to quickly scroll through just real quick to here, to 60. Can you identify this document?

A Yes.

Q And what is it?

A This is the verification of exemption.

Q And did you execute this exemption?

A Yes. I signed and forwarded over for issuance.

Q Okay. And did this project meet the requirements -- it states -- you see where it says, "Your project qualifies for all three," in the bold?

A Yes.

Q And what three authorizations are you -- are referring to?

A Those are regulatory, proprietary, and federal.

Q And under 1, "Regulatory Review Verified," what was your finding for the proposed project?

A The proposed activities were exempt under 62-330.051(5)(c).

Q Okay. And under the proprietary review?

A It was not required because it was not on state lands, which doesn't invoke any review under 1820 or 1821.

Q And the SPGP review?

A Yes. That was granted SPGP Green, which means they received their federal authorization.

Q Okay. So I'm going to now go to -- I'm showing Florida Statutes 403.813. And, Your Honor, the parties stipulated to these document -- the rules and statutes being used at hearing for witnesses' or counsels' review.

THE ADMINISTRATIVE LAW JUDGE: Sure.

BY MS. COBARI:

Q Mr. Field, are you familiar with 403.813?

A Yes.

Q And just generally, what is the statute?

A It pretty much goes over most of the exemptions under 62-330.051. There's a few that aren't listed, but it's the statute that backs up a lot of the exemptions.

Q Okay. Now I'm going to show you the 62-330.051. That's the department -- Florida Administrative Code rule that you just mentioned?

A Yes.

Q Okay. And I'm going to take you to 5. In review, you found the project to be exempt under 62-330.051(5)(c)?

A Yes.

Q And this is the provision?

A Yes.

Q Okay. So the proposed project, was it under

1,000 square feet?

A Yes.

Q Is the proposed project in an artificial water?

A I believe so.

Q Okay. And that -- it says, "In accordance with 813(1)(i)," which I will take you to -- and I pass i -- there we go. This is the statutory portion of the exemption; is that correct?

A Yes.

Q Okay. Back to the rule. Is this proposed project within a residential canal system?

A Yes.

Q And going back to the statute here, during your review, did you find that the proposed project would violate existing water quality standards?

A I did not.

Q For what reasons?

A It was a typical exempt dock that also used turbidity curtains while installation.

Q Okay. And does the proposed project -- did you find that it affected flood control?

A No, I did not.

Q Okay. Now, we established that you are not a navigational expert; however, did you review the

application to whether or not the proposed project would impede navigation?

A Yes.

Q What did you look at?

A The distance between neighboring docks and boat lifts and the distance waterward from the shoreline out that the dock reaches.

Q And what was your determination?

A That it would not impede navigation.

Q What did you base that on?

A It had a safe distance away from other structures, it didn't extend too far into the waterway where it was blocking off any extra water or usable area, and anything landward of the terminal platform was mangroves, which are non-navigable.

Q I'm going to come back to Joint 1 to the end. And this is Joint 1 at 90. I just had to -- well, I can make it somewhat...

Have you seen what has been identi- -- is Bates Number 90 and 89? Have you seen these two photographs?

A Yes.

Q And what does 90 depict?

A The dock during -- it looks like the final stages of construction.

Q And 89?

A The fully constructed dock.

Q Okay. Does this -- as constructed, does that dock mirror the application?

A Yes.

Q Is there -- is any portion of this as-built structure floating?

A No.

Q So it does not mirror the application?

A I may have misunderstood the word "mirror." I took it as like --

Q I apologize.

A It's like similar is how I took that, so I apologize. Then, no, it doesn't mirror the exact wording.

Q Okay. And this -- if you can see my cursor, this is the -- this is what would be south. This portion of the T in the application -- in the exemption application, was this the portion identified as what was supposed to be floating?

A I believe a portion of that was. I think on the plan it looks like the fixed part goes a little bit down towards the south and then terminates in floating. But that is where the floating would be.

Q Okay. Let me zoom in. And this is just --

this is -- can you see that?

A Yes.

Q Okay. So is this what you're referring to, the fixed portion, a little longer --

A Yes.

Q -- of the T?

Okay. Now, does the as-constructed dock -- with the as-constructed dock, with both portions of the T being fixed, does that still meet the exemption requirement?

A Yes.

Q And why is that?

A It still appears to be under a thousand square feet.

Q And does the fixed -- the fixed portion of the T that was proposed to be floating, now that it is fixed, does it have -- do you have any issues with environmental concerns as to impeding navigation with that portion being fixed?

A No.

Q What about water quality?

A No.

Q And affecting flood control?

A No.

Q Okay. I think we're getting close here.

Now, I'm going to take you to another department rule. So this is 62-110.106. Are you familiar with this Florida Administrative Code rule?

A Yes.

Q Generally, what's your understanding of the rule?

A It explains when, how, and where to notice different applications through various different types of permits and programs.

Q Okay. And I'm going to take you back to the exemption verification that you issued. At Joint 50, I believe it starts at 57. So starting at 57, you see where it says, "Notice of rights" at the bottom here? I might --

A Yes.

Q -- need to make it bigger for you, sorry. And then "Petition for administrative hearings." And on page 58, it lists -- it discusses persons whose substantial interests are affected. So under "Time for Filing Petition," can you read that first sentence?

A Yes, I could try. It's a little blurry.

Q How's that?

A That's better. That's better.

"In accordance with Rule 62-110.1063, FAC, petitions for an administrative hearing by the applicant

and persons entitled to written notice under Section 120.60(3), Florida Statute, must be filed within 21 days of receipt of this written notice."

Q Okay. And then can you read the very last sentence?

A Yes. "While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a)."

Q Do you know who "you" in this last sentence is referring to?

A Yes.

Q Who is that?

A The applicant.

Q Okay. Do you know whether the applicant published notice in this?

A I do not.

Q Okay. For an exemption verification, is an applicant required to publish notice?

A No.

Q Is an applicant required to provide notice to neighboring property owners?

A No.

Q Okay. So I'm going to take you back to the rules. The notice of rights referred to Paragraph 3, "Time for Filing a Petition." So I'm just going to just

kind of go through.

Does any part of Paragraph 3, to your knowledge, require -- state anything that the applicant was required to provide Mr. Torian or anyone else notice of the project?

A No.

Q Okay. Now, almost done. Okay. So in the -- back to -- we're back at Bates 56 on the exemption verification. The paragraph I just highlighted, can you please read that?

A Yes. "If you change the project from what you submitted, the authorizations granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make changes."

Q To your knowledge, did the applicant contact the department prior to changing its project from partially floating to fixed?

A Not that I'm aware of.

Q Okay. Is it required for the applicant to notify the department --

A No.

Q -- or under -- okay. And my question is going to be under and for an exemption verification?

A I apologize. No, it is not.

Q And why is that?

A Because the state statute for exemptions under 62-330.050 indicate that you're not required to come in for an exemption verification. You're just encouraged to.

Q So even though the department verified this as exempt and the project slightly changed, if the project, for example, would have -- as constructed, would have exceeded a thousand square feet, would the applicant have been required to contact the department?

A Yes.

Q Why is that?

A Because then the activity would no longer be exempt.

Q Okay. Is it common for an applicant requesting exemption verification to contact the department, notifying it of a change to the project?

A It's not super common. Most of the times that I receive the emails are due to local municipalities asking applicants why it doesn't look the same.

Q And if an applicant did such -- such say in this case, if the applicant would have notified, contacted you, that the floating portion of the structure was no longer going to be floating, it's going to be fixed, how would you have handled that?

A I would have sent them an email in the response stating that the activity still appears to be exempt; however, if they need a new verification of exemption due to whatever local government requires that, then they would have to apply for a new verification, but the email also would state that, like, as is, it is exempt. Then I would finish it with, "Let me know if this email works or if you need further verification."

Q So the department would not just issue a new verification of exemption?

A Not without a whole new application fee and reviewing it as a new application.

Q Okay. So in this instance with the change from floating to fixed, are there any compliance issues within the department as far as not -- with the change of plans?

A I do not believe so. I don't work for the compliance side. I'm on the permitting side. But from working closely with them, when things go from floating to fixed, it's usually not a concern.

Q Okay. So, overall, the department has you, as the permit reviewer -- or, sorry, exemption verification reviewer. The as-constructed dock I believe you stated meets the exemption -- still meets the exemption

criteria?

A Yes.

Q And set out in both the statute and rule; is that correct?

A Yes. That would be in the 62.330 and in the 403.813.

Q Okay. I think I might -- might be it. Just give me a quick second.

(Brief pause.)

BY MS. COBARI:

Q Okay. Actually, let me just -- okay. Just one more question.

To your knowledge, in the application, do you know the purpose of this proposed -- what the applicant stated was the purpose of this proposed project?

A Yes. It was --

Q And what was that?

A Sorry. It was for temporary loading and unloading of vessels, and I believe kayak and maybe paddleboard, I'm not sure if that one was written down, but for recreational use and temporary mooring.

Q So, no, the applicant did not request or state that vessels would be permanently moored at that?

A That is correct.

Q Okay. If a vessel were to permanently be

moored there, or say overnight, is that -- and someone complained to the department, would that, to your knowledge, be a DEP jurisdictional issue and -- so, I'm sorry, let me rephrase -- would that violate the exemption verification authorization?

A No. The exemption doesn't have traditional permit conditions that a permit would have. The exemption is conditioned by the statute and rule, and they don't preclude long-term mooring.

MS. COBARI: Okay. That's all I have. Thank you. And now it's going to be the other attorney's turn.

THE ADMINISTRATIVE LAW JUDGE: Mr. Wallace, did you have anything for Mr. Field?

MR. WALLACE: No, I don't.

THE ADMINISTRATIVE LAW JUDGE: Okay. Cross, Mr. Andres?

MR. ANDRES: Yes, Your Honor.

CROSS EXAMINATION

BY MR. ANDRES:

Q Good morning, Mr. Fields. I just have a handful of questions for you.

How do you get assigned -- how did you get assigned to this particular verification?

A So -- well, good morning first. When the

application comes in, it goes to our shared permitting inbox, which us permitters don't handle. That's through our business team -- our business operations team. They randomly assign based on who has how many permits in-house or applications in-house and who's missing X, Y, or Z for their, like, training plans.

Q And as your employment, do you primarily handle verifications of exemptions, or do you do other things there at the department?

A I did a lot of exemptions in my first year and a half, and I've since moved on to individual permits.

Q So you're no longer involved with verification of exemptions?

A I assist other employees and I'll have an occasional exemption; however, I get more of the higher, complex applications now.

Q So let's just speak in general. In terms of when you get -- when you used to receive these verification requests, what is it you first do when a case is assigned to you?

A So, yes, I have a checklist where I check and see if they've paid, if the application page has been signed, if the person who signs it has signature authority for the property, and if there's anything missing from the plans.

Q At that point, how do you go about determining whether to grant the verification or not?

A If it meets the rule, then it gets granted, and if it doesn't meet the rule or it's close to meeting, but missing some items, we'll either issue a request for additional information, or if they applied for something that's just not exempt entirely, we will give them the option to either upgrade or withdraw and apply for a new, like, permit if need be.

Q And do you base your opinion based on the materials that are provided to you by the applicant, or do you do your own investigation?

A We use the items submitted by the applicant to cross-reference it with the rule and statute.

Q Do you ever visit the location of the proposed project?

A For certain applications, a site inspection is required. For most exemptions, they are not.

Q In this particular case, do you recall whether you ever went to where the dock was constructed?

A I did not.

Q Did anybody from the department on your behalf go to check out the job site?

A Not during the application process.

Q So this is a voluntary process; in other

words, you told the Court already that the individuals don't have to seek a verification, but they do. What's the benefit of getting a verification?

A It's more of a cover your tail kind of application, I would call it. Sometimes local municipalities require people to get verifications for their own internal permits, and other times, it's just in case anyone asks a question, they could say, "Here's my verification."

Q And if the process is voluntary, if somebody doesn't qualify for the verification, does that stop the project from moving forward?

A If they don't qualify, depending on the reason, we will submit a request for additional information, which is questions based in rule, trying to help the applicant provide what's needed to either meet the exemption criteria or upgrade to the appropriate application they would need.

And then I may have to switch rooms. I think this conference room is only booked until 10:00. Is it okay if I just walk with my laptop back to my closed cube? I apologize.

MR. ANDRES: I don't have a problem with that.

THE ADMINISTRATIVE LAW JUDGE: No problem.

THE WITNESS: I didn't want to randomly move.

THE ADMINISTRATIVE LAW JUDGE: We can wait until you get there. We won't talk while you walk, so...

MS. COBARI: Well, just before we do the --

THE ADMINISTRATIVE LAW JUDGE: Why don't we -- we can take a five-minute break and just let him get set up.

MS. COBARI: Yeah. I just wanted to make sure, Matthew, were you finished with Mr. Andres' -- answering his question before you do move?

THE WITNESS: No, yes. That one -- that question, I was finished. I just -- I heard voices outside the door and I heard the doorknob touch, and I was like, "Ooh, got to get out of here."

MS. COBARI: I just wanted to verify you completed your response to that question.

THE WITNESS: Yes. Thank you.

THE ADMINISTRATIVE LAW JUDGE: Okay. We'll take five then and let Mr. Field get set up in his office.

(Brief recess.)

THE ADMINISTRATIVE LAW JUDGE: Okay. Well, back on the record then. Ready to resume the cross, Mr. Andres?

MR. ANDRES: Yes, Your Honor.

BY MR. ANDRES:

Q Mr. Fields, I understand you need to leave at a certain point in time. I don't want to go too long. What time do you need to be out of here?

A That is 1:30 p.m.

Q Oh, no, I'll be done way before that.

Okay. So the basis of your granting a verification or approving a verification is based on the materials that are submitted to you only, and in this particular case, you didn't do any investigation of your own?

A Can you explain by, like, investigation of my own, what do you mean?

Q In other words, you didn't go out there and measure the dock and make sure that it was under a thousand square feet, you didn't go and look at satellite photographs or anything that's not been already provided to you?

A The plans indicated that it was under a thousand, and that's what we go off of.

Q So based on what was submitted to you; in other words, you didn't necessarily verify any of the information that was provided to you?

A I didn't go to the site and measure with the

yardstick or anything for that, but if the plans -- I verified that the plans were accurate, if that makes sense. I'm a little confused.

Q So it's basically like an honor system here that you have to rely that the people are providing truthful information and truthful and accurate measurements and that sort of thing because you're not -- despite approving a verification, you're not verifying the information yourself, you're just relying on the information that's provided to you?

A We're verifying that what they provide to us is exempt.

Q Gotcha. In this particular case, they provided information regarding a dock that ultimately turned out not to be accurate. When did that come to your attention?

A I don't remember the exact day, but I think it was through email or even during this DOAH process that I was informed that it was constructed slightly different.

Q And who was it that contacted you, telling you that the dock was slightly different than what was initially proposed?

A I do not remember, I apologize.

Q And I think it was in the rule or your

criteria states that the approval or the verification may no longer be valid at the time of commencement of the project if there are changes to the project that you're not advised of; is that correct?

A Yes. It may no longer be exempt if it crosses a threshold to no longer be exempt.

Q So when you say, "may no longer," is that like if it's -- basically the biggest criteria would be if it's greater than a thousand square feet. Would that be the one criteria that would no longer make it verifiable or verified?

A That's one of them. If it was going -- like if it was like 1,000 by 1 straight into the heart of the canal, and also like even if it's under 1,000 square feet, it's going 1,000 feet into the canal, that wouldn't be practical, so that most likely also wouldn't be exempt. But if it's changing slightly and still meeting the criteria, it wouldn't change his exempt status.

Q I think you pretty much stated that the person's -- or the applicant's intended usage of the dock wouldn't necessarily affect in any way whether you're going to grant a verification or not; is that correct?

A In this case, yes.

Q When you went about determining whether -- and I understand you're not a navigational expert, you're not testifying in that capacity, but you have at this point testified that you don't believe that the dock that's constructed would impede navigation. What criteria specifically do you look at? Is there some kind of reference or guidelines that the department uses?

A I use the measurements between the existing structures around the proposed structure and the proposed structure itself, as well as, depending on where it is, property lines, some places riparian lines, but that doesn't happen here because it's not on state lands.

Q Okay. I understand what you're looking at to make a decision, but are there some sort of guidelines or recommendations that your department uses? To the deciders, it's just like whatever your opinion is, it is?

A No. For individual permits and general permits, there are sections -- or maybe not generals, but for individual permits, there are sections under applicant's handbook that go into navigation that can be utilized to assist with exemptions. However, exemptions are not typically held back by applicant's handbook, and

we wouldn't be able to submit a request for additional information based off of that. But if something is an extreme navigation hazard, we can and will ask the applicant to prove that it's not.

Q Is there like a bright line or like a threshold distance between, like, one dock and another dock or a mooring post which would make it impede or -- navigation at some point, or is this just like a sliding -- you know, there's no fixed rule as far as that's concerned?

A It would vary depending on the location, the canal width, and the shoreline length.

Q And, again, when you're determining whether, in this particular case, the proposed dock would potentially impede navigation, you're relying on their measurements not only of the dock, but of whatever diagrams and plans that were submitted with the application?

A I'm relying on their measurements for the dock, but I will use like Google Map or Google Earth for a measurement to show the distance between the structure and any other structures.

Q Did you measure the distance from shore to shore, like north to south and east to west?

A Of the shoreline or of the structure?

Q Let me rephrase that question.

When you were doing that, I suppose you did that in this particular case, did you measure -- pull up satellite or Google Maps to reach some type of informed decision in terms of what the size of the canal was where the dock was proposed to be built; in other words, from like -- from the shore to shore, from the north to south, and then from east to west?

A Yes.

Q And do you recall what numbers that you determined those to be?

A I do not.

Q Would that be in your notes or something? Is there anything you could look at to refresh your memory?

A No. I typically will do it just to verify what they've provided, and if it's different to an extreme degree -- because, you know, using aerials to measure that could be plus or minus 5 feet in some cases. So if it's much drastic from what's provided in the plans, I'll ask for a confirmation, and if it's similar enough, then I typically will accept what's on the plans.

Q Again, I don't want to put words in your mouth, but is it safe to say that basically in terms of your opinion as to whether this proposed dock -- or this

dock would impede navigation was based strictly on measurements that were provided to you and whatever -- Google Earth, maps, and that sort of thing in terms of distances, it doesn't look at the number of boats that go in and out of this canal, the number of people that may use the dock, and that sort of thing?

A Yeah. So it was based off of the docks surrounding the dock and the measurements between those, as well as the canal width.

Q Do you recall what the distance is -- the next closest dock and the dock as constructed is?

A I do not.

Q Would that be in your materials? Is that noted somewhere in your file?

A If it's not in the plans, then no.

Q How much time did you spend determining whether this dock as built would potentially be -- or impede navigation of other vessels?

A I'm not sure. I don't think it took all 30 days of our application process, but I do not remember how quick I was able to issue the permit or exemption.

Q But specifically in terms of making a decision and forming an opinion as to whether it may, in this case, not impede navigation, how much time did you individually spend assessing that and in forming that

opinion?

A I don't fully remember. If I had to guess, of the overall process, maybe 5% of the whole process. That includes writing it, sending it to get sent out -- like to get issued, changing the internal database, reviewing the plans and all that.

Q And the proposed usage of the dock, would that at all affect -- and I think you may have already answered this -- would that affect potentially your opinion as to the navigational -- whether it would potentially cause -- or impede navigation?

A Not in this case, no.

Q And you determined this was in a residential neighborhood; is that correct?

A Yes.

Q The plot of land where the docks sit, is that somebody's private property or is that county property? Do you know?

MR. WALLACE: Objection to relevance. This goes to the motion.

THE ADMINISTRATIVE LAW JUDGE: I'll overrule it. I'll let him go a little bit down here. I'll overrule.

You can answer, Mr. Field, if you know.

THE WITNESS: Yes. I believe it's owned by

the POA.

BY MR. ANDRES:

Q Do you know whether that particular section of land is open to the public?

MR. WALLACE: Objection, Judge. Again, it is outside the scope of the issues, it goes to the motion that was already granted, and that issue is not before the Court pursuant to the joint pretrial stipulation.

THE ADMINISTRATIVE LAW JUDGE: I'll sustain on that when we're -- we're kind of getting down into the things that have already been determined by the motion *in limine* or the order on the motion *in limine*.

MR. ANDRES: Well, based on that, then, I don't have any questions, Judge. No further questions.

THE ADMINISTRATIVE LAW JUDGE: Okay. Any redirect, Ms. Cobari?

MS. COBARI: Just quickly.

REDIRECT EXAMINATION

BY MS. COBARI:

Q Mr. Field, Mr. Andres asked you how you determine if a project qualifies for the exemption, and primarily you rely on the applicant's information. Do

you recall --

A Yes.

Q -- like that line of questioning?

Okay. You stated if -- in reviewing the exemption verification, if it did not appear the project qualified for the exemption, I believe you said you would contact the applicant, send an RAI, and maybe send info on how to meet the exemption or how to upgrade to the appropriate authority. Do you recall --

A Yes.

Q -- that -- I'm sorry?

A No, I was just clearing my throat. I apologize.

Q Okay. When you say, "or upgrade to the proper authorization," what are you referring to?

A Either a general permit or an individual permit, depending on the exact proposed structure.

Q And so Mr. Andre has asked you if the project doesn't qualify for the exemption, does the project stopped. When we receive an application for an exemption verification or -- let's say most applications -- is the project already constructed?

A Typically, no.

Q So you have to rely on the plan submitted by the applicant as far as measurements?

A Yes.

Q He also asked you -- just real quickly, as part of any application, including an exemption verification, is the applicant required to submit proof of ownership of the upland parcel?

A Not for exemptions. Only for generals and individuals. Exemptions don't require a warranty deed to be submitted; however, we do need the application to be signed by somebody who can sign for whatever -- if it's like a POA, the POA person with signature authority, or like an LLC, somebody with signature authority, that the LLC or POA owns the property of.

Q Did you verify whether or not that upland parcel where the project originates was owned -- whether or not it was owned by the POA?

A Yes.

Q And how did you do that?

A I used property appraiser data for -- I believe this is Martin County, and then I used the SunBiz, which is a way to look at POAs and corporations and who has signature authority over them that I believe is from the Sunshine Law of Florida or some law that makes it public record, and I saw the signee's name on the SunBiz.

Q Okay. And just for the record, I am

showing -- starting Joint 1 at 009. Is this the -- can you identify this?

A Yes.

Q And what does this appear to you?

A This is the basic page for when you go to a property appraiser website and you click on the address that is in question.

Q Okay. And does this -- did the owner match the applicant, to the best of your knowledge?

A Yes. So the owner is the North River Shores Property Owners Association, and when I cross-reference that with the SunBiz, it showed the applicant as, I believe, the president.

Q Okay. So I'm going to move to Joint 4 at 102. And are you familiar -- do you recognize this structure?

A Yes.

Q Do you know who resides at this structure?

A I believe it's Mr. Torian, but I forget at the very moment.

Q Okay. And these -- let me see if I can go to -- now Joint -- sorry, back to Joint 1, the plan.

So you mentioned in looking at -- you know, maybe impeding navigation, you may look at riparian lines if it were on sovereign lands. So at Joint 1, 0023, is one of the plans submitted by the applicant.

Is there an approximate riparian line located there?

A Yes.

Q Okay. Is the proposed structure within the applicant's -- if riparian lines applied -- or actually they would be, I guess, literal lines within the riparian boundary?

A Yes.

MS. COBARI: Okay. That's all I have.

MR. WALLACE: I've got a few follow-up questions based on Mr. Andres' question, Judge.

THE ADMINISTRATIVE LAW JUDGE: Sure.

MR. WALLACE: Kelly, can you bring back up that joint exhibit with the plan set?

MS. COBARI: Yep. Sorry, I was getting off in case you needed it.

MR. WALLACE: Thank you.

MS. COBARI: And it's start -- which one do you want me to go to?

MR. WALLACE: The page below. Can you zoom in?

MS. COBARI: Yes. More?

MR. WALLACE: This is good.

DIRECT EXAMINATION

BY MR. WALLACE:

Q Can you tell me the dimensions of the fixed

portion of the dock -- the terminal platform of the fixed portion of the dock on the plan set?

A Yes. It is 50 feet by 4 feet.

MR. WALLACE: Okay. You can stop sharing, Kelly. Thank you.

MS. COBARI: Stop. Okay.

THE ADMINISTRATIVE LAW JUDGE: Is that it, Mr. Wallace?

MR. WALLACE: No, I've got one more.

THE ADMINISTRATIVE LAW JUDGE: Oh, okay. Okay, sorry.

MR. WALLACE: I'm sorry. I'm looking for it right now.

BY MR. WALLACE:

Q Do you know the distance between each of the supporting piles of that terminal platform?

A I do not remember them off the top of my head, but I think the cross-section shows it.

Q Okay. If I were to tell you that the distance between -- can you see -- let me ask you, can you see my cursor?

A Yes.

Q If I were to tell you that the distance between these pilings is 10 feet uniformly, could you tell me the length of that dock?

A Yes. It should be 60 feet.

Q Sixty feet. So let me just try to do this.

A Unless I counted it wrong.

Q So you would agree this would be --

A I counted it wrong, yes. I apologize. I counted each pile as opposed to the distance between pile.

Q Okay. So what would the distance be?

A Fifty feet.

Q Okay. And I think you testified already -- did you actually take any measurements of the as-constructed dock?

A I have not.

Q Okay. Is it possible that the only difference between the as-constructed dock and the proposed dock in the application for verification of exemption is that the floating dock has not been added to the fixed portion of the dock?

A That seems correct, yes.

MR. WALLACE: Okay. Nothing further.

THE ADMINISTRATIVE LAW JUDGE: Just note for the record that that last series of questions, we were looking at page 90 of Joint Exhibit 1.

MR. WALLACE: Thank you.

THE ADMINISTRATIVE LAW JUDGE: I'll be asking

myself that when I'm looking at the transcript.

Okay. Well, thank you, Mr. Field. That will wrap up your testimony.

(Witness excused.)

THE ADMINISTRATIVE LAW JUDGE: Do we need to take a break or, Mr. Wallace, are you ready to call a witness?

MR. WALLACE: I will call a witness. I'll call Mr. Tim Newton.

THE ADMINISTRATIVE LAW JUDGE: Okay. Mr. Newton, if you can just unmute, and if you so desire, let us see you as well. There he is. Okay. Well -- there's Mr. Newton. Can you unmute your device, sir?

MR. NEWTON: I was trying. Sorry about that.

THE ADMINISTRATIVE LAW JUDGE: We got you. No, we got you.

Okay, sir. Mr. Newton, if you'd just raise your right hand, I'll administer the oath.

Do you swear or affirm that the testimony you're about to give will be the truth, the whole truth, nothing but the truth?

THE WITNESS: I do.

THE ADMINISTRATIVE LAW JUDGE: All right. Witness is sworn. Your witness, Ms. Wallace.

Whereupon,

TIM NEWTON

was called as a witness, having been first duly sworn to speak the truth, the whole truth, and nothing but the truth, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. WALLACE:

Q Mr. Newton, can you tell me your position with the North River Shores Property Owners Association?

A I am currently the vice president and in charge of deeds and covenants.

Q Okay. Are you a boater yourself?

A Yes, sir.

Q How long have you been boating?

A Since I can remember. I've always owned a power boat since I was a little kid with a little dinghy and a jon boat all the way to what I currently own, which is a 306 Canyon center console, Grady-White.

Q Okay. Well, how old are you?

A I am 68 years old.

Q So fair to say you've been boating for 50 to 60 years?

A I would say at least that long, yes, sir.

Q Okay. You mentioned your Canyon 306. Can you explain what the "306" means in that description?

A In the Grady-White, that's a 30-foot, 6-inch long boat. It has twin outboard engines on it.

Q Okay. And what is the -- can you tell the Court what the beam of a boat is?

A The beam is the width from side to -- from gunwale to gunwale, outside edge, is -- the beam on my boat is 10 foot, 6.

Q Have you had the opportunity to take your boat to the dock that we are discussing today?

A Absolutely have.

Q Okay. Have you tied up to the dock that we were talking about today?

A I don't know that I've tied to it. I rested against the pilings to look at it during the construction and after the completion before I had to approve it for payment.

Q Okay. I'm going to share with you -- let's see. I'll tell you. This is going to be Joint Exhibit 1 and it is page 90, Joint 90. Just one moment.

And is this a picture of the dock we're here discussing during the construction phase?

A Yes, it is.

Q Okay. Have you recently visited this dock?

A Yes, I have.

Q Okay. Did you take a measurement of the

distance from the dock to this piling that my --

A Yes.

Q -- cursor is on?

A I use a laser measuring device and measured from that last piling where the end of the crane is, the white crane on the barge, I measured between that -- the inside of that to the inside of that piling where your cursor is, and it was 16'-1" to the inside of the piling.

Q Okay. When you were at the dock and resting against the pilings, was this piling that my cursor is hovering over waterward of the edge of your -- the waterward edge of your vessel?

A Absolutely, yes.

Q Okay. In your experience in this waterway, and at the -- what I would call the terminal end of the waterway, is there any appreciable current?

A None.

Q And tell me, is -- how would you describe this portion of the waterway in terms of compared to, let's say, out on the -- I guess it's the St. Lucie River?

A Well, there's no water movement *per se*, or minor water movement. And the very little wind, the mangroves and the houses protect it from wind. It's pretty still back there.

Q Okay. You mentioned your vessel has twin engines?

A Yes.

Q And in your experience, I guess, captaining a twin-engine vessel, is a twin-engine vessel more or less controllable than a single engine vessel?

A Oh, by far more.

Q And why?

A If I was parked like that barge, I could pull away from that dock without moving very much forward or reverse just by putting one engine in -- the outside engine in reverse and the inside engine in forward, the boat would pivot right there.

Q Based on your experience operating vessels and your observation of the finished dock, does this dock present any impediment to Mr. Torian ingressing and egressing from this southernmost slip that you see the center console sitting on?

A No. I could literally park my boat as far to the right on that picture, tying off to the last two pylons, my 31-foot boat, and it would not impede him being able to get in or out of his slip. It would be just like a marina where you have slip after slip. The only thing between you are poles.

Q Okay. And how about going in and out of that

slip as compared to, say, putting a boat on a trailer in a cross-current? Would it be easier or harder?

A I would say easier because you don't have any other impacts from current or wind or the open space. Most boat ramps are out in the open space.

Q Let me ask you this: You've boated in this canal a good bit?

A Yes.

Q In terms of speed, what's your experience in terms of how vessels are operated in this waterway?

A Well, it's an idle speed area. There's no high-speed boats, no anything. It's just a short, little canal, and mainly residents and there's people fishing or just people taking little cruise -- evening cruises, sunset cruises, coming up and down the canals, that kind of stuff. It's really just a gentle area.

Q You mentioned earlier that you -- when you were visiting the dock, you were verifying that it was built to confirm payment; is that correct?

A Correct.

Q Okay. Have you compared the as-built dock to the plans that were submitted for the dock with the verification of exemption?

A I did verify it, yeah, to some extent. I look at the decking and say, okay, it's X -- you know, 50' by

the 4' span and the walkway over, railing, and that kind of thing.

Q What difference, if any, did you pick up between the dock that was actually built and the dock shown on the plans?

A There's a couple of different things, but we -- we didn't put the floating dock in because we are having to -- well, I won't elaborate, but we haven't funded that at this point. It's a pretty large expense. And there's a landing on the plans on the landward side, a 4 by 5 landing that is not required. We didn't put it in, and it was noted, so we're modifying it to make sure that we meet all requirements of the permit and the application.

Q Okay. As far as this fixed portion of the terminal platform, does it match the plans?

A Significantly in compliance with the plans.

Q Okay. What type of boards are used for the decking along this portion of the as-built dock?

A They were all 2 by 6's, pressure-treated 2 by 6.

Q And do you know the actual measurements in terms of width of a 2 by 6?

A They're like inch and a half to inch and 5/8 by 5 and a half inches. They're not a true 2 by 6

anymore. They're nominal.

MR. WALLACE: Gotcha. I don't have anything further.

THE ADMINISTRATIVE LAW JUDGE: All right. Ms. Cobari, anything for Mr. Newton?

MS. COBARI: No, Your Honor.

THE ADMINISTRATIVE LAW JUDGE: Mr. Andres, cross?

MR. ANDRES: Just a few questions.

CROSS EXAMINATION

BY MR. ANDRES:

Q Good morning, Mr. Newton. Just to be clear, you are the vice president for the property owners association, the party that's seeking the verification -- or that sought and got verification for this dock?

A I am currently the vice president, yes.

Q And you -- at the time that the verification application was submitted, you were the vice president as well?

A When it was first submitted, it was the previous president, and then in 2025, I was the president. So when we finalized the permitting, I did sign it. It had been started in 2024.

Q And you indicated that you measured from the

last piling, I believe, to the mooring post that's near Mr. Torian's property. You said you used a laser measuring device?

A Yes.

Q Do you use any kind of tape measure, or just that particular device to measure the distance?

A Well, the laser measure in a distance over water is more accurate than a tape measure because you can't hold the tape measure 17 -- 16 feet, and laser measures are typically what surveyors use and that kind of thing. It's all done by laser, not tape measure.

Q And did you calibrate to make sure that the laser measurer was accurate?

A I have not checked the calibration, but I used it in the building of my home, and it was pretty spot on.

Q Do you live on this particular canal or somewhere else --

A I live on another canal, Half-Mile Lake, which is not a lake.

Q And you're able to moor your boat at your house as well?

A Yes, I do.

Q And you're able to travel -- is that canal part of this canal system?

A That is the next canal south of mine.

Q So you could drive your boat from your house to this particular canal with no problems?

A Correct. Actually, that's the easier canal. My canal is a lot more difficult, more pilings and other boats to navigate around.

Q And how many times have you visited that particular dock since it's been constructed?

A I'd say five or more.

Q Each time on your boat, or have you gone on foot or by car?

A Oh, that was just by boat that I -- I've been there many times.

Q To inspect the dock?

A Well, initially, to inspect the dock as they were building it, but I also have an elder dog, and we take him to parks and we go to different parks with him and -- by vehicle. So I go there randomly. We have five different parks in the community, so I go to different ones.

Q And you seem to indicate that you would anticipate the boats, and if I could -- let me see here.

MR. WALLACE: You want me to share this?

MR. ANDRES: If you don't mind. I can do it, but -- is that all right, Your Honor?

THE ADMINISTRATIVE LAW JUDGE: Sure. Sure.

BY MR. ANDRES:

Q You would anticipate -- and I don't want to put words in your mouth -- that the boats would park parallel to the main stretch of the dock; is that correct?

A Correct.

Q And this would be to load and unload boats and people from those boats?

A The intent was to just provide access to the non-waterfront homeowners of our community. The mangroves have grown up and you can no longer fish there. So this gives them a chance to get a great sunset from that park so now they don't have to look over the mangroves. They can go sit on the dock. They can fish off the dock. They can come by boat to load, to unload. I mean, if you don't live on the water, it's -- the boat ramp can get very crowded. We have a boat ramp in our community, and it can get very crowded. And this will allow residents who want to transfer or do other things, kayak, whatever. That was the intent, as an amenity improvement to the community.

Q And you've moored your boat at this particular dock since it's been constructed?

A Like I said before, I don't know that I've

tied up -- I've never tied it up and left it there. I've come and rested up against it and looked at it and observed it, got out. My wife goes with me when we go out on the boat, and so it's -- yeah, I've been up against that dock several times.

Q Have you seen any other vessels either tied up against it or resting along the dock on any of those visits?

A Not on those visits, but as I've driven around, I've seen other boats come up and look. There was a 39 Contender there the other night.

Q Now, if somebody were to park their boat or moor their boat on this dock, they do it to, I guess, the west side of the dock and parallel with the main stretch of the dock; is that right?

A Right where the barge is, yes.

Q Yeah. Is there anything keeping a boater from mooring their boat on the north side of the dock, the narrow end of the dock?

A Other than there's no water there and there's no reason to park your boat on that end. I mean, it gets pretty shallow pretty quick.

Q But let's say that there's two or three other boats and they've already taken up all the spaces on that dock. Is there anything that would keep somebody

-- assuming that's high tide and they were able to, would they be able to moor their boat along that end of the dock?

A No. I could moor my -- I could pull my boat up there. It still wouldn't impede the -- I would not stick out beyond his dolphin, his piling out there, with a 31-foot, and I wouldn't do it because I wouldn't want to be up in the mangroves and I wouldn't want to have to back around any other boats that are docked at the dock.

Q Well, maybe I'm not so good at math, but you told me that it was 16 feet from one post to the next, correct?

A Right.

Q So if you've got a 30-foot plus boat, it would go -- extend past that mooring post that's closer to Mr. Torian's house, would it not?

A It might if you drew a -- I mean, if you had a better plan view instead of this view, but I'm telling you I don't know of anyone that would take their boat and that liked it and put it up in the mangroves. There's no reason to do that. There's no activity there. There's no reason for people to stack up boats.

We have another boat dock that we use for the boat ramp, which is much larger than this. There's no facilities here. It's just a park with a dock.

Q But this particular dock is going to be more convenient for the vast majority of the homeowners. Like you said, the dock near your house is a lot more difficult to navigate to, correct?

A Yeah, but everybody on my canal has their own dock. It would only be people that trailered their boats possibly and put them in the water for the day that would be transferring from this one.

Q I see.

A I mean, I --

Q I think when --

A I don't see any traffic on this canal, and other residents I spoke to don't see any traffic on this canal. It's --

Q Sir, please don't tell me what anybody else has told you about what happened on that canal. I'd ask the Court to strike that.

THE ADMINISTRATIVE LAW JUDGE: I'll give it the weight it deserves.

BY MR. ANDRES:

Q Is that dock currently open to the public right now?

MR. WALLACE: Objection again, Judge. It's outside the scope of the proceedings, and it's also what I'd say is ambiguous in that he's saying,

"open to the public," which has a meaning with DEP that does not mean open to the residents of the HOA.

THE ADMINISTRATIVE LAW JUDGE: I'll sustain.

BY MR. ANDRES:

Q Well, let me ask you this: Is that dock open to the residents of the POA?

A It has not passed inspection yet.

Q And that's an inspection through the county?

A Correct, for our county permit.

Q Gotcha. And is it fenced off or closed off, or can anybody just approach it now and walk their dog on that dock if they wanted to?

A There is no restriction at this point. There is no safety issue at this point.

Q Do you have any plans to use that dock for community events, fishing tournaments, and that sort of thing?

A We have not.

Q Has that been discussed at any one of your board meetings?

A We talk about a lot of things, and I don't recall that it has been, no.

Q Just to be clear, you're in favor of this dock and you're the one seeking the verification at this

point, correct?

A I was the signer of the permit because of my position as the president at the time.

Q So you're opposed to the dock?

MR. WALLACE: Objection, mischaracterizes the testimony.

MR. ANDRES: I'm just trying to get him to answer questions. It's not very complicated.

THE ADMINISTRATIVE LAW JUDGE: I'll overrule objection. Go ahead.

BY MR. ANDRES:

Q Do you want to see this dock built and approved and verified by the department?

A I think it's a great amenity to those that don't live on the water in our community that pay the same dues, so they should have access through our parks.

Q And from your house, can you see this portion of the canal where the dock is located?

A I cannot.

MR. ANDRES: No further questions.

THE ADMINISTRATIVE LAW JUDGE: Okay. Any redirect?

MR. WALLACE: Yeah, just briefly.

///

REDIRECT EXAMINATION

BY MR. WALLACE:

Q In terms of your observation, when you took the measurement between those pilings, did the reading on the laser rangefinder you used match your own assessment of the distance between the pilings?

A I would say I knew it was a pretty good distance. I don't know visually if I could tell 15 to 17 to 16 feet. That's why I use the laser, because I know once I hit the beam -- the laser beam on the piling, it reads and holds whatever that dimension is. So I wanted to make sure that I was -- if I was asked, I knew what that distance would be.

Q And, again, you said the beam of your current Grady-White is 10 and a half feet?

A Correct.

Q And that piling -- the mooring piling that is just behind the slip there at the -- what I would call the right-hand corner of this photo was waterward of the beam of your vessel?

A Correct.

MR. WALLACE: Okay. No further questions.

THE ADMINISTRATIVE LAW JUDGE: All right. Thank you, Mr. Newton.

(Witness excused.)

MR. WALLACE: I will call Dave Weston.

THE ADMINISTRATIVE LAW JUDGE: Okay. Is everybody okay with going on? I don't know if anybody needs a break. I mean, I'm happy to stop, but if not, we'll bring Mr. Weston on.

Can you stop sharing your screen for the moment, Mr. Wallace, just so I can --

MR. WALLACE: Absolutely, yeah.

THE ADMINISTRATIVE LAW JUDGE: -- get my gallery view back? There's Mr. Weston.

Good morning, Mr. Weston.

MR. WESTON: Good morning, sir.

THE ADMINISTRATIVE LAW JUDGE: Good morning. I'm just going to ask you to raise your right hand. There you go.

Do you swear or affirm that the testimony you're about to give will be the truth, the whole truth, and nothing but the truth?

THE WITNESS: I do.

THE ADMINISTRATIVE LAW JUDGE: All right. Very good. Your witness, Mr. Wallace.

Whereupon,

DAVE WESTON

was called as a witness, having been first duly sworn to speak the truth, the whole truth, and nothing but the

truth, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. WALLACE:

Q Mr. Weston, do you live in North River Shores (inaudible)?

A I do. I do.

Q Are you a boater yourself?

A I am.

Q What type of boat do you have?

A I've got a 39 Contender. That's about 43 feet overall length.

Q Okay. And approximately what's the beam on that vessel?

A It's about 11 feet.

Q Okay. Have you taken that vessel to the dock at issue in today's proceeding?

A I did, just to make sure that the navigability was clean and wanted to make sure there was enough room and be able to testify today.

Q Okay. Did you actually tie up to the dock at issue in the proceeding?

A I didn't physically put a line on it, but I dropped my kids off for another neighbor to get them ice cream. So we came up and kind of nestled up and left it sitting there for a couple minutes. He checked out the

boat, my kids jumped off and went with him to his house, and I left.

Q Okay. Now, were you involved in the permit -- or, excuse me, the process for submitting the application for verification of exemption of this dock?

A I was.

Q Okay. I'm going to share my screen with you.

Do you know the distance between these pilings on the waterward side of the terminal platform of this dock?

A They're 10 feet.

Q And so would you say that the -- I'll call it the width of this terminal platform is approximately 50 feet?

A Yes, it's 50 feet. There's one, two, three, four, five. Times 10, that's 50 feet.

Q Okay. And when you moored -- or, excuse me, when you nuzzled up to this dock, could you see the mooring piling that I'm hovering over now?

A Yes.

Q And was that mooring piling waterward of your vessel's beam?

A Yes. There's more than enough room for that vessel to enter and exit.

Q And would there still be more than enough room

assuming a vessel of your size was tied up all the way to this northernmost piling on the terminal platform?

A Yes. There's more than 5 feet to that mooring pile from the vessel to -- I would say there's probably -- I don't know, I didn't measure it, so I can't say the access, but there's at least 5 feet, if not more, from the width of my boat to that mooring pile.

MR. WALLACE: Okay. Nothing further, Judge.

THE ADMINISTRATIVE LAW JUDGE: Anything from the department?

MS. COBARI: No, Your Honor. Thank you.

THE ADMINISTRATIVE LAW JUDGE: Okay. Cross, Mr. Andres?

MR. ANDRES: Yeah.

CROSS EXAMINATION

BY MR. ANDRES:

Q Good morning, Mr. Weston.

A Good morning.

Q Are you a member of the board of the property owners association?

A Yes.

Q What's your role there?

A My current role is president.

Q At the time that the verification application

was submitted, were you the president?

A No.

Q Were you a member of the board at that point?

A Yes.

Q What was your role back then?

A I think I was just a member at large. I don't remember.

Q Do you live on this particular canal or near it?

A I live near it. I don't live on that canal.

Q From your home, can you see this canal, or do you need to travel some distance before you could see it?

A I do not live on that canal and I cannot see it.

Q How many times have you visited that dock on your boat?

A On the boat, just once.

Q A moment ago, you were asked the distance between those two posts. Have you measured each of those individual pilings at that dock?

A No, but the plans called for them to be 10 feet, and I would guess that they were 10 feet, and the plans call for 50 feet, and it looks like the plans to me, and it was supposed to be 50 feet and the contractor

told me it was 50 feet.

Q Did you measure at any point from the end of the dock to the mooring post that's nearest Mr. Torian's home?

A No.

Q And you believe that there's no -- the dock doesn't impede navigation in any way? Is that what your testimony was?

A Yes. I was able to -- I was able to dock a 43-foot vessel and undock successfully with no hiccups.

Q Were there any other boats located at the dock at the time that you tied up or docked on that dock?

A The boat that's pictured was there. The barge was not.

Q Okay. So the boat -- just to be clear, you're referring to the boat that's on Mr. Torian's property --

A Correct.

Q -- on the docks?

Okay. But there were no other vessels moored up to the dock that you --

A No.

Q -- were visiting?

A No.

Q You -- the purpose of that dock is, I suppose, to allow other folks to tie their boats onto it at some

point, at least one of the usages?

A You know, it's to give access to the 550 neighbors that live in the community, access to the water.

Q Some of those including people with boats?

A Kids fishing. If you want to tie -- you know, if you want to drop somebody off or pick somebody up to go watch a sunset, yes.

Q If there were multiple vessels tied up on that dock and you tried to moor up to it, would it be more difficult than when the dock is empty?

A If there were more vessels there, I wouldn't attempt to tie up to it.

Q And you've been boating for a long time?

A Yes.

Q And you heard Mr. Newton testify he's been boating, what, for 50 plus years, I believe?

A Yeah. I've been on boats most of my life. I have a captain's license. I worked on a charter boat in 2002. I got a captain's -- a 50-ton captain's license in 2010, I think, and ran a charter boat for several years down in the Keys. I've owned boats -- multiple boats throughout the years. You know, I was fortunate that my neighbor had a boat and got me into boating at a young age, and I was -- you know, I've been around

boats, tying lines, and driving boats.

Q So it's pretty safe to say that you and certainly Mr. Newton have a great deal of experience navigating boats and docking and mooring boats and that sort of thing?

A I mean, I've done it a couple times, yes, coming in and out of dock slips, yes.

Q But that wouldn't always be the case. There could be somebody with a lot less experience driving -- a new boat owner, for example, that was trying to navigate those waters. Did you take that into account?

A Yes.

Q And, of course, you're in favor of this dock being verified and approved as well?

A I am.

MR. ANDRES: No further questions.

THE ADMINISTRATIVE LAW JUDGE: Okay. Any redirect, Mr. Wallace?

REDIRECT EXAMINATION

BY MR. WALLACE:

Q Mr. Andres touched on a concern about boaters with less experience a moment ago. Is that true no matter what dock you're talking about?

A Yes. Somebody -- somebody that's inexperienced is -- I mean, I watch the videos online

and, you know, it's always a concern when you get into boating that somebody doesn't know what they're doing.

It's like driving a car. That's why a 16-year-old's car insurance is exorbitantly higher than somebody who is 50, and it's a concern to give a 16-year-old keys to a car, but they have a driver's license and insurance for that purpose.

Boating is the same. You have a boat that you've purchased. You're responsible for that vessel. I believe Florida is a vicarious state still, and the owner of that vessel is ultimately responsible for their vessel.

MR. WALLACE: Nothing further.

THE ADMINISTRATIVE LAW JUDGE: All right. Thank you, Mr. Weston.

(Witness excused.)

THE ADMINISTRATIVE LAW JUDGE: Anything further from the POA, Mr. Wallace?

MR. WALLACE: No, I think we will rest the *prima facie* case at this point and reserve for rebuttal.

THE ADMINISTRATIVE LAW JUDGE: Okay. Anything from the department? I know Mr. Field has testified.

MS. COBARI: The department -- same for the

department, Your Honor.

THE ADMINISTRATIVE LAW JUDGE: Department -- okay. So --

MS. COBARI: We'll reserve for rebuttal if necessary.

THE ADMINISTRATIVE LAW JUDGE: Sure. Okay. So, Mr. Andres, I think we've shifted over to you now. Are you ready to go forward?

MR. ANDRES: I am, Your Honor.

THE ADMINISTRATIVE LAW JUDGE: Do we need to take a break? I should ask my court reporter. Are we good?

THE COURT REPORTER: Yes, Your Honor, we're good. Thank you for asking.

THE ADMINISTRATIVE LAW JUDGE: All right. Well, Mr. Andres?

MR. ANDRES: Well, at this time, I'd call Robert Andrew Torian.

THE ADMINISTRATIVE LAW JUDGE: Okay. And, Mr. Wallace, again, I'll ask you to stop sharing for a minute just so I can see Mr. Torian. There we go. Mr. Torian, there you are.

MR. TORIAN: Good morning, Your Honor.

THE ADMINISTRATIVE LAW JUDGE: Good morning, sir. If you'd just raise your right hand, I'll

administer the oath.

Do you swear or affirm the testimony you're about to give will be the truth, the whole truth, and nothing but the truth?

THE WITNESS: Yes, Your Honor.

THE ADMINISTRATIVE LAW JUDGE: All right. Witness is sworn. Your witness, Mr. Andres.

Whereupon,

ROBERT ANDREW TORIAN

was called as a witness, having been first duly sworn to speak the truth, the whole truth and nothing but the truth, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. ANDRES:

Q Will you state your name, please?

A Robert Andrew Torian.

Q Mr. Torian, where do you currently reside?

A 1876 Northwest Fork Road.

Q And have you been present throughout today's proceedings?

A Yes, I have.

Q And you've heard reference to your home and your boats and that sort of thing?

A Yes.

Q Is your home, in fact, the home that's north

closest to the newly constructed dock?

A Yes, sir.

Q And you regularly keep boats moored up to that dock?

A The community dock?

Q No, to your docks.

A Oh, yes. Yes. Excuse me.

Q I think in most of the photos, there's two vessels that are pictured. Are those two boats yours?

A Yes.

Q And can you describe those boats for me? The one that's closest to the dock, I believe it looks like a center console of some type with twin engines. Is that correct?

A That's correct.

Q What's the size of that boat?

A It's about 25'.

Q Do you know what the beam is on that boat?

A I believe it's 8'.

Q And the boat that's, I guess, to the west of that boat, the larger vessel?

A Yes, that's overall 38 with a beam of 12 and a half feet.

Q Have you measured the distance between either the piling that everybody's been referencing thus far

this morning to the dock or from your dock to the other dock?

A I have, and I used a tape measure, and it was right about 16 or so -- or 17 I think it was, 17'.

Q So 17' from the end of the dock to the mooring post that's closest to your home?

A Yes, diagonally.

Q We've heard the waterway described as basically no or very little water movement. Is that an accurate statement?

A It depends on when they come down, but there's quite a bit of movement down here during tide change.

Q And I believe there was also testimony by Mr. Newton that there's basically -- because of the mangroves that don't seem that tall to me, but -- and the homes, that there's basically no wind affecting navigation?

A Yeah, that's inaccurate. It depends on which way the wind is coming from because the park is generally wide open in the middle without trees, so the wind will come right over the mangroves. And with a larger boat, I have to swing the bow all the way into the wind and then back into that slip.

Q So there would potentially be times where the wind would make it difficult and/or the current would

make it difficult to moor up and navigate to that dock, in your opinion?

A Yes.

Q And just so I get some idea of how long have you been boating again?

A Not as long as the previous two individuals, but I'd say probably 25, 30 years.

Q And you routinely use two vessels that are pictured in the photographs?

A Yes.

Q And you have used those boats since the dock has been constructed?

A Yes, generally a larger boat recently.

Q Have you noticed any other boats visiting that dock?

A I have, yes.

Q Has anybody moored their boat for any significant amount of time to that dock?

A Not right now, because the dock hasn't, it failed its last inspection. So it's not technically open, I assume, but people have come and rafted up against it.

Q Have you seen Mr. Newton visiting the dock?

A A number of times.

Q How about Mr. Weston?

A Once, I believe.

Q Do you know the approximate distance from, I guess, the mean water line to the mean water line from north to south at that area of the canal?

A You mean the shoreline?

Q The shoreline, yes, sir.

A I believe it's 150 feet or so on that particular parcel's water frontage.

Q And that basically means from the back of your property to the other shore of the canal?

A Yeah, that number that I'm describing is pretty much where their two property lines end at the water's edge, and their water frontage is what I was describing, if that's the question you're asking.

Q How many people live along this portion of the canal? Do you have any idea?

A There's probably almost 30 homes on this entire canal, and there's seven to eight homes at least down here near this parcel where the dock is.

Q Most of the folks have their own canal and or boats?

A Most people have their boats and multiple boats.

Q Is there any particular reason why you're concerned about navigation being impeded by this dock?

A Well, there's a large boat right across the canal from me. He uses it to swing, to turn, because this is a turning basin, and I use it to pull directly out of my slips. Another neighbor pulls directly back towards this turning basin where the dock is, and if there's multiple boats coming in and out to unload and load people, you'll have a number of boats in the middle of the canal blocking me, but also creating a navigational problem because there's only 90' between my docks and then across the canal neighbor's dock, so you have quite a narrow corridor. Yeah, it's a bottleneck basically.

Q Do you know what the anticipate or the intended use of the dock was as far as the board was concerned?

A There's been --

MR. WALLACE: Objection, calls for hearsay, speculation.

THE ADMINISTRATIVE LAW JUDGE: Well, let's see what he knows. I'll overrule for the moment. I'll revisit (inaudible). Go ahead, Mr. Torian.

THE WITNESS: Thank you, sir. I've attended the vast majority of the board meetings where the opportunity for this dock activity was discussed, and it was at one point kayaks, another point, a

fishing dock, and then the application itself states mooring for unloading and loading of vessels.

BY MR. ANDRES:

Q So as far as you know, they intended this dock to be used for boats to come and go, to drop off and to tie off on?

A Yes, and a number of individuals live behind a fixed bridge, which is, you can't get through at high tide, so quite a possibility to moor up here overnight.

Q Would those individuals include Mr. Weston and Mr. Newton?

A It would be Mr. Newton.

Q Have you actually measured the dock, the area of the dock itself, Mr. Torian?

A No, not with any accuracy.

Q Have you had any issues specifically backing in or out of that dock where your boats are located, due to the new dock?

A Yes, sir, I did. During construction, the barge they utilized, they parked perpendicular on the dock and it blocked the 25' Mako we were discussing earlier. And the problem with that is that I wasn't able to contact the contractor and it was left there over the weekend, so we couldn't use that boat at all,

and there was no way to really -- I even called law enforcement, and they couldn't do anything because it was a private canal. So I was finally able to contact the contractor and then we resolved it, but if you have a dock that has access for 550 community members, let alone the general public, because there's no restriction to use this dock from outside the community, you'll have a number of boats there that you'll have no way of contacting the owner to move it if it's blocking.

Q And while it might be normal, it is possible somebody could park perpendicular like the barge was on that particular day, correct?

MR. WALLACE: I'd object to speculation.

THE ADMINISTRATIVE LAW JUDGE: Overruled.

THE WITNESS: Yes, that, or they could be rafting up side by side as well.

BY MR. ANDRES:

Q Is there anything else that you think that that dock is made due to impeding navigation in that area of the canal, Mr. Torian?

A I think that pretty much covers it really.

MR. ANDRES: I have no further questions at this time.

THE ADMINISTRATIVE LAW JUDGE: Okay. Cross -- I don't know who wants to take the lead. Mr.

Wallace? Ms. Cobari?

MR. WALLACE: I will.

CROSS EXAMINATION

BY MR. WALLACE:

Q Mr. Torian, do you actually own the home there that you live in?

A No, I'm a beneficiary of the trust.

Q Was that, "No, I'm a beneficiary of the trust"?

A I am a beneficiary of the trust. I'm not on the deed.

Q Okay. Are you a trustee of the trust?

A Yes. I mean, I'm a beneficiary. I'm not a trustee.

Q Okay. Who are the trustees of the trust?

A Elizabeth and Chris Hanley.

Q And who are they?

A They're my parents.

Q Who actually owns that Mako?

A I believe that one is in Chris' name.

Q Okay. And the larger boat you were discussing?

A That's in my wife's name.

Q I'm going to turn your attention to Joint Exhibit 8. I'm going to share my screen with you in

just a moment. And this is going to be page -- it's Joint 299. And I would first ask that you read the question, which is in italics, and then read your answer.

A And we're looking at Number 2?

Q Yes.

A Okay. Let's see.

(Reviews document.)

Okay. What was your question, sir?

Q Okay. In this, you said that petitioner first learned of the verification on or about July 9, 2025. Is that accurate?

A I believe so.

Q How did you arrive at that date? In other words, when answering this interrogatory, how did you determine that date?

A I believe it was from another member who had obtained counsel to get answers to the dock because the board wasn't giving any information out to the membership on expenditures.

Q Yeah, I think you might have misunderstood my question, and I apologize if it was a bad question.

These answers were filed this past Friday, which, you know, June of 2026. So in answering these, did you review anything to determine the date that you

actually learned of the verification? In other words, did you check emails, did you check notes, et cetera?

A I believe it was an email. I think I looked at it. I'll have to double-check here. Was that your question?

Q Yeah, that's exactly my question is how did you pull the July 9, 2025, date?

A I believe it was from email records, if I'm correct on that.

Q Do you have access to that email record?

A I'm checking right now, if that's okay.

Q Sure.

A I'm pretty sure it was from my emails. I'm trying to search them now.

Q Hey, just take your time.

A Okay. Yeah, I'm pretty sure that's what it was, yes.

Q Okay. And what did that email tell you?

A Just that the POA had applied for this exemption, I believe it was late the year before or earlier, or they had received the exemption earlier that year and the membership didn't know about it.

Q Did the email provide you with a copy of the verification of the exemption?

A Yes.

BY MR. ANDRES: Okay. Nothing further.

THE ADMINISTRATIVE LAW JUDGE: Okay. Anything from the department?

MS. COBARI: So just a few.

CROSS EXAMINATION

BY MS. COBARI:

Q So, I'm sorry -- and just to clarify, Mr. Torian, did you say the email that you received on July 9th did or did not contain a copy of the exemption?

A It did.

Q Okay. And --

MR. WALLACE: Are you going to stop sharing, Kelly?

MS. COBARI: Yeah, sure. Yeah, I was actually going to pull -- sorry, I know I was looking for my next exhibit. Here it is. Okay, sorry.

BY MS. COBARI:

Q So I am going to show you what is identified as Joint Exhibit 6 and I'm going to scroll down -- the title of "Order Granting Extension of Time to File a Petition for Administrative Hearing," and I am going to go -- which -- and I'm sorry, for the record, it starts at Joint -- the Bates number is Joint 0285 through 0287. So -- and I am showing you page 2087.

Have you seen this email before?

A Yes.

Q And is this your email to the department clerk? Did you send this -- I'm sorry, this email to the department clerk?

A Yes, I'm just reading real quick. Let me just --

Q Sure. And let me know if I need to zoom in. Like I said, I'm on a big screen, so I don't know if you have a smaller screen.

A That's good. Thank you, ma'am.

(Reviews document.)

Yes.

Q So, you did, you sent this to the department clerk?

A Yes, I believe that was my request for an extension to file.

Q To file a petition?

A Yes.

Q And you said, "It was brought to our attention we have 21 days to petition."

Where did you get that? How was that brought to your attention?

A From the DEP site. It was -- that's what's included in your letters -- exemption verification letters.

Q So the notice of rights provision?

A Yes.

Q Let me go to that real quick. So is it this provision in the notice, in the exemption verification, you recall?

A Yes, it's been in there and other docs I've been involved in.

Q Okay. So let me go back. In your request for an extension of time, did you state when you received notice?

A I probably did, but I received that email and I'm not 100% sure I went through it because I wasn't the one involved in the action at the time. I was just getting updates from that member.

Q But did you -- anywhere in this email requesting the extension, did you -- do you state when you received notice?

A I don't believe so.

Q Okay.

A At least the page that I'm looking at right now, ma'am.

Q Okay. And would you agree that -- is this the only page, the only -- the full content of your request to the department?

A I believe so.

Q Okay. And then this was -- have you seen -- you've seen this order issued by the department granting your extension request?

A Yes.

Q Okay.

A Right, because I had until September 11th.

Q Mr. Torian, do you know how many days are between July 9th and August 11th?

A I'd have to look at a calendar, but, you know, once we learned we had the 21-day extension, we filed a petition.

Q But you received notice on July 9th?

A I received the email about the information retained by another member from counsel, from our POA, that wasn't sharing it with us.

Q But it contained a copy of the exemption verification?

A Yes.

Q So you had actual written notice on July 9th?

A I had -- I had it in my possession, yes. That doesn't mean that I went through the entire packet, though, at the time.

MS. COBARI: Your Honor, I don't know if this is appropriate or not, but the department would like to make an *ore tenus* motion to relinquish for

untimely petition.

MR. WALLACE: And we would join, Judge. July 9th -- 21 days from July 9th is July 30th. The testimony conclusively demonstrates that he received actual notice of the permit on July 9th. The request for an extension was not made until --

MS. COBARI: August 11th.

MR. WALLACE: -- August 11th, which would be 33 days after receipt of actual notice of the petition, and, therefore, the request was untimely and should not have been granted, and, therefore, we would move to relinquish as well.

MS. COBARI: And, Your Honor, the department just add that we did not -- this information did not come out until we received the responses to the interrogatories.

THE ADMINISTRATIVE LAW JUDGE: Which was Friday?

MS. COBARI: Which was Friday.

MR. WALLACE: Thursday at best.

MS. COBARI: Yes. And as you know, Your Honor, timeliness is a jurisdictional issue.

THE ADMINISTRATIVE LAW JUDGE: Any response from petitioner?

MR. ANDRES: Judge, they've had since Friday,

I guess they could have filed a motion. Here we are wasting a full morning, if that's the case. I'd argue that they waived that motion and they by consent proceeded with today's hearing. They could have moved at any point this morning. Based on that information to dismiss the petition, I'd ask the Court to deny it at this time as waived and untimely.

MR. WALLACE: May I respond, Your Honor?

THE ADMINISTRATIVE LAW JUDGE: Yes, Mr. Wallace.

MR. WALLACE: We did not have information necessary to move at the time we received the response to the interrogatory because, unfortunately, Mr. Torian did not include in that response -- despite my request for precisely how he learned and when he learned, he did not include that he received a copy of the verification of the exemption, and, therefore, his testimony today was necessary to establish the untimeliness of the petition.

THE ADMINISTRATIVE LAW JUDGE: Okay. Mr. Wallace, are you suggesting they should have called Mr. Torian first? I mean, is that part of the objection?

MS. COBARI: Well --

MR. ANDRES: If they had reason to believe that it was untimely, they should have filed a motion, period. They could have then elicited testimony from Mr. Torian at that point. Come on.

THE ADMINISTRATIVE LAW JUDGE: Ms. Cobari.

MS. COBARI: And, Your Honor, just to clarify, again, we got these late Thursday, as Mr. Wallace said. We needed the actual verbal confirmation from Mr. Torian. But per the order of reading instructions, also, it was too late to file a motion. Again, primarily, we needed the evidentiary confirmation. And as you can see, his request for extension is a joint exhibit. It is attached to the department's order, so -- as were his interrogatory responses, which are in evidence.

THE ADMINISTRATIVE LAW JUDGE: I think we've got it. I mean, Mr. Andres, I don't see much choice but to grant the motion. I mean, clearly, he was untimely filing. I think that's where we land. I'm going to grant the motion to relinquish, and I'll do an order, obviously.

THE WITNESS: If I could just say one thing. Just because I received the email from another member that was involved in a legal proceeding with

the POA, I don't necessarily know that that means that I opened it and understood everything. And I'm just a regular guy, so I've never really been involved in this judicial process with the DEP. So I did what I thought was lawfully in my purview to do, to file a petition. I mean, none of us were notified at the time.

THE ADMINISTRATIVE LAW JUDGE: I understand. I mean, I don't doubt that you're acting in good faith, Mr. Torian, but, I mean, it's just that it's a 21-day -- it's a jurisdictional requirement, I mean, and we've established that you had the notice. I mean, you had it in your hand in front of you whether -- what you did with it, you know. You had 21 days to file, and you didn't. So I think that just -- that's it.

THE WITNESS: Understood, Your Honor.

(Witness excused.)

THE ADMINISTRATIVE LAW JUDGE: Okay. Well, with that, I guess I'll -- I don't know if y'all want to file a proposed -- I mean, I think I can handle this. I mean, we've established it on the record. I'll get an order out probably later this afternoon closing our file and relinquishing jurisdiction to the department.

And I just thank everybody for being here this morning. And I guess, Mr. Wallace, I don't know if -- you may want to cancel that transcript request. Ms. Cobari.

MS. COBARI: I actually was going to ask Mr. Wallace if he was still going to get that transcript. It may be necessary.

THE ADMINISTRATIVE LAW JUDGE: Would you prefer I wait and enter the order after the transcript's been filed?

MS. COBARI: I was going to ask the parties that, and just if Your Honor does relinquish, you now, the department issues --

MR. WALLACE: Madam Court Reporter, if you can do that.

THE ADMINISTRATIVE LAW JUDGE: I'm sorry, Mr. Wallace. I missed -- you kind of garbled that.

MR. WALLACE: I would like an excerpt of the transcript, Madam Court Reporter, of only Mr. Torian's testimony, please.

THE COURT REPORTER: Okay. Yes, sir.

THE ADMINISTRATIVE LAW JUDGE: And I'll wait for y'all to file that before I do anything.

MS. COBARI: Yes, Your Honor. That would be appreciated is that once it's relinquished, the

department issues a final order like closing the file on the petition, but that does contain appellate rights. So that's why I would like...

THE ADMINISTRATIVE LAW JUDGE: Okay. Well, I'll keep my powder dry then. I'll wait until I get the transcript and then we'll enter that order.

MR. WALLACE: All right.

THE ADMINISTRATIVE LAW JUDGE: All right. Well, thank you all very much. And, Mr. Andres, good to meet you.

MR. ANDRES: Likewise, Your Honor.

MS. COBARI: Thank you, Your Honor.

(Whereupon, the proceedings concluded at 11:31 a.m.)

CERTIFICATE OF REPORTER

I, MARION KITTRELL, do hereby certify that I was authorized to and did report the foregoing proceedings, and that the transcript, pages 4 through 103, is a true and correct record of my stenographic notes.

Dated this 15th day of July 2026 at Tallahassee, Leon County, Florida.

Marion Kittrell

MARION KITTRELL
Court Reporter
Commission No.: HH 709364
Expiration date: August 12, 2029

BY MR. ANDRES: [13] 36/19 41/1 49/1 63/10 66/1 69/19 70/4 71/10 76/16 83/13 89/3 90/16 93/25
BY MR. WALLACE: [7] 53/23 54/13 57/6 72/1 74/2 80/19 91/3
BY MS. COBARI: [8] 15/6 19/6 22/25 25/6 35/9 49/21 94/5 94/16
MR. ANDRES: [22] 4/23 7/9 7/11 12/20 13/18 13/22 36/17 39/22 40/25 49/14 63/8 65/23 71/6 71/19 76/14 80/15 82/8 82/16 90/21 98/24 100/1 103/10
MR. FIELD: [2] 14/7 14/13
MR. NEWTON: [1] 56/14
MR. TORIAN: [2] 4/7 82/22
MR. WALLACE: [46] 5/2 6/1 6/9 6/19 7/2 7/25 8/13 9/18 13/10 36/14 48/18 49/4 53/8 53/11 53/15 53/18 53/21 54/3 54/8 54/11 55/19 55/23 56/7 63/1 65/22 69/22 71/4 71/22 72/21 72/25 73/7 76/8 81/12 81/18 88/16 90/12 91/1 94/11 98/1 98/7 98/19 99/8 99/11 102/13 102/17 103/6
MR. WESTON: [1] 73/11
MS. COBARI: [42] 5/6 5/11 6/22 7/5 7/22 8/1 8/20 8/25 11/23 13/16 14/3 14/8 14/11 19/4 22/23 36/9 40/3 40/7 40/15 49/19 53/7 53/13 53/16 53/20 54/5 63/5 76/11 81/24 82/3 94/3 94/13 97/22 98/6 98/12 98/18 98/20 99/25 100/6 102/4 102/10 102/23 103/11
THE ADMINISTRATIVE LAW JUDGE: [91] 4/1 4/8 4/25 5/4 5/10 5/13 6/3 6/10 6/21 6/24 7/7 7/10 7/15 8/8 8/18 8/23 9/9 11/21 12/15 13/6 13/19 14/1 14/5 14/10 14/14 14/22 19/1 22/20 22/24 25/5 36/12 36/15 39/23 39/25 40/4 40/18 40/22 48/20 49/9 49/17 53/10 54/6 54/9 55/20 55/24 56/4 56/9 56/15 56/23 63/3 63/6 65/25 69/17 70/3 71/8 71/20 72/22 73/1 73/8 73/12 73/19 76/9 76/12 80/16 81/13 81/16 81/21 82/1 82/5 82/9 82/14 82/18 82/23 83/5 88/18 90/13 90/23 94/1 98/16 98/22 99/9 99/21 100/5 100/16 101/7 101/18 102/7 102/15 102/21 103/3 103/7
THE COURT REPORTER: [2] 82/12 102/20
THE WITNESS: [12] 14/21 39/24 40/11 40/17 48/24 56/22 73/18 83/4 88/21 90/14 100/22 101/16

0

0021 [1] 18/18
0022 [1] 18/19
0023 [1] 52/25
0026 [1] 19/16
0031 [1] 20/20
004 [1] 17/9
009 [1] 52/1
0091 [1] 17/16
0096 [1] 17/16
0285 [1] 94/23
0287 [1] 94/23
091 [1] 17/17

1

1,000 [4] 26/1 43/13 43/14 43/15
10 [8] 31/8 54/24 58/7 72/15 75/11 75/16 77/22 77/23
100 [1] 96/12
102 [1] 52/14
103 [1] 104/6
104 [1] 3/23
10:00 [1] 39/20
11 [1] 74/14
110.106 [2] 30/2 31/8
110.1063 [1] 30/24
1136 [2] 1/4 4/14
11:31 [2] 1/12 103/13
11th [4] 97/6 97/8 98/7 98/8
12 [2] 84/22 104/16
120.60 [1] 31/2
121 [1] 1/20
125.69 [1] 6/13
13 [19] 3/16 3/16 3/17 3/17 3/17 3/17 3/18 3/18 3/18 3/18 3/19 3/19 3/19 3/19 3/20 3/20 3/20 3/20 7/7
1313 [1] 2/5
1334 [1] 1/20
15 [3] 3/3 11/2 72/8
150 [1] 87/7
15th [1] 104/9
16 [4] 64/9 68/11 72/9 85/4
16'-1 [1] 59/8
16-year-old [1] 81/6
16-year-old's [1] 81/4
17 [3] 64/9 72/9 85/4
17' [2] 85/4 85/5
1820 [1] 24/21
1821 [1] 24/22
1876 [1] 83/18
1:30 [2] 8/5 41/6

2

2/24/26 [1] 3/18
2002 [1] 79/20
2010 [1] 79/21
2024 [1] 63/24
2025 [3] 63/22 92/11 93/7
2026 [4] 1/11 3/17 92/24 104/9
2029 [1] 104/16
2087 [1] 94/24
21 [5] 18/19 31/2 95/20 98/3 101/15
21-day [2] 97/10 101/11
23 [1] 1/11
25 [1] 86/7
25' [2] 84/17 89/22
25-foot [1] 10/23
26 [3] 3/18 3/20 19/24
26-1136 [2] 1/4 4/14
2677 [1] 2/10
2700 [1] 2/4
299 [1] 92/2

3

30 [3] 47/19 86/7 87/17
30-foot [2] 58/1 68/14
306 [3] 57/18 57/24 57/25
30th [1] 98/3
31-foot [2] 60/21 68/7
32 [2] 20/22 21/1
32202 [1] 2/15
32312 [1] 1/20
32399 [1] 2/9
33 [1] 98/9
330.050 [1] 33/3
330.051 [5] 12/3 24/18 25/12 25/16 25/21
3300 [1] 2/14
34994 [1] 2/4
35 [1] 2/9
36 [1] 3/4
38 [1] 84/22
380 [1] 18/5
380-square-foot [1] 17/11
39 [2] 67/11 74/10
3900 [1] 2/9

4

4' [1] 62/1
403.813 [4] 12/4 25/2 25/8 35/6
43 [1] 74/10
43-foot [1] 78/10
45 [2] 20/24 23/6
458418 [1] 3/16
49 [1] 3/4
4:45 [1] 7/25

5

5/8 [1] 62/24
50 [11] 30/11 54/3 57/21 75/13 75/15 75/16 77/24 77/25 78/1 79/17 81/5
50' [1] 61/25
50-ton [1] 79/20
53 [1] 3/5
54 [2] 21/20 21/21
55 [1] 21/20
550 [2] 79/2 90/5
56 [3] 23/22 23/22 32/8
57 [3] 3/6 30/12 30/12
58 [1] 30/18

6

6's [1] 62/20
6-inch [1] 58/1
6/16/26 [1] 3/20
60 [3] 23/24 55/1 57/22
62-110.106 [2] 30/2 31/8
62-110.1063 [1] 30/24
62-330.050 [1] 33/3
62-330.051 [5] 12/3 24/18 25/12 25/16 25/21
62.330 [1] 35/5
63 [1] 3/6
68 [1] 57/20

7

709364 [1] 104/15
72 [1] 3/7
74 [1] 3/8
76 [1] 3/9
7700 [1] 2/15
772-223-1313 [1] 2/5

8

8' [1] 84/19
80 [1] 3/9
813 [1] 26/7
83 [1] 3/11
850-245-2677 [1] 2/10

8

89 [2] 27/20 28/1

9

90 [6] 27/17 27/20 27/23 55/23 58/19 58/19
90' [1] 88/9
904-359-7700 [1] 2/15
91 [1] 3/11
94 [1] 3/12
9:00 [1] 1/12
9th [7] 94/9 97/8 97/12 97/19 98/3 98/3 98/5

A

a.m [3] 1/12 1/12 103/14
able [13] 11/10 45/1 47/21 60/22 64/21 64/24 68/1 68/2 74/19 78/9 78/9 89/24 90/3
about [26] 6/5 7/15 8/17 14/20 29/21 38/1 44/1 56/15 56/21 58/12 60/25 69/16 70/22 73/17 74/10 74/14 80/21 80/23 83/3 84/17 85/4 86/25 87/25 92/11 93/22 97/13
Absolutely [3] 58/10 59/14 73/8
accept [1] 46/21
access [10] 23/5 23/8 23/11 66/10 71/16 76/6 79/2 79/3 90/5 93/10
accommodates [1] 10/22
accordance [3] 23/9 26/6 30/24
account [1] 80/11
accuracy [1] 89/16
accurate [7] 42/2 42/6 42/15 64/8 64/13 85/10 92/12
accurately [1] 17/23
across [2] 88/1 88/10
acting [1] 101/9
action [5] 9/21 12/7 13/13 31/7 96/13
activities [1] 24/17
activity [4] 33/13 34/2 68/21 88/24
actual [6] 23/7 62/22 97/19 98/5 98/9 100/9
actually [14] 10/1 10/19 35/11 53/4 55/11 62/4 65/4 74/20 89/14 91/5 91/19 93/1 94/14 102/5
add [1] 98/14
added [1] 55/17
additional [4] 17/12 38/6 39/14 45/1
address [2] 15/9 52/6
adept [1] 20/25
adjacent [1] 10/17
administer [3] 14/18 56/19 83/1
administrative [8] 1/1 4/13 4/15 25/17 30/3 30/17 30/25 94/21
admitted [1] 13/22
adverse [1] 10/3
advised [1] 43/4
aerial [1] 17/22
aerials [5] 3/17 3/17 3/18 21/18 46/17
affect [4] 10/2 43/22 48/8 48/9
affected [2] 26/22 30/19
affecting [2] 29/23 85/16
affects [1] 5/24
affirm [4] 14/19 56/20 73/16 83/2
aforesaid [1] 1/17
after [4] 58/15 60/23 98/9 102/9
afternoon [1] 101/24
again [12] 7/19 9/16 11/19 45/13 46/23 49/5 69/23 72/14 82/20 86/5 100/8 100/12
against [6] 58/14 59/11 67/2 67/5 67/7 86/22
age [1] 79/25
agency [1] 12/6
agent [1] 17/5
ago [2] 77/19 80/22
agree [4] 7/13 12/24 55/4 96/22
agreed [1] 6/24
agreement [1] 7/4
ahead [6] 4/4 13/14 14/13 20/14 71/10 88/21
Aho [1] 2/18
algae [1] 20/3
ALJ [1] 1/13
all [35] 4/21 5/1 6/5 6/12 6/13 7/16 8/24 12/16 13/12 16/9 24/9 36/10 47/19 48/6 48/8 53/8 56/24 57/17 62/13 62/20 63/4 64/11 65/25 67/24 72/23 73/20 76/1 81/14 82/15 83/6 85/22 89/25 103/7 103/8 103/9
allow [2] 66/20 78/25
alluded [1] 6/18
almost [2] 32/7 87/17
alone [1] 90/6
along [5] 22/22 62/19 67/7 68/2 87/15
already [9] 10/1 39/1 41/19 48/8 49/7 49/12 50/22 55/10 67/24
also [14] 2/18 10/4 10/25 11/18 26/19 34/6 43/14 43/16 51/2 65/16 69/24 85/13 88/8 100/11
always [6] 6/5 8/13 8/19 57/15 80/8 81/1
am [15] 13/17 16/10 18/18 21/19 51/25 57/10 57/20 63/17 74/8 80/15 82/9 91/10 94/18 94/21 94/24
ambiguous [1] 69/25
amenity [2] 66/22 71/14
amount [1] 86/18
and/or [2] 18/8 85/25
Andre [1] 50/18
ANDRES [22] 2/3 2/3 3/4 3/6 3/9 3/11 4/3 4/24 7/8 12/18 13/18 36/17 40/25 49/23 63/7 76/14 80/21 82/7 82/16 83/7 100/18 103/9
Andres' [2] 40/10 53/10
ANDREW [8] 1/2 3/10 4/6 4/9 4/25 82/18 83/9 83/16
animal [1] 8/4
animals [1] 8/3
another [10] 30/1 45/6 64/19 68/23 74/23 88/4 88/25 92/17 97/14 100/24
answer [3] 48/24 71/8 92/4
answered [1] 48/9
answering [3] 40/10 92/15 92/24
answers [2] 92/18 92/23
anticipate [4] 10/13 65/22 66/3 88/13
any [49] 6/6 6/8 6/9 6/16 7/8 7/9 16/4 21/11 22/18 24/21 27/13 28/6 29/17 32/2 34/15 41/11 41/23 43/22 45/22 49/16 49/18 51/3 55/11 59/17 60/16 61/3 62/3 64/5 67/6 67/7 68/9 69/12 69/13 70/16 70/20 71/21 78/2 78/7 78/11 80/17 86/14 86/17 87/16 87/24 89/16 89/17 92/19 98/23 99/5
anybody [5] 38/22 69/15 70/12 73/4 86/17
anymore [1] 63/1
anyone [4] 6/18 32/4 39/8 68/19
anything [22] 8/25 11/22 27/14 32/3 36/14 37/24 41/18 42/1 46/14 61/12 63/2 63/5 67/17 67/25 76/10 81/17 81/22 90/2 90/18 92/25 94/2 102/23
anywhere [1] 96/15
apologize [11] 20/24 20/25 22/24 28/12 28/14 32/25 39/22 42/24 50/13 55/5 92/22
appear [2] 50/5 52/4
appearances [2] 2/1 4/22
appears [3] 19/20 29/13 34/2
appellate [1] 103/3
applicant [28] 17/5 17/11 20/1 22/2 30/25 31/13 31/14 31/18 31/20 32/3 32/16 32/20 33/9 33/15 33/21 33/22 35/14 35/22 38/11 38/13 39/16 45/4 50/7 50/25 51/4 52/9 52/12 52/25
applicant's [5] 43/21 44/23 44/25 49/25 53/4
applicants [1] 33/20
application [31] 7/6 12/1 12/12 16/23 16/25 17/8 18/15 27/1 28/4 28/9 28/18 28/19 34/12 34/13 35/13 37/1 37/22 38/24 39/5 39/18 45/18 47/20 50/20 51/3 51/8 55/16 62/14 63/19 75/5 76/25 89/1
applications [5] 30/8 37/5 37/16 38/17 50/22
applied [3] 38/6 53/4 93/19
apply [4] 19/9 19/12 34/5 38/9
appraiser [2] 51/18 52/6
appreciable [1] 59/17
appreciated [1] 102/25
approach [1] 70/12
appropriate [3] 39/17 50/9 97/24
approval [1] 43/1
approve [1] 58/16
approved [3] 21/2 71/13 80/14
approving [2] 41/9 42/8
approximate [2] 53/1 87/2
approximately [3] 11/2 74/12 75/13
aquatic [3] 19/22 20/19 21/14
are [72] 4/3 4/5 5/9 9/4 9/7 10/8 10/10 10/21 14/4 14/18 16/6 16/12 16/14 17/17 18/8 18/19 19/12 20/2 20/16 21/18 21/22 24/11 24/11 24/13 25/8 26/24 27/15 30/2 30/19 31/6 33/19 34/15 38/11 38/18 41/10 42/5 43/3 44/16 44/21 44/22 44/25 50/15 52/15 56/6 57/12 57/19 58/9 60/24 61/5 61/10 62/7 62/18 63/13 64/10 68/9 74/7 76/20 82/8 82/11 82/22 84/9 84/9 86/8 89/18 91/12 91/15 91/17 94/12 97/7 99/2 99/23 100/16
area [8] 11/21 17/3 27/14 61/11 61/16 87/4 89/14 90/20
aren't [1] 25/12
argue [1] 99/3
Army [1] 23/15
around [6] 15/17 44/10 65/6 67/10 68/9 79/25
arrive [1] 92/14
artificial [2] 10/7 26/3

A

as [93] 8/12 9/4 9/22 11/20 11/25 12/1 12/10 12/14 12/24 13/3 13/3 15/3 15/5 16/5 16/11 18/6 19/4 19/20 19/21 20/25 21/20 21/23 22/3 22/3 28/3 28/6 28/11 28/19 29/7 29/8 29/18 33/6 33/8 34/7 34/13 34/16 34/16 34/22 34/24 37/7 44/11 44/11 45/9 45/9 46/25 47/9 47/9 47/11 47/17 47/23 48/10 50/25 50/25 51/2 52/12 55/6 55/12 55/15 56/12 57/3 57/5 60/19 61/1 61/21 62/15 62/15 62/19 63/20 64/22 65/15 66/21 67/9 71/3 73/24 74/1 80/14 83/10 83/12 85/8 86/6 86/6 88/14 88/14 89/5 89/5 90/16 94/19 98/12 98/21 99/7 100/8 100/13 100/15
as-built [3] 28/6 61/21 62/19
as-constructed [6] 12/14 29/7 29/8 34/24 55/12 55/15
ask [15] 6/5 14/16 45/3 46/20 54/20 61/6 69/16 70/6 73/14 82/11 82/20 92/2 99/6 102/5 102/11
asked [5] 49/23 50/18 51/2 72/12 77/19
asking [4] 33/20 55/25 82/14 87/14
asks [1] 39/8
aspect [1] 7/2
assessing [1] 47/25
assessment [2] 19/22 72/6
assign [1] 37/4
assigned [4] 4/16 36/23 36/24 37/20
assist [3] 22/2 37/14 44/24
association [7] 1/6 2/12 4/11 52/11 57/9 63/14 76/21
assume [1] 86/21
assuming [2] 68/1 76/1
attached [1] 100/15
attachment [1] 17/13
attempt [1] 79/13
attended [1] 88/22
attention [4] 42/16 91/24 95/19 95/22
Attorney [1] 4/24
attorney's [1] 36/11
attorneys [2] 5/9 5/13
August [4] 97/8 98/7 98/8 104/16
authority [5] 37/24 50/9 51/11 51/12 51/21
authorization [8] 22/3 22/5 22/6 22/8 23/20 24/25 36/5 50/15
authorizations [2] 24/11 32/12
authorized [2] 12/5 104/4
availing [1] 6/8
aware [1] 32/19
away [3] 11/2 27/11 60/10

B

Bachelor [1] 16/2
back [22] 5/25 19/5 26/11 26/14 27/16 30/10 31/23 32/8 32/8 39/21 40/24 44/25 52/21 53/12 59/25 68/9 73/10 77/5 85/23 87/9 88/4 96/8
background [1] 15/24
backing [1] 89/17
backs [1] 25/13
bad [1] 92/22
barge [6] 59/6 60/9 67/16 78/13 89/21 90/11
barren [2] 20/15 20/16
base [2] 27/10 38/10
based [13] 13/5 37/4 38/10 39/15 41/9 41/22 45/2 47/1 47/7 49/15 53/10 60/14 99/5
basic [1] 52/5
basically [9] 4/17 42/4 43/8 46/24 85/9 85/14 85/16 87/9 88/12
basin [2] 88/3 88/5
basis [1] 41/8
Bates [7] 17/9 20/22 21/20 23/22 27/20 32/8 94/23
be [95] 1/17 5/21 6/2 7/4 7/10 7/12 7/21 8/4 8/7 8/15 8/16 8/17 10/10 11/3 14/20 18/24 19/20 20/23 25/20 28/17 28/20 28/24 29/13 29/16 31/2 32/12 32/24 33/13 33/24 33/25 34/2 35/5 35/7 35/23 35/25 36/3 36/11 38/9 41/5 41/7 42/15 43/2 43/5 43/6 43/8 43/9 43/16 43/17 44/23 45/1 46/6 46/11 46/13 46/18 47/13 47/17 51/8 51/9 53/5 55/1 55/4 55/8 55/25 56/21 58/18 60/22 61/2 63/12 66/8 68/2 68/8 69/1 69/6 69/8 70/24 72/13 73/17 74/19 75/25 77/22 77/25 78/15 79/10 80/8 80/9 83/3 85/24 89/6 89/13 90/10 90/15 92/1 98/8 102/7 102/24
Beach [1] 15/13
beam [11] 58/4 58/5 58/6 72/10 72/10 72/14 72/20 74/12 75/22 84/18 84/22
because [26] 11/18 22/12 24/20 33/2 33/13 42/7 44/13 46/17 61/3 62/7 64/8 68/7 71/2 72/9 85/14 85/19 86/19 88/2 88/9 90/2 90/6 92/18 96/12 97/6 99/14 100/24
been [44] 4/16 6/6 8/10 9/24 10/1 10/4 15/3 15/14 15/17 16/11 17/15 23/8 27/19 33/10 37/22 41/18 49/12 55/17 57/3 57/14 57/21 63/24 65/8 65/12 66/24 67/4 70/20 70/23 73/24 79/14 79/16 79/18 79/25 83/10 83/19 84/25 86/5 86/12 88/16 96/6 96/7 98/11 101/3 102/10
before [13] 1/13 6/9 13/20 40/4 40/10 41/7 49/8 58/15 66/25 77/12 93/20 94/25 102/23
before we [1] 40/4
beginning [1] 32/14
behalf [6] 2/2 2/7 2/12 4/25 5/3 38/22
behind [2] 72/18 89/8
being [10] 8/15 12/12 19/10 25/4 29/9 29/19 60/22 80/14 87/25 102/1
believe [43] 6/7 6/23 7/23 7/25 9/25 10/23 11/8 18/9 20/10 20/15 22/10 26/5 28/21 30/12 34/18 34/24 35/19 44/4 48/25 50/6 51/19 51/21 52/13 52/18 64/1 78/6 79/17 81/10 84/12 84/19 85/13 87/1 87/7 91/20 92/13 92/17 93/3 93/8 93/20 95/15 96/18 96/25 100/2
below [1] 53/19
beneficiary [4] 91/7 91/8 91/10 91/13
benefit [1] 39/3
benthic [1] 19/20
best [2] 52/9 98/20
better [5] 6/1 23/2 30/23 30/23 68/18
between [20] 27/5 44/9 45/6 45/21 47/8 54/15 54/20 54/24 55/6 55/15 59/6 60/24 62/4 72/4 72/6 75/8 77/20 84/24 88/9 97/8
beyond [1] 68/6
big [2] 22/20 95/8
big-screen [1] 22/20
bigger [1] 30/16
biggest [1] 43/8
biological [1] 16/3
bit [5] 22/15 28/22 48/22 61/7 85/12
blocked [1] 89/22
blocking [3] 27/13 88/8 90/9
blurry [1] 30/21
Blvd [1] 2/9
board [6] 70/21 76/20 77/3 88/14 88/23 92/19
boards [1] 62/18
boat [56] 10/24 11/10 27/6 57/16 57/17 58/2 58/4 58/7 58/8 60/13 60/19 60/21 61/1 61/5 64/21 65/2 65/10 65/12 66/16 66/18 66/18 66/23 67/4 67/12 67/13 67/18 67/21 68/2 68/4 68/14 68/19 68/23 68/24 74/9 75/1 76/7 77/17 77/18 78/13 78/15 78/16 79/19 79/21 79/24 80/10 81/8 84/16 84/18 84/20 84/21 85/22 86/13 86/17 88/1 89/25 91/21
boated [1] 61/6
boater [3] 57/12 67/17 74/7
boaters [1] 80/21
boating [8] 57/14 57/21 79/14 79/17 79/24 81/2 81/8 86/5
boats [36] 47/4 61/12 65/6 65/22 66/4 66/8 66/9 67/10 67/24 68/9 68/22 69/7 78/11 78/25 79/5 79/18 79/22 79/23 80/1 80/1 80/4 80/4 83/23 84/3 84/9 84/11 86/11 86/14 87/21 87/22 87/23 88/6 88/7 89/6 89/18 90/8
body [2] 10/5 10/7
bold [1] 24/9
booked [1] 39/20
bookmark [1] 20/22
both [2] 29/8 35/3
bottleneck [1] 88/11
bottom [3] 21/21 22/13 30/13
boundary [1] 53/6
bow [1] 85/22
break [4] 40/6 56/6 73/4 82/11
bridge [1] 89/9
brief [4] 7/19 15/23 35/9 40/22
briefly [4] 9/19 17/9 17/14 71/23
bright [1] 45/5
bring [2] 53/12 73/5
bringing [1] 21/19
brought [2] 95/19 95/21
building [2] 64/15 65/16
built [10] 10/2 10/5 28/6 46/6 47/17 61/19 61/21 62/4 62/19 71/12
Busey [1] 2/14
business [3] 15/9 37/3 37/3

C

calendar [1] 97/9
calibrate [1] 64/12
calibration [1] 64/14
call [15] 4/4 13/8 13/15 14/13 19/21 39/5 56/6 56/8 56/9 59/16 72/18 73/1

C

call... [3] 75/12 77/24 82/17
called [9] 8/4 8/15 15/3 57/3 73/24 77/22 83/10 90/1 99/23
calling [1] 14/3
calls [1] 88/17
came [2] 1/17 74/24
camera [1] 14/13
can [67] 5/25 7/14 8/7 8/13 12/18 12/19 12/20 14/12 15/8 15/23 16/10 16/19 17/9 18/6 19/16 20/8 21/1 21/14 22/5 22/9 22/14 23/13 23/24 27/17 28/16 29/1 30/20 31/4 32/9 40/1 40/6 41/13 44/23 45/3 48/24 51/9 52/1 52/20 53/12 53/19 53/25 54/4 54/20 54/20 56/11 56/13 57/8 57/15 57/24 58/3 65/24 66/12 66/15 66/16 66/16 66/18 66/19 70/12 71/17 73/6 73/7 77/11 82/21 84/11 100/13 101/21 102/14
can't [4] 20/24 64/9 76/6 89/9
canal [39] 10/19 11/15 11/19 26/12 43/14 43/15 45/12 46/5 47/5 47/9 61/7 61/13 64/17 64/19 64/24 64/25 65/1 65/3 65/4 65/5 69/5 69/12 69/14 69/16 71/18 77/8 77/10 77/11 77/14 87/4 87/10 87/16 87/18 87/20 88/2 88/8 88/10 90/3 90/20
canals [1] 61/15
cancel [1] 102/3
cannot [2] 71/19 77/14
Canyon [2] 57/18 57/24
capacity [1] 44/3
captain's [3] 79/19 79/20 79/20
captaining [1] 60/4
car [4] 65/11 81/3 81/4 81/6
care [2] 6/13 7/19
carry [1] 8/13
case [22] 1/4 4/5 4/14 4/16 8/23 10/1 12/19 33/22 37/20 38/19 39/8 41/11 42/13 43/25 45/14 46/3 47/24 48/12 53/15 80/8 81/20 99/2
case-in-chief [1] 12/19
cases [2] 20/4 46/19
cause [3] 1/17 10/3 48/11
center [4] 10/24 57/18 60/18 84/13
center-console [1] 10/24
certain [2] 38/17 41/4
certainly [2] 13/17 80/3
Certificate [2] 3/23 104/1
certify [1] 104/3
cetera [1] 93/2
chance [1] 66/13
change [7] 21/16 32/11 33/17 34/14 34/16 43/18 85/12
changed [1] 33/7
changes [2] 32/15 43/3
changing [3] 32/17 43/17 48/5
charge [1] 57/11
charter [2] 79/19 79/21
check [5] 37/21 38/23 93/2 93/2 93/4
checked [2] 64/14 74/25
checking [1] 93/11
checklist [4] 21/23 21/25 22/1 37/21
chief [1] 12/19
choice [1] 100/19
Chris [1] 91/16
Chris' [1] 91/20
Christopher [2] 2/19 5/10
clarify [2] 94/7 100/7
clean [1] 74/18
clear [3] 63/12 70/24 78/15
clearing [1] 50/12
clearly [1] 100/19
clerk [3] 95/3 95/4 95/14
click [1] 52/6
close [2] 29/25 38/4
closed [2] 39/21 70/11
closely [1] 34/20
closer [2] 15/16 68/15
closest [5] 10/21 47/11 84/1 84/12 85/6
closing [2] 101/24 103/1
COBARI [12] 2/8 3/3 3/4 4/2 5/7 7/22 14/24 49/19 63/5 91/1 100/6 102/4
Code [2] 25/17 30/3
College [1] 16/1
come [12] 27/16 33/3 42/15 66/16 67/2 67/10 85/11 85/21 86/21 89/6 98/15 100/5
comes [1] 37/1
coming [4] 61/15 80/7 85/19 88/6
commencement [2] 32/13 43/2
comment [1] 22/13
Commission [1] 104/15
common [3] 19/8 33/15 33/18
Commonwealth [1] 2/9
community [10] 65/19 66/11 66/19 66/22 70/17 71/15 79/3 84/5 90/5 90/7
compared [3] 59/20 61/1 61/21
complained [1] 36/2
completed [1] 40/17
completion [1] 58/15
complex [1] 37/16
compliance [3] 34/15 34/19 62/17
complicated [1] 71/8
concentrated [1] 16/3
concern [4] 34/21 80/21 81/1 81/5
concerned [4] 13/4 45/10 87/25 88/15
concerns [1] 29/18
concluded [1] 103/13
conclusively [1] 98/4
conditioned [1] 36/8
conditions [2] 23/16 36/7
conference [1] 39/20
confirm [1] 61/19
confirmation [3] 46/20 100/9 100/13
confused [1] 42/3
consent [1] 99/4
console [4] 10/24 57/18 60/18 84/13
constructed [22] 12/2 12/10 12/11 12/14 17/21 28/2 28/3 29/7 29/8 33/8 34/24 38/20 42/19 44/5 47/11 50/22 55/12 55/15 65/8 66/24 84/1 86/12
construction [6] 12/25 17/23 27/25 58/15 58/21 89/20
consultant [1] 17/2
contact [7] 32/14 32/16 33/10 33/16 50/7 89/24 90/3
contacted [2] 33/23 42/21
contacting [1] 90/9
contain [2] 94/9 103/2
contained [1] 97/16
Contender [2] 67/11 74/10
content [1] 96/23
contractor [3] 77/25 89/24 90/4
control [2] 26/22 29/23
controllable [1] 60/6
convenient [1] 69/2
copy [5] 22/22 93/23 94/9 97/16 99/18
coral [1] 20/4
Corbari [1] 3/12
corner [1] 72/19
corporations [1] 51/20
corps [4] 23/13 23/14 23/15 23/19
corps' [1] 23/9
correct [28] 7/3 16/7 16/8 20/18 26/9 35/4 35/24 43/4 43/24 48/14 55/19 61/19 61/20 65/4 66/6 66/7 68/12 69/4 70/10 71/1 72/16 72/21 78/17 84/14 84/15 90/12 93/9 104/6
correctly [1] 4/7
corridor [1] 88/11
could [24] 8/17 21/16 22/15 30/21 39/8 46/14 46/18 54/24 60/9 60/19 65/2 65/22 68/4 68/4 72/8 75/18 77/12 80/9 90/11 90/15 99/1 99/4 100/4 100/23
couldn't [2] 89/25 90/2
counsel [3] 2/1 92/18 97/14
counsels' [1] 25/5
counted [3] 55/3 55/5 55/6
county [6] 3/17 48/17 51/19 70/9 70/10 104/10
couple [3] 62/6 74/25 80/6
course [1] 80/13
court [10] 1/19 39/1 49/8 58/4 69/17 82/11 99/7 102/14 102/19 104/14
covenants [1] 57/11
cover [1] 39/4
covers [1] 90/21
crane [2] 59/5 59/6
cream [1] 74/24
creates [2] 11/8 11/9
creating [1] 88/8
criteria [10] 4/19 10/10 12/15 35/1 39/17 43/1 43/8 43/10 43/18 44/6
cross [19] 3/4 3/6 3/9 3/11 3/12 36/16 36/19 38/14 40/25 52/11 54/18 61/2 63/8 63/10 76/13 76/16 90/24 91/3 94/5
cross-current [1] 61/2
cross-reference [2] 38/14 52/11
cross-section [1] 54/18
crosses [1] 43/5
crowded [2] 66/18 66/19
cruise [1] 61/14
cruises [2] 61/15 61/15
cube [1] 39/22
current [7] 11/21 59/17 61/2 61/4 72/14 76/24 85/25
currently [6] 11/12 57/10 57/17 63/17 69/21 83/17
cursor [5] 28/16 54/21 59/3 59/8 59/11
curtains [1] 26/20
cutting [1] 20/12

D

Dana [1] 16/24
data [1] 51/18
database [1] 48/5

D

date [6] 1/11 92/14 92/16 92/25 93/7 104/16
Dated [1] 104/9
DAVE [3] 3/8 73/1 73/23
day [7] 8/11 42/17 69/7 90/12 97/10 101/11 104/9
days [7] 31/2 47/20 95/20 97/7 98/3 98/9 101/15
de [1] 12/13
dead [3] 7/1 10/19 11/19
deal [1] 80/3
deciders [1] 44/18
decision [3] 44/16 46/5 47/22
decking [2] 61/25 62/19
deed [2] 51/7 91/11
deeds [1] 57/11
defer [1] 12/18
degree [2] 16/2 46/17
demonstrates [1] 98/4
deny [1] 99/7
DEP [6] 2/7 13/2 36/3 70/1 95/23 101/4
department [48] 1/6 2/8 4/12 5/6 5/7 11/23 11/24 13/15 15/12 15/15 15/19 19/9 19/12 20/2 21/12 22/3 25/16 30/2 32/17 32/21 33/6 33/10 33/17 34/10 34/16 34/22 36/2 37/9 38/22 44/7 44/17 71/13 76/11 81/23 81/25 82/1 82/2 94/3 95/2 95/4 95/13 96/24 97/2 97/24 98/13 101/25 102/13 103/1
department's [4] 8/3 16/14 16/15 100/15
depending [4] 39/13 44/11 45/11 50/17
depends [2] 85/11 85/18
depict [2] 17/23 27/23
describe [3] 17/10 59/19 84/11
described [1] 85/8
describing [2] 87/11 87/14
description [2] 3/15 57/25
deserves [1] 69/19
designed [1] 23/8
desire [1] 56/12
despite [2] 42/8 99/16
detail [1] 18/6
determination [4] 21/2 21/4 21/8 27/8
determine [3] 49/24 92/16 92/25
determined [3] 46/11 48/13 49/12
determining [4] 38/1 44/1 45/13 47/16
device [4] 56/14 59/4 64/3 64/6
diagonally [1] 85/7
diagrams [1] 45/17
did [70] 9/1 9/9 18/15 23/18 24/4 24/7 26/15 26/17 26/21 26/23 26/25 27/4 27/10 32/16 33/21 35/22 36/14 36/23 37/10 38/21 38/22 42/15 45/23 46/2 46/3 47/16 47/24 50/5 51/13 51/17 52/8 55/11 58/25 61/24 62/3 63/23 64/12 72/4 74/17 74/20 78/2 80/11 89/20 92/14 92/15 92/25 93/2 93/2 93/6 93/18 93/23 94/8 94/9 94/9 94/10 95/3 95/13 95/21 96/9 96/11 96/15 96/16 98/14 98/14 99/12 99/15 99/17 101/5 101/14 104/4
didn't [15] 7/1 13/14 27/12 39/25 41/11 41/15 41/17 41/23 41/25 62/7 62/11 74/22 76/5 93/22 101/15
difference [3] 21/11 55/14 62/3
different [12] 12/10 12/11 21/15 30/8 30/8 42/20 42/22 46/16 62/6 65/17 65/19 65/20
difficult [5] 65/5 69/4 79/11 85/25 86/1
dimension [1] 72/11
dimensions [2] 18/7 53/25
dinghy [1] 57/16
Direct [10] 3/3 3/5 3/6 3/8 3/11 15/6 53/23 57/6 74/2 83/13
directly [2] 88/3 88/4
discussed [2] 70/20 88/24
discusses [1] 30/18
discussing [4] 58/9 58/21 89/22 91/22
discussions [2] 6/6 6/8
dismiss [1] 99/6
disputed [1] 9/5
disputes [1] 6/17
distance [23] 27/5 27/6 27/11 45/6 45/21 45/23 47/10 54/15 54/19 54/23 55/6 55/8 59/1 64/6 64/7 72/6 72/8 72/13 75/8 77/12 77/19 84/24 87/2
distances [1] 47/4
district [2] 15/12 15/22
DIVISION [3] 1/1 4/13 21/3
do [98] 5/19 6/20 7/14 7/21 8/12 9/16 13/9 13/10 13/21 14/16 14/19 14/22 23/10 29/17 31/7 31/9 31/14 31/16 34/18 35/13 36/23 37/7 37/8 37/8 37/19 38/1 38/10 38/12 38/12 38/15 38/19 39/2 40/4 40/10 41/5 41/11 41/14 42/24 44/6 46/10 46/12 46/15 47/10 47/12 47/20 48/18 49/3 49/25 50/9 51/8 51/17 52/15 52/17 53/17 54/15 54/17 55/2 56/5 56/20 56/23 62/22 64/5 64/17 64/23 65/24 66/20 67/13 68/7 68/21 70/16 71/12 73/16 73/19 74/4 74/6 74/6 74/9 75/8 77/8 77/11 77/14 82/10 83/2 83/17 84/18 87/2 87/16 88/13 90/2 91/5 93/10 96/16 97/7 100/22 101/6 102/15 102/23 104/3
DOAH [1] 42/18
dock [160]
docked [2] 68/9 78/12
docking [1] 80/4
docks [7] 23/17 27/5 47/7 48/16 78/18 84/6 88/10
docs [1] 96/6
document [7] 19/16 19/25 21/1 23/25 25/3 92/8 95/11
documents [1] 13/10
does [22] 6/18 17/22 23/5 26/21 27/23 28/3 28/3 28/9 29/7 29/9 29/15 29/17 32/2 39/11 50/19 52/4 52/8 60/15 62/16 70/2 102/12 103/2
doesn't [12] 24/21 28/14 33/20 36/6 38/4 39/11 44/13 47/4 50/19 78/7 81/2 97/21
dog [2] 65/16 70/12
doing [2] 46/2 81/2
dolphin [1] 68/6
don't [51] 5/22 5/23 6/16 8/14 9/13 11/8 34/18 36/9 36/15 37/2 39/2 39/13 39/23 40/5 41/4 42/17 44/4 46/23 47/19 48/2 49/16 51/7 58/13 61/3 63/2 65/24 66/3 66/14 66/17 66/25 68/19 69/12 69/13 69/15 70/22 71/15 72/8 73/3 76/5 77/6 77/10 85/15 90/25 95/8 96/18 97/23 100/18 101/1 101/9 101/20 102/2
done [4] 32/7 41/7 64/11 80/6
door [1] 40/14
doorknob [1] 40/14
double [1] 93/4
double-check [1] 93/4
doubt [1] 101/9
down [11] 22/13 28/23 35/20 48/22 49/11 61/15 79/22 85/11 85/12 87/19 94/19
drastic [1] 46/19
drew [1] 68/17
drive [2] 2/14 65/2
driven [1] 67/9
driver's [1] 81/6
driving [3] 80/1 80/9 81/3
drop [2] 79/7 89/6
dropped [1] 74/23
dropping [1] 10/15
dry [1] 103/5
due [4] 33/19 34/4 89/18 90/19
dues [1] 71/16
duly [4] 15/3 57/3 73/24 83/10
during [8] 26/14 27/24 38/24 42/18 58/14 58/21 85/12 89/20

E

each [4] 54/15 55/6 65/10 77/20
earlier [5] 6/18 61/17 89/23 93/21 93/21
Earth [2] 45/20 47/3
easier [4] 20/23 61/2 61/3 65/4
east [3] 11/13 45/24 46/8
easternmost [1] 11/4
ed [1] 4/20
edge [4] 58/6 59/12 59/13 87/13
education [1] 15/24
egressing [1] 60/17
eight [1] 87/18
either [6] 38/5 38/8 39/16 50/16 67/6 84/24
elaborate [1] 62/8
elder [1] 65/16
elect [1] 31/7
elicited [1] 100/4
Elizabeth [1] 91/16
else [6] 7/22 8/25 32/4 64/18 69/15 90/18
email [18] 16/23 34/1 34/6 34/8 42/18 93/3 93/8 93/10 93/18 93/23 94/8 94/25 95/2 95/3 96/11 96/15 97/13 100/24
emails [3] 33/19 93/2 93/13
employed [1] 15/20
employees [1] 37/14
employment [1] 37/7
empty [1] 79/11
encouraged [1] 33/4
end [12] 10/12 10/19 11/19 27/16 59/5 59/16 67/19 67/21 68/2 78/2 85/5 87/12
ending [1] 20/19
enforcement [1] 90/2

E

engine [7] 10/23 60/5 60/5 60/6 60/11 60/12 60/12
Engineers [1] 23/15
engines [3] 58/2 60/2 84/13
enough [4] 46/21 74/18 75/23 75/25
enter [4] 9/9 75/24 102/9 103/6
entered [1] 4/22
enters [1] 11/6
entire [2] 87/18 97/21
entirely [1] 38/7
entitled [1] 31/1
environmental [7] 1/6 2/8 4/12 15/13 17/2 20/17 29/18
ESQUIRE [3] 2/3 2/8 2/13
Essentially [1] 9/20
establish [1] 99/20
established [3] 26/24 101/12 101/22
et [1] 93/2
even [5] 23/7 33/6 42/18 43/14 90/1
evening [1] 61/14
events [1] 70/17
ever [2] 38/15 38/20
every [1] 7/2
everybody [4] 7/17 69/5 73/3 102/1
everybody's [1] 84/25
everyone [1] 16/10
everything [1] 101/2
evidence [5] 7/7 10/25 13/12 14/1 100/16
evidentiary [1] 100/13
exact [3] 28/14 42/17 50/17
exactly [1] 93/6
Examination [26] 3/3 3/4 3/4 3/5 3/6 3/6 3/7 3/8 3/9 3/9 3/11 3/11 3/12 15/6 36/19 49/21 53/23 57/6 63/10 72/1 74/2 76/16 80/19 83/13 91/3 94/5
examined [4] 15/5 57/5 74/1 83/12
example [2] 33/8 80/10
exceeded [1] 33/9
excerpt [1] 102/18
excluded [1] 9/7
exclusion [1] 6/19
excuse [3] 75/4 75/17 84/7
excused [4] 56/4 72/25 81/16 101/18
execute [1] 24/4
exempt [16] 12/8 19/10 19/13 24/17 25/20 26/19 33/7 33/14 34/3 34/7 38/7 42/12 43/5 43/6 43/17 43/18
exemption [50] 4/19 9/21 12/3 12/6 12/14 13/3 16/25 18/15 20/5 21/12 24/3 24/4 26/9 28/18 29/9 30/11 31/17 32/8 32/24 33/4 33/16 34/4 34/11 34/23 34/25 34/25 36/5 36/6 36/8 37/15 39/17 47/21 49/24 50/5 50/6 50/8 50/19 50/21 51/3 55/16 61/23 75/5 93/20 93/21 93/24 94/9 95/24 96/4 97/16 99/19
exemptions [11] 25/12 25/14 33/2 37/8 37/10 37/13 38/18 44/24 44/24 51/6 51/7
exhibit [13] 3/15 13/13 13/24 16/11 16/13 17/15 53/13 55/23 58/18 91/25 94/16 94/19 100/14
exhibits [3] 3/16 13/12 13/21
existing [2] 26/16 44/9
exit [1] 75/24
exits [1] 11/6
exorbitantly [1] 81/4
expenditures [1] 92/20
expense [1] 62/9
experience [7] 59/15 60/4 60/14 61/9 80/3 80/9 80/22
expert [3] 16/6 26/25 44/2
Expiration [1] 104/16
explain [2] 41/13 57/25
explains [1] 30/7
expression [1] 8/10
extend [2] 27/12 68/15
extension [8] 94/20 95/16 96/9 96/16 97/3 97/10 98/6 100/14
extent [2] 13/1 61/24
extra [1] 27/13
extreme [2] 45/3 46/17

F

FAC [1] 30/24
facie [1] 81/20
facilities [1] 68/25
facing [1] 18/10
fact [2] 9/5 83/25
failed [1] 86/20
fair [2] 6/12 57/21
faith [1] 101/10
familiar [7] 16/12 16/14 17/17 21/22 25/8 30/3 52/15
far [11] 13/3 27/12 34/16 45/9 50/25 60/7 60/19 62/15 84/25 88/14 89/5
favor [2] 70/24 80/13
FDEP [2] 3/16 3/19
federal [5] 22/2 22/5 22/6 24/14 24/25
fee [1] 34/12
feet [36] 11/2 18/5 23/7 26/1 29/14 33/9 41/17 43/9 43/15 43/15 46/18 54/3 54/3 54/24 55/1 55/2 55/9 64/9 68/11 72/9 72/15 74/10 74/14 75/11 75/14 75/15 75/16 76/3 76/6 77/23 77/23 77/24 77/25 78/1 84/23 87/7
fenced [1] 70/11
few [6] 6/14 7/24 25/12 53/9 63/9 94/4
FIELD [16] 3/3 8/2 14/2 14/16 15/2 15/8 15/11 16/12 19/8 25/8 36/14 40/20 48/24 49/23 56/2 81/23
Fields [2] 36/21 41/3
Fifty [1] 55/9
file [16] 3/16 13/13 16/14 16/15 19/17 47/14 94/20 95/16 95/17 100/11 101/6 101/15 101/21 101/24 102/23 103/2
filed [6] 31/2 92/23 97/10 99/1 100/3 102/10
filing [3] 30/20 31/25 100/20
final [2] 27/24 103/1
finalized [1] 63/23
finally [1] 90/3
find [2] 26/15 26/22
finding [1] 24/16
fine [3] 5/15 8/25 22/25
finish [2] 8/11 34/7
finished [3] 40/9 40/13 60/15
first [16] 5/20 9/18 13/8 15/3 16/19 30/20 36/25 37/10 37/19 57/3 63/21 73/24 83/10 92/2 92/10 99/24
fish [2] 66/12 66/16
fishing [5] 10/24 61/14 70/17 79/6 89/1
five [7] 15/17 15/18 40/6 40/20 65/9 65/19 75/16
five-minute [1] 40/6
five-month [1] 15/18
fixed [22] 17/13 18/5 18/8 18/8 18/10 28/22 29/4 29/9 29/15 29/15 29/17 29/19 32/18 33/25 34/15 34/21 45/9 53/25 54/2 55/17 62/15 89/9
FL [3] 2/4 2/9 2/15
floating [17] 17/13 18/6 18/8 18/11 18/24 28/7 28/20 28/23 28/24 29/16 32/18 33/23 33/24 34/15 34/20 55/17 62/7
flood [2] 26/22 29/23
flooding [2] 10/3 10/3
FLORIDA [11] 1/1 1/20 2/8 12/4 25/2 25/16 30/3 31/2 51/22 81/10 104/10
floridadep.gov [1] 2/10
folks [2] 78/25 87/20
follow [1] 53/9
follow-up [1] 53/9
following [2] 1/17 22/21
follows [4] 15/5 57/5 74/1 83/12
foot [9] 10/23 17/11 58/1 58/7 60/21 65/11 68/7 68/14 78/10
footprint [1] 20/3
foregoing [1] 104/4
forget [1] 52/18
Fork [2] 17/20 83/18
forming [2] 47/23 47/25
forth [1] 4/19
fortunate [1] 79/23
forward [4] 39/12 60/10 60/12 82/8
forwarded [1] 24/5
foster [1] 8/4
fosters [1] 8/3
found [1] 25/20
four [1] 75/16
frame [1] 12/22
Friday [4] 92/23 98/18 98/19 98/25
fringe [3] 18/1 23/6 23/17
front [1] 101/13
frontage [2] 87/8 87/13
full [2] 96/23 99/2
fully [2] 28/2 48/2
funded [1] 62/9
further [17] 6/8 9/23 11/13 11/15 18/6 34/8 49/16 55/20 63/3 71/20 72/22 76/9 80/16 81/13 81/18 90/22 94/1

G

gallery [1] 73/10
garbled [1] 102/17
general [5] 22/11 37/17 44/20 50/16 90/6
generally [5] 5/19 25/10 30/5 85/20 86/13
generals [2] 44/21 51/6
gentle [1] 61/16
get [31] 4/22 5/17 6/9 9/13 17/8 36/23 36/23 37/15 37/18 39/6 40/2 40/7 40/15 40/20 48/4 48/5 60/22 66/13 66/18 66/19 71/7 73/9 74/23 81/1 86/4 89/9 92/18 95/21 101/23 102/6 103/6
gets [2] 38/3 67/22
getting [5] 29/25 39/3 49/11 53/14

G

getting... [1] 96/14
give [12] 13/15 14/20 15/23 21/18 35/8 38/8 56/21 69/18 73/17 79/2 81/5 83/3
gives [1] 66/13
giving [1] 92/19
go [45] 4/3 4/4 5/19 8/17 9/17 13/14 14/13 14/15 16/22 18/14 20/14 20/22 25/1 26/8 32/1 34/20 38/1 38/23 41/4 41/15 41/17 41/21 41/25 44/23 47/5 48/22 52/5 52/20 53/18 65/17 65/18 65/19 66/15 67/3 68/15 71/10 73/15 79/8 82/8 82/21 88/21 89/6 94/22 96/3 96/8
goes [10] 17/16 19/24 19/24 23/23 25/11 28/22 37/1 48/20 49/6 67/3
going [52] 4/20 5/15 5/16 5/21 7/20 9/15 16/9 17/7 17/8 17/14 17/16 18/14 19/15 20/13 20/23 23/23 25/1 25/15 25/19 26/14 27/16 30/1 30/10 31/23 31/25 32/23 33/24 33/24 36/11 43/12 43/15 43/23 52/14 58/17 58/18 60/25 69/1 73/3 73/14 75/7 91/24 91/25 92/1 94/12 94/15 94/18 94/19 94/21 100/21 102/5 102/6 102/11
gone [2] 16/4 65/10
good [28] 4/3 6/5 6/15 8/20 12/21 13/8 14/24 15/8 36/21 36/25 53/22 61/7 63/12 68/10 72/7 73/11 73/12 73/13 73/21 76/18 76/19 82/12 82/14 82/23 82/24 95/10 101/9 103/10
Google [4] 45/20 45/20 46/4 47/3
got [15] 7/22 8/5 40/15 53/9 54/9 56/16 56/17 63/15 67/3 68/14 74/10 79/20 79/24 100/8 100/18
Gotcha [3] 42/13 63/2 70/11
government [1] 34/4
graduate [1] 16/5
Grady [3] 57/18 58/1 72/15
Grady-White [3] 57/18 58/1 72/15
grant [4] 38/2 43/23 100/19 100/21
granted [6] 13/2 24/24 32/12 38/3 49/7 98/11
granting [4] 9/3 41/8 94/20 97/2
great [3] 66/13 71/14 80/3
greater [1] 43/9
Green [1] 24/24
grown [1] 66/12
guess [14] 6/17 9/1 9/16 48/2 53/5 59/21 60/4 67/13 77/23 84/20 87/3 99/1 101/20 102/2
guess I'll [1] 101/20
guidelines [5] 23/9 23/16 23/20 44/7 44/16
gunwale [2] 58/6 58/6
guy [1] 101/3

H

had [26] 6/25 9/2 17/12 19/5 27/11 27/17 48/2 58/8 58/15 63/24 68/17 79/24 89/17 92/17 93/19 93/21 97/6 97/10 97/19 97/20 97/20 98/25 100/2 101/12 101/13 101/15
half [6] 37/11 62/24 62/25 64/19 72/15 84/23
Half-Mile [1] 64/19
hand [7] 14/17 21/5 56/19 72/19 73/14 82/25 101/13
handbook [2] 44/23 44/25
handful [1] 36/22
handle [3] 37/2 37/8 101/22
handled [1] 33/25
Hanley [1] 91/16
happen [1] 44/13
happened [1] 69/16
happy [3] 13/17 22/19 73/4
hard [1] 7/24
harder [1] 61/2
has [29] 7/24 8/3 10/1 10/17 13/18 16/11 17/15 23/8 23/16 27/19 34/22 37/4 37/22 37/23 50/18 51/21 55/17 58/2 60/1 69/5 69/16 70/1 70/8 70/20 70/23 81/23 86/12 86/17 90/5
hasn't [1] 86/19
have [119]
haven't [1] 62/8
having [6] 15/3 22/22 57/3 62/8 73/24 83/10
hazard [1] 45/3
he [15] 8/3 8/3 8/22 51/2 56/12 74/25 88/2 88/20 98/4 99/16 99/17 99/17 99/18 100/20 102/6
he'll [1] 8/4
he's [5] 8/5 14/6 14/7 69/25 79/16
head [1] 54/17
hear [2] 4/16 12/9
heard [6] 1/17 40/13 40/14 79/16 83/22 85/8
hearing [14] 4/4 4/21 6/15 6/24 7/5 7/18 8/16 9/6 9/8 9/24 25/4 30/25 94/21 99/4
hearings [3] 1/1 4/14 30/17
hearsay [1] 88/17
heart [1] 43/13
held [1] 44/25
help [1] 39/16
here [33] 4/5 4/17 4/24 6/21 9/15 9/20 9/21 10/8 10/10 14/6 14/8 16/10 17/7 18/15 23/24 26/14 29/25 30/13 40/15 41/5 42/4 44/13 48/22 58/20 65/22 68/25 85/12 87/19 89/10 93/4 94/16 99/1 102/1
Here's [1] 39/8
hereby [1] 104/3
Hey [1] 93/15
HH [1] 104/15
hiccups [1] 78/10
high [3] 61/12 68/1 89/9
high-speed [1] 61/12
higher [3] 15/24 37/15 81/4
highlighted [1] 32/9
Highway [1] 2/4
him [10] 8/7 8/14 13/15 40/6 48/22 60/21 65/17 65/17 71/7 75/1
his [13] 4/6 11/10 13/15 40/10 40/20 43/18 60/22 68/6 68/6 75/1 99/19 100/13 100/16
Historical [1] 3/17
hit [1] 72/10
HOA [1] 70/3
hold [1] 64/9
holds [1] 72/11
home [8] 64/15 77/11 78/4 83/22 83/25 83/25 85/6 91/5
homeowners [2] 66/11 69/2
homes [3] 85/16 87/17 87/18
honest [3] 7/10 7/13 8/15
honor [28] 5/8 6/23 9/2 11/24 12/21 22/19 25/2 36/18 41/1 42/4 63/6 65/25 76/12 82/1 82/9 82/13 82/23 83/5 97/23 98/13 98/22 99/9 100/7 101/17 102/12 102/24 103/11 103/12
hope [1] 4/6
hopefully [1] 8/4
house [11] 10/17 10/20 10/21 37/5 37/5 64/22 65/2 68/16 69/3 71/17 75/1
houses [1] 59/24
hovering [2] 59/12 75/19
how [32] 15/14 21/16 28/13 30/7 33/25 36/23 36/23 37/4 38/1 47/16 47/21 47/24 49/23 50/8 50/8 51/17 57/14 57/19 59/19 60/25 61/10 65/7 77/16 86/4 86/25 87/15 92/14 92/15 93/6 95/21 97/7 99/16
How's [1] 30/22
however [7] 9/6 12/12 26/25 34/3 37/15 44/24 51/8
Hulsey [1] 2/14

I

I'd [10] 6/21 65/9 69/16 69/25 82/17 86/7 90/13 97/9 99/3 99/6
I'll [30] 12/20 12/21 14/18 23/5 37/14 41/7 46/20 48/21 48/22 48/22 49/10 55/25 56/8 56/19 58/18 69/18 70/4 71/9 75/12 82/20 82/25 88/20 88/20 93/4 100/22 101/20 101/23 102/22 103/5 103/5
I'm [77] 4/6 4/14 4/15 4/20 14/8 16/9 16/13 17/7 17/8 17/14 17/16 18/14 18/19 19/3 19/15 20/21 20/25 21/20 22/19 22/19 22/21 22/22 23/22 23/23 25/1 25/1 25/15 25/19 27/16 30/1 30/10 31/23 31/25 32/19 34/19 35/20 36/3 42/3 45/19 47/19 50/11 52/14 54/12 54/12 56/1 58/17 68/10 68/18 71/7 73/4 73/14 75/7 75/19 87/11 91/7 91/8 91/10 91/13 91/13 91/24 91/25 93/8 93/11 93/13 93/13 93/16 94/7 94/19 94/22 95/3 95/5 95/8 96/12 96/20 100/21 101/3 102/16
I've [20] 37/11 53/9 54/9 57/15 58/13 65/12 66/25 67/1 67/2 67/4 67/9 67/10 74/10 79/18 79/22 79/25 80/6 88/22 96/6 101/3
ice [1] 74/23
idea [2] 86/4 87/16
identi [1] 27/19
identification [1] 13/25
identified [5] 18/2 21/23 23/10 28/19 94/18
identifies [1] 21/5
identify [8] 16/19 19/16 21/1 22/6 22/9 23/13 23/25 52/2
identifying [1] 16/13
idle [1] 61/11
impacts [4] 10/4 23/7 23/10 61/4
impede [13] 13/1 27/2 27/9 44/5 45/7 45/15 47/1 47/18 47/24 48/11 60/21 68/5 78/7
impeded [1] 87/25

I

impedes [2] 10/9 11/9
impediment [2] 11/14 60/16
impeding [3] 29/18 52/23 90/19
improvement [1] 66/22
in-house [2] 37/5 37/5
inaccurate [1] 85/18
inaudible [5] 6/10 7/11 19/2 74/5 88/21
inbox [2] 16/24 37/2
INC [3] 1/6 1/19 2/12
inch [3] 58/1 62/24 62/24
inches [1] 62/25
include [4] 23/10 89/11 99/15 99/17
included [1] 95/24
includes [1] 48/4
including [2] 51/3 79/5
Incorporated [1] 4/11
Independent [1] 2/14
INDEX [1] 3/1
indicate [2] 33/3 65/21
indicated [2] 41/20 63/25
individual [5] 37/11 44/20 44/22 50/16 77/21
individually [1] 47/25
individuals [5] 39/1 51/7 86/6 89/8 89/11
inexperienced [1] 80/25
influence [1] 11/18
info [1] 50/8
information [14] 38/6 39/15 41/24 42/6 42/9 42/10 42/14 45/2 49/25 92/19 97/13 98/14 99/6 99/12
informed [2] 42/19 46/4
ingressing [1] 60/16
initially [2] 42/23 65/15
inside [4] 59/7 59/7 59/8 60/12
inspect [2] 65/14 65/15
inspection [4] 38/17 70/8 70/9 86/20
installation [1] 26/20
instance [1] 34/14
instead [1] 68/18
instructions [1] 100/11
insurance [2] 81/4 81/7
intend [3] 6/18 9/13 13/5
intended [4] 10/14 43/21 88/14 89/5
intent [2] 66/10 66/21
interests [1] 30/19
internal [2] 39/7 48/5
interrogatories [1] 98/16
interrogatory [3] 92/15 99/14 100/16
investigation [3] 38/12 41/11 41/13
invoke [4] 5/16 6/18 6/21 24/21
invoked [1] 7/4
involved [6] 37/12 75/3 96/7 96/13 100/25 101/4
is [252]
issuance [1] 24/6
issue [15] 9/21 10/9 11/7 11/15 12/7 12/25 34/10 36/3 38/5 47/21 49/7 70/15 74/16 74/21 98/22
issued [4] 9/3 30/11 48/5 97/2
issues [12] 9/5 9/6 9/14 9/22 9/23 12/23 29/17 34/15 49/6 89/17 102/13 103/1
it [247]
it's [80] 4/13 4/21 7/6 10/4 10/5 10/23 11/20 13/4 17/9 19/21 20/23 21/14 21/16 22/10 22/12 22/25 25/13 28/13 30/21 33/18 33/24 34/21 36/11 38/4 39/4 39/7 42/4 43/8 43/9 43/14 43/15 43/17 44/13 44/18 45/4 46/16 46/19 46/20 47/15 48/25 51/10 52/18 53/17 59/21 59/24 61/11 61/12 61/16 61/25 62/9 64/11 65/8 66/17 66/24 67/4 68/25 69/14 69/23 69/24 71/8 71/14 74/14 75/15 79/2 80/2 81/1 81/3 81/5 84/17 84/19 86/20 87/7 88/11 90/9 92/1 96/6 101/10 101/10 101/11 102/25
italics [1] 92/3
items [2] 38/5 38/13
its [2] 32/17 86/20
itself [3] 44/11 89/1 89/15

J

Jacksonville [1] 2/15
jandres [1] 2/5
JaxBO [2] 21/23 21/25
Jersey [1] 15/22
job [1] 38/23
JOHN [2] 2/13 5/3
join [1] 98/2
joining [1] 15/19
joint [35] 3/16 7/5 9/24 13/12 13/13 13/21 13/24 16/11 16/13 17/9 17/15 18/18 19/15 20/20 20/22 21/20 27/16 27/17 30/11 49/8 52/1 52/14 52/21 52/21 52/24 53/13 55/23 58/18 58/19 91/24 92/2 94/19 94/23 94/23 100/14
jon [1] 57/17
JORGE [3] 2/3 2/3 4/24
Judge [10] 4/15 7/3 9/19 49/5 49/16 53/10 69/23 76/9 98/2 98/25
judicial [1] 101/4
July [11] 92/11 93/7 94/8 97/8 97/12 97/19 98/2 98/3 98/3 98/5 104/9
jumped [1] 75/1
June [2] 1/11 92/24
jurisdiction [1] 101/25
jurisdictional [3] 36/3 98/22 101/11
just [105]
Justin [1] 2/18
jwallace [1] 2/16

K

Kanner [1] 2/4
kayak [2] 35/19 66/21
kayaks [1] 88/25
keep [4] 8/11 67/25 84/3 103/5
keeping [1] 67/17
KELLEY [1] 2/8
kelley.corbari [1] 2/10
Kelly [6] 5/7 9/22 13/14 53/12 54/5 94/13
keys [2] 79/22 81/6
kid [1] 57/16
kids [3] 74/23 75/1 79/6
kind [13] 5/25 18/9 18/14 32/1 39/4 44/7 49/11 61/16 62/1 64/5 64/10 74/24 102/17
kitten [1] 8/6
KITTRELL [3] 1/19 104/3 104/13
knew [2] 72/7 72/13
know [57] 5/10 5/21 5/22 5/23 5/24 6/16 7/23 8/10 9/2 13/14 31/9 31/14 34/8 35/14 45/9 46/17 48/18 48/24 49/3 52/17 52/22 54/15 58/13 61/25 62/22 66/25 68/19 72/8 72/10 73/3 75/8 76/5 79/2 79/6 79/23 79/25 81/1 81/2 81/23 84/18 87/2 88/13 89/5 90/25 92/24 93/22 94/15 95/7 95/8 97/7 97/9 97/23 98/21 101/1 101/14 101/20 102/2
knowingly [1] 7/13
knowledge [7] 17/22 23/19 32/3 32/16 35/13 36/3 52/9
knows [1] 88/20

L

labeled [2] 17/15 19/21
lake [2] 64/19 64/20
land [5] 10/6 11/16 48/16 49/4 100/21
landing [2] 62/10 62/11
lands [8] 21/3 21/6 21/10 21/13 21/17 24/21 44/14 52/24
landward [3] 23/11 27/14 62/10
laptop [2] 22/17 39/21
large [4] 21/15 62/9 77/6 88/1
larger [5] 68/24 84/21 85/22 86/13 91/21
laser [9] 59/4 64/2 64/7 64/9 64/11 64/13 72/5 72/9 72/10
last [7] 31/4 31/9 55/22 59/5 60/20 64/1 86/20
late [3] 93/20 100/8 100/11
later [1] 101/23
law [6] 2/3 4/15 9/5 51/22 51/22 90/1
lawfully [1] 101/5
lawpatriot.com [1] 2/5
Lawrence [2] 1/13 4/14
lead [1] 90/25
learned [5] 92/11 93/1 97/10 99/17 99/17
lease [1] 21/15
least [5] 57/23 76/6 79/1 87/18 96/20
leave [2] 12/20 41/3
left [4] 67/1 74/24 75/2 89/24
legal [1] 100/25
length [3] 45/12 54/25 74/11
Leon [1] 104/10
less [3] 60/5 80/9 80/22
let [22] 7/17 20/22 28/25 34/7 35/11 36/4 40/6 40/20 46/1 48/22 52/20 54/20 55/2 56/12 61/6 65/22 70/6 90/5 95/5 95/7 96/3 96/8
let's [8] 4/22 37/17 50/21 58/17 59/20 67/23 88/19 92/7
letters [2] 95/24 95/25
license [3] 79/19 79/20 81/7
life [1] 79/18
lift [1] 10/22
lifts [1] 27/6
like [47] 6/21 8/7 9/5 9/8 16/24 19/21 19/22 27/24 28/11 28/13 28/22 34/6 37/6 38/9 40/15 41/13 42/4 43/7 43/12 43/13 43/14 44/18 45/5 45/5 45/6 45/8 45/20 45/24 46/7 48/5 50/3 51/10 51/11 60/9 60/23 62/24 66/25 69/3 77/24 81/3 84/12 90/11 95/8 97/25 102/18 103/1 103/3

L

liked [1] 68/20
likely [1] 43/16
Likewise [1] 103/11
limine [3] 9/3 49/13 49/14
limitation [1] 13/16
line [6] 45/5 50/3 53/1 74/22 87/3 87/3
lines [7] 44/12 44/12 52/24 53/4 53/5 80/1 87/12
listed [1] 25/13
listen [1] 5/25
lists [1] 30/18
literal [1] 53/5
literally [1] 60/19
little [15] 5/25 8/5 15/16 22/15 28/22 29/4 30/21 42/3 48/22 57/16 57/16 59/23 61/13 61/14 85/9
live [13] 64/17 64/19 66/17 71/15 74/4 77/8 77/10 77/10 77/14 79/3 87/15 89/8 91/6
LLC [2] 51/11 51/12
load [3] 66/8 66/16 88/7
loading [2] 35/18 89/2
local [4] 15/21 33/19 34/4 39/5
located [4] 53/1 71/18 78/11 89/18
location [3] 15/9 38/15 45/11
long [11] 15/14 22/3 22/12 36/9 41/4 57/14 57/23 58/2 79/14 86/4 86/6
long-term [1] 36/9
longer [12] 8/7 29/4 32/12 33/13 33/24 37/12 43/2 43/5 43/6 43/7 43/10 66/12
look [13] 27/4 33/20 41/17 44/6 46/14 47/4 51/20 52/23 58/14 61/24 66/14 67/10 97/9
looked [2] 67/2 93/3
looking [8] 44/15 52/22 54/12 55/23 56/1 92/5 94/15 96/20
looks [6] 8/6 16/23 27/24 28/22 77/24 84/12
lot [6] 25/13 37/10 65/5 69/3 70/22 80/9
Lucie [1] 59/21

M

ma'am [2] 95/10 96/21
Madam [2] 102/14 102/19
made [2] 90/19 98/6
main [2] 66/5 67/14
mainly [1] 61/13
majority [2] 69/2 88/23
make [22] 7/20 12/19 12/20 12/22 19/6 20/22 27/18 30/16 32/15 40/8 41/16 43/10 44/16 45/7 62/12 64/12 72/12 74/17 74/18 85/25 86/1 97/25
makes [2] 42/2 51/23
making [1] 47/22
Mako [3] 10/23 89/22 91/19
mangrove [4] 18/1 23/6 23/7 23/17
mangroves [10] 17/12 23/12 27/15 59/24 66/12 66/15 68/8 68/20 85/15 85/21
many [6] 37/4 65/7 65/13 77/16 87/15 97/7
Map [1] 45/20
maps [3] 21/18 46/4 47/3
marina [1] 60/23
MARION [3] 1/19 104/3 104/13
mark [1] 15/18
marked [2] 13/25 16/11
Martin [2] 3/17 51/19
match [3] 52/8 62/16 72/5
materials [3] 38/11 41/10 47/13
math [1] 68/10
matter [3] 5/16 16/15 80/23
matters [3] 7/24 9/4 9/4
MATTHEW [8] 3/3 8/2 14/4 14/12 15/2 15/11 23/2 40/9
may [18] 5/8 5/12 9/12 13/9 28/10 31/7 32/12 39/19 43/2 43/5 43/7 47/6 47/23 48/8 52/23 99/9 102/3 102/7
maybe [8] 8/7 9/17 35/19 44/21 48/3 50/7 52/23 68/10
me [39] 8/22 16/20 20/8 20/22 28/25 34/8 35/8 35/11 36/4 46/1 52/20 53/18 53/25 54/20 54/25 55/2 57/8 59/19 61/6 65/22 65/23 67/3 68/11 69/15 70/6 75/4 75/17 77/25 78/1 79/24 84/7 84/11 85/15 88/2 88/8 95/5 95/7 96/3 96/8
mean [32] 5/15 6/12 8/9 8/13 9/11 9/12 13/9 19/3 41/14 66/17 67/21 68/17 69/10 70/2 73/4 80/6 80/25 87/3 87/3 87/5 91/13 97/21 99/24 100/18 100/19 101/6 101/9 101/10 101/12 101/13 101/21 101/22
meaning [2] 20/16 70/1
means [4] 24/24 57/25 87/9 101/1
measure [14] 41/16 41/25 45/23 46/3 46/18 64/5 64/6 64/7 64/8 64/9 64/11 76/5 78/2 85/3
measured [6] 59/4 59/6 63/25 77/20 84/24 89/14
measurement [3] 45/21 58/25 72/4
measurements [9] 42/7 44/9 45/16 45/19 47/2 47/8 50/25 55/11 62/22
measurer [1] 64/13
measures [1] 64/10
measuring [2] 59/4 64/3
medicine [1] 16/4
meet [8] 23/19 24/7 29/9 38/4 39/16 50/8 62/13 103/10
meeting [2] 38/5 43/18
meetings [2] 70/21 88/23
meets [6] 4/19 12/2 12/14 34/25 34/25 38/3
member [7] 76/20 77/3 77/6 92/17 96/14 97/14 100/25
members [1] 90/5
membership [2] 92/20 93/22
memory [1] 46/14
mention [2] 9/2 11/25
mentioned [6] 18/4 25/17 52/22 57/24 60/1 61/17
met [1] 5/11
middle [2] 85/20 88/7
might [9] 6/8 8/7 15/17 30/14 35/7 35/7 68/17 90/10 92/21
Mile [1] 64/19
mind [2] 8/12 65/24
mine [1] 65/1
minor [1] 59/23
minus [1] 46/18
minute [2] 40/6 82/21
minutes [1] 74/25
mirror [4] 28/4 28/9 28/10 28/14
mischaracterizes [1] 71/5
missed [2] 7/12 102/17
missing [3] 37/5 37/25 38/5
misunderstood [2] 28/10 92/21
modifying [1] 62/12
moment [7] 52/19 58/19 73/7 77/19 80/22 88/20 92/1
month [1] 15/18
months [1] 15/17
moor [7] 64/21 67/13 68/2 68/4 79/10 86/1 89/10
moored [7] 35/23 36/1 66/23 75/17 78/19 84/3 86/17
mooring [21] 10/14 11/2 11/4 11/6 11/12 11/14 35/21 36/9 45/7 64/1 67/18 68/15 72/17 75/19 75/21 76/3 76/7 78/3 80/4 85/5 89/2
more [19] 35/12 37/15 39/4 53/21 54/9 60/5 60/7 64/8 65/5 65/5 65/9 69/1 69/3 75/23 75/25 76/3 76/7 79/10 79/12
morning [22] 4/3 4/5 4/23 6/19 8/22 12/21 13/6 15/8 36/21 36/25 63/12 73/11 73/12 73/13 76/18 76/19 82/23 82/24 85/1 99/2 99/5 102/2
most [10] 25/11 33/18 38/18 43/16 50/21 61/5 79/18 84/8 87/20 87/22
motion [12] 9/3 48/20 49/7 49/13 49/13 97/25 99/1 99/3 100/4 100/12 100/19 100/21
motions [1] 6/16
mouth [2] 46/24 66/4
move [7] 13/12 39/25 40/11 52/14 90/9 98/12 99/13
moved [2] 37/11 99/5
movement [4] 59/22 59/23 85/9 85/12
moving [2] 39/12 60/10
Mr [109]
MRKD [1] 3/15
MS [14] 2/9 3/3 3/4 3/12 4/2 7/22 14/24 17/1 49/19 56/25 63/4 91/1 100/6 102/4
MS-35 [1] 2/9
much [14] 5/17 11/17 11/18 25/11 43/20 46/19 47/16 47/24 60/10 68/24 87/12 90/21 100/18 103/9
multiple [4] 79/9 79/22 87/22 88/6
municipalities [2] 33/19 39/6
must [2] 7/12 31/2
my [54] 5/24 7/19 15/11 15/18 15/21 22/11 22/17 22/22 28/16 32/23 37/10 39/9 39/21 39/21 41/13 50/12 54/17 54/20 58/6 59/1 59/11 60/19 60/21 64/15 65/5 67/3 68/4 68/4 69/5 71/2 73/9 74/23 75/1 75/7 76/7 76/24 79/18 79/24 82/11 88/4 88/9 91/18 91/23 91/25 92/21 93/6 93/13 94/15 95/15 97/20 99/16 101/5 103/5 104/6
myself [1] 56/1

N

name [7] 4/7 15/9 15/11 51/23 83/15 91/20 91/23
narrow [2] 67/19 88/11
narrowed [2] 9/22 9/24
navigability [1] 74/17

N

navigable [1] 27/15
navigate [4] 65/6 69/4 80/11 86/1
navigating [1] 80/4
navigation [20] 10/9 11/9 11/15 27/2 27/9 29/18 44/5 44/23 45/3 45/8 45/15 47/1 47/18 47/24 48/11 52/23 78/7 85/17 87/25 90/19
navigational [6] 13/1 16/6 26/25 44/2 48/10 88/9
near [5] 64/1 69/3 77/8 77/10 87/19
nearest [1] 78/3
necessarily [3] 41/23 43/22 101/1
necessary [4] 82/5 99/13 99/20 102/7
need [13] 8/12 30/16 34/3 34/8 38/9 39/18 41/3 41/5 51/8 56/5 77/12 82/10 95/7
needed [4] 39/16 53/15 100/9 100/12
needs [2] 21/15 73/4
neighbor [3] 74/23 79/24 88/4
neighbor's [1] 88/10
neighborhood [1] 48/14
neighboring [2] 27/5 31/21
neighbors [1] 79/3
nestled [1] 74/24
never [3] 7/13 67/1 101/3
new [11] 5/8 5/13 15/22 34/3 34/5 34/10 34/12 34/13 38/9 80/10 89/19
newly [1] 84/1
news [1] 8/20
NEWTON [16] 3/5 56/9 56/11 56/13 56/18 57/2 57/8 63/5 63/12 72/24 79/16 80/3 85/14 86/23 89/12 89/13
next [4] 47/10 65/1 68/11 94/16
night [1] 67/11
no [92] 1/4 6/16 7/10 11/14 13/18 13/19 13/23 19/14 20/7 20/13 20/16 22/18 22/25 23/7 26/23 28/8 28/14 29/20 29/22 29/24 31/19 31/22 32/6 32/12 32/22 32/25 33/13 33/24 35/22 36/6 36/15 37/12 39/24 40/12 41/7 43/2 43/5 43/6 43/7 43/10 44/20 45/9 46/15 47/15 48/12 49/16 50/12 50/23 54/9 56/17 59/22 60/19 61/11 61/12 63/6 65/3 66/12 67/20 67/21 68/4 68/21 68/21 68/22 68/24 70/14 70/15 70/23 71/20 72/22 76/12 77/2 77/22 78/5 78/6 78/10 78/19 78/21 78/23 80/16 80/22 81/19 84/6 85/9 85/16 89/16 90/1 90/6 90/8 90/22 91/7 91/8 104/15
nominal [1] 63/1
non [2] 27/15 66/11
non-navigable [1] 27/15
non-waterfront [1] 66/11
none [2] 59/18 101/6
noon [1] 8/17
normal [1] 90/10
north [19] 1/5 2/12 4/10 4/18 5/2 5/3 9/17 18/10 18/22 19/4 19/4 45/24 46/7 52/10 57/9 67/18 74/4 83/25 87/4
northernmost [1] 76/2
northwest [4] 10/18 10/20 17/20 83/18
not [111]
note [2] 5/24 55/21
note-taking [1] 5/24
noted [2] 47/14 62/12
notes [3] 46/13 93/2 104/7
nothing [13] 7/14 14/21 15/4 55/20 56/22 57/4 73/18 73/25 76/9 81/13 83/4 83/11 94/1
notice [19] 30/7 30/13 31/1 31/3 31/7 31/15 31/18 31/20 31/24 32/4 96/1 96/4 96/10 96/17 97/12 97/19 98/5 98/9 101/13
noticed [1] 86/14
notified [3] 8/22 33/22 101/7
notify [2] 8/21 32/21
notifying [1] 33/17
novo [1] 12/13
now [31] 12/19 12/22 12/25 14/13 20/21 21/19 23/5 23/22 25/1 25/15 26/24 29/7 29/16 30/1 32/7 36/11 37/16 52/21 54/13 66/14 67/12 69/22 70/12 75/3 75/19 82/8 86/19 93/11 93/14 96/21 102/13
now Joint [1] 52/21
number [12] 4/14 17/9 27/20 47/4 47/5 86/24 87/11 88/7 89/8 90/8 92/5 94/23
numbers [2] 13/24 46/10
nuzzled [1] 75/18

O

oath [3] 14/18 56/19 83/1
object [1] 90/13
objection [11] 13/18 13/19 13/22 13/23 48/19 49/5 69/23 71/5 71/10 88/17 99/25
observation [2] 60/15 72/3
observed [1] 67/3
observing [1] 5/13
obtained [1] 92/18
obviously [2] 9/4 100/22
occasional [1] 37/15
occurs [1] 21/5
off [16] 10/15 27/13 41/21 45/2 47/7 53/14 54/17 60/20 66/16 70/11 70/11 74/23 75/1 79/7 89/6 89/7
office [3] 15/12 15/13 40/21
Offices [1] 2/3
often [1] 22/11
oh [9] 9/1 19/3 20/12 22/24 41/7 54/10 60/7 65/12 84/7
okay [157]
old [3] 57/19 57/20 81/6
old's [1] 81/4
once [5] 72/10 77/18 87/1 97/10 102/25
one [23] 22/12 35/12 35/20 40/12 43/10 43/12 45/6 52/25 53/17 54/9 58/19 60/11 68/11 69/8 70/20 70/25 75/15 79/1 84/12 88/25 91/20 96/13 100/23
ones [1] 65/20
online [1] 80/25
only [12] 12/24 39/20 41/10 45/16 51/6 55/14 60/24 69/6 88/9 96/23 96/23 102/19
Ooh [1] 40/15
open [10] 16/24 49/4 61/4 61/5 69/21 70/1 70/2 70/6 85/20 86/21
opened [1] 101/2
opening [5] 7/20 9/16 12/19 12/20 12/22
operated [1] 61/10
operating [1] 60/14
operations [1] 37/3
opinion [7] 38/10 44/18 46/25 47/23 48/1 48/10 86/2
opportunity [2] 58/8 88/24
opposed [2] 55/6 71/4
option [1] 38/8
order [19] 3/19 4/4 6/12 8/8 8/15 9/3 9/9 9/17 9/23 49/13 94/20 97/2 100/10 100/15 100/22 101/23 102/9 103/1 103/6
ordered [1] 5/22
ordering [1] 6/2
ore [1] 97/25
orientation [2] 19/3 19/4
originally [1] 12/1
originates [1] 51/14
other [31] 11/5 27/11 36/11 37/8 37/14 38/25 39/7 41/15 41/23 45/22 46/6 47/18 61/4 65/5 66/21 67/6 67/10 67/11 67/20 67/23 68/9 69/13 78/11 78/19 78/25 85/1 86/14 87/10 92/14 93/1 96/6
our [15] 5/12 13/4 16/24 37/1 37/3 37/3 47/20 66/11 66/19 70/10 71/15 71/16 95/19 97/14 101/24
out [30] 5/20 8/8 8/15 9/22 15/11 27/7 35/3 38/23 40/15 41/5 41/15 42/15 47/5 48/4 59/21 60/22 60/25 61/5 67/3 67/4 68/6 68/6 74/25 80/7 88/4 88/6 89/18 92/19 98/15 101/23
outboard [1] 58/2
outset [1] 5/24
outside [6] 40/14 49/6 58/6 60/11 69/24 90/7
over [18] 5/20 8/13 15/16 17/12 21/6 21/9 22/11 24/5 25/11 51/21 59/12 62/1 64/7 66/15 75/19 82/7 85/21 89/25
overall [4] 34/22 48/3 74/11 84/22
overnight [2] 36/1 89/10
overrule [4] 48/21 48/23 71/9 88/20
Overruled [1] 90/14
overview [1] 15/23
overwater [1] 23/9
own [10] 22/22 38/12 39/7 41/12 41/14 57/17 69/5 72/5 87/20 91/5
owned [5] 48/25 51/14 51/15 57/15 79/22
owner [5] 52/8 52/10 80/10 81/11 90/9
owners [8] 1/6 2/12 4/11 31/21 52/11 57/9 63/13 76/21
ownership [1] 51/5
owns [3] 10/20 51/12 91/19

P

p.m [1] 41/6
packet [1] 97/21
paddleboard [1] 35/20
page [13] 3/2 7/7 16/19 30/18 37/22 52/5 53/19 55/23 58/19 92/1 94/24 96/20 96/23
pages [1] 104/5
paid [1] 37/22
Palm [1] 15/13
paragraph [3] 31/24 32/2 32/9

P

parallel [2] 66/5 67/14
paraprofessional [1] 15/21
parcel [3] 51/5 51/14 87/19
parcel's [1] 87/8
parents [1] 91/18
park [8] 60/19 66/4 66/14 67/12 67/21 68/25 85/19 90/11
parked [2] 60/9 89/21
parks [4] 65/17 65/17 65/19 71/16
part [5] 28/22 32/2 51/3 64/25 99/24
partially [3] 9/3 9/23 32/18
particular [17] 36/24 38/19 41/11 42/13 45/14 46/3 49/3 64/6 64/17 65/3 65/8 66/23 69/1 77/8 87/8 87/24 90/12
parties [8] 5/21 6/7 6/24 8/22 9/9 22/18 25/3 102/11
party [1] 63/14
pass [1] 26/7
passed [1] 70/8
passengers [1] 10/16
past [3] 8/17 68/15 92/23
pause [1] 35/9
pay [1] 71/15
payment [2] 58/16 61/19
pending [1] 6/17
people [17] 5/9 17/3 19/8 19/12 39/6 42/5 47/5 61/13 61/14 66/9 68/22 69/6 79/5 86/21 87/15 87/22 88/7
per [2] 59/22 100/10
period [1] 100/4
permanent [1] 10/14
permanently [2] 35/23 35/25
permit [20] 3/16 9/15 12/6 13/13 16/14 16/15 19/17 22/11 34/23 36/7 36/7 38/9 47/21 50/16 50/17 62/13 70/10 71/2 75/3 98/5
permits [7] 30/9 37/4 37/11 39/7 44/20 44/21 44/22
permitted [1] 10/15
permitters [1] 37/2
permitting [6] 12/8 16/24 17/5 34/19 37/1 63/23
perpendicular [2] 89/21 90/11
person [2] 37/23 51/10
person's [1] 43/21
persons [2] 30/18 31/1
petition [13] 30/17 30/20 31/25 94/21 95/17 95/20 97/11 98/1 98/10 99/6 99/21 101/6 103/2
petitioner [10] 1/3 2/2 3/18 3/19 3/20 4/10 4/25 10/17 92/10 98/24
petitioner's [1] 9/7
petitioners [2] 9/12 10/19
petitions [1] 30/25
phase [1] 58/21
photo [1] 72/19
photographs [3] 27/21 41/18 86/9
photos [1] 84/8
physically [1] 74/22
pick [2] 62/3 79/7
picking [1] 10/16
picture [2] 58/20 60/20
pictured [3] 78/13 84/9 86/9
pile [9] 11/2 11/4 11/6 11/12 11/14 55/6 55/7 76/4 76/8
piles [1] 54/16
piling [14] 59/1 59/5 59/7 59/9 59/11 64/1 68/6 72/11 72/17 72/17 75/19 75/21 76/2 84/25
pilings [8] 54/24 58/14 59/11 65/5 72/4 72/6 75/8 77/21
pivot [1] 60/13
place [3] 1/12 1/17 11/13
places [1] 44/12
plan [6] 28/22 50/24 52/21 53/13 54/2 68/18
plans [23] 18/16 18/20 34/17 37/6 37/25 41/20 42/1 42/2 45/17 46/20 46/22 47/15 48/6 52/25 61/22 62/5 62/10 62/16 62/17 70/16 77/22 77/24 77/24
platform [7] 27/14 54/1 54/16 62/16 75/9 75/13 76/2
please [8] 15/8 15/10 22/18 32/10 32/14 69/15 83/15 102/20
plot [1] 48/16
plus [3] 46/18 68/14 79/17
POA [10] 49/1 51/10 51/10 51/12 51/15 70/7 81/18 93/19 97/14 101/1
POAs [1] 51/20
point [18] 7/15 20/19 38/1 41/4 44/4 45/8 62/9 70/14 70/15 71/1 77/3 78/2 79/1 81/20 88/25 88/25 99/5 100/5
pointed [1] 9/22
poles [1] 60/24
police [1] 5/17
popping [2] 5/9 5/13
portion [23] 17/12 18/5 18/6 18/11 18/23 19/16 26/8 28/6 28/18 28/19 28/21 29/4 29/15 29/19 33/23 54/1 54/2 55/18 59/20 62/15 62/19 71/17 87/15
portions [2] 18/7 29/8
position [4] 9/7 13/4 57/8 71/3
possession [1] 97/20
possibility [1] 89/10
possible [2] 55/14 90/10
possibly [1] 69/7
post [6] 45/7 64/1 68/11 68/15 78/3 85/6
posts [1] 77/20
potentially [5] 45/15 47/17 48/9 48/11 85/24
powder [1] 103/5
power [1] 57/16
practical [1] 43/16
pre [8] 4/21 6/15 6/24 7/5 9/6 9/8 9/24 16/4
pre-hearing [7] 4/21 6/15 6/24 7/5 9/6 9/8 9/24
pre-veterinary [1] 16/4
precisely [1] 99/16
preclude [1] 36/9
prefer [1] 102/9
preliminaries [3] 5/19 6/14 7/20
present [3] 2/18 60/16 83/19
presentation [1] 9/17
presents [1] 11/14
preserve [1] 21/14
president [10] 52/13 57/10 63/13 63/17 63/19 63/22 63/23 71/3 76/24 77/1
pressure [1] 62/20
pressure-treated [1] 62/20
presumably [1] 13/22
pretrial [1] 49/8
pretty [13] 25/11 43/20 59/25 62/9 64/15 67/22 67/22 72/7 80/2 87/12 90/21 93/13 93/16
previous [2] 63/22 86/6
prima [1] 81/20
primarily [3] 37/7 49/25 100/12
prior [5] 8/5 15/19 17/23 32/14 32/17
private [2] 48/17 90/3
probably [5] 76/5 86/7 87/17 96/11 101/23
problem [5] 8/14 39/23 39/24 88/9 89/23
problems [1] 65/3
proceeded [1] 99/4
proceeding [7] 5/22 9/15 11/8 12/13 74/16 74/21 100/25
proceedings [6] 1/10 1/18 69/24 83/20 103/13 104/5
process [9] 38/24 38/25 39/10 42/18 47/20 48/3 48/3 75/4 101/4
proffer [1] 9/12
Programmatic [1] 22/10
programs [1] 30/9
project [41] 11/25 12/8 17/5 17/10 17/10 18/8 18/12 20/2 21/5 21/11 21/13 23/18 24/7 24/9 24/16 25/20 25/25 26/3 26/12 26/15 26/21 27/1 32/5 32/11 32/13 32/14 32/17 33/7 33/7 33/17 35/15 38/16 39/12 43/3 43/3 49/24 50/5 50/18 50/19 50/22 51/14
project's [1] 18/4
pronouncing [1] 4/6
proof [2] 6/12 51/4
proper [1] 50/14
property [20] 1/5 2/12 3/18 4/11 31/21 37/24 44/12 48/17 48/17 51/12 51/18 52/6 52/11 57/9 63/13 64/2 76/20 78/16 87/10 87/12
proposed [37] 4/18 4/18 9/25 11/25 12/1 12/9 12/12 17/10 17/11 18/5 18/7 18/12 18/23 23/8 24/16 24/17 25/25 26/3 26/11 26/15 26/21 27/1 29/16 35/14 35/15 38/15 42/23 44/10 44/11 45/14 46/6 46/25 48/7 50/17 53/3 55/15 101/21
proprietary [2] 24/13 24/19
protect [1] 59/24
protected [1] 11/16
PROTECTION [4] 1/6 2/8 4/12 15/13
prove [3] 6/8 13/5 45/4
provide [8] 18/6 18/15 31/20 32/4 39/16 42/11 66/10 93/23
provided [9] 20/9 38/11 41/19 41/24 42/10 42/14 46/16 46/19 47/2
providing [1] 42/5
provision [3] 25/23 96/1 96/4
public [5] 49/4 51/23 69/21 70/1 90/6
publish [2] 31/6 31/18
published [1] 31/15
pull [6] 46/3 60/9 68/4 88/3 93/7 94/15
pulls [1] 88/4
purchased [1] 81/9
purpose [4] 35/14 35/15 78/24 81/7

P

pursuant [2] 31/7 49/8
purview [1] 101/5
put [8] 11/10 46/23 62/7 62/11 66/4 68/20 69/7 74/22
putting [2] 60/11 61/1
pylons [1] 60/21

Q

qualified [1] 50/6
qualifies [2] 24/9 49/24
qualify [4] 22/4 39/11 39/13 50/19
quality [3] 10/2 26/16 29/21
question [18] 6/17 10/6 32/23 35/12 39/8 40/10 40/13 40/17 46/1 52/7 53/10 87/14 92/3 92/9 92/22 92/22 93/5 93/6
questioning [1] 50/3
questions [12] 36/22 39/15 49/16 49/17 53/10 55/22 63/9 71/8 71/20 72/22 80/16 90/22
quick [7] 8/16 23/24 35/8 47/21 67/22 95/5 96/3
quickly [3] 23/23 49/20 51/2
quite [3] 85/12 88/11 89/10

R

rafted [1] 86/21
rafting [1] 90/16
RAI [1] 50/7
railing [1] 62/1
raise [4] 14/17 56/18 73/14 82/25
raised [1] 9/14
ramp [3] 66/18 66/19 68/24
ramps [1] 61/5
ran [1] 79/21
randomly [3] 37/4 39/25 65/18
rangefinder [1] 72/5
RCVD [1] 3/15
reach [1] 46/4
reaches [1] 27/7
read [7] 22/14 23/5 30/20 31/4 32/10 92/2 92/3
reading [4] 22/22 72/4 95/5 100/10
reads [1] 72/11
ready [5] 4/3 13/8 40/24 56/6 82/8
real [4] 23/24 51/2 95/5 96/3
really [5] 10/4 61/16 90/1 90/21 101/3
rearward [1] 10/25
reason [7] 7/9 39/14 67/21 68/21 68/22 87/24 100/2
reasons [1] 26/18
rebuttal [2] 81/21 82/4
recall [7] 38/19 46/10 47/10 50/1 50/9 70/23 96/5
receipt [2] 31/3 98/9
receive [3] 33/19 37/18 50/20
received [14] 14/1 24/25 93/21 94/8 96/9 96/11 96/17 97/12 97/13 98/5 98/15 99/13 99/18 100/24
receiving [2] 10/13 22/2
recently [2] 58/23 86/13
recess [1] 40/22
recite [1] 4/20
recognize [1] 52/15
recollection [1] 7/1
recommendations [1] 44/17
record [10] 1/19 15/10 40/24 51/23 51/25 55/22 93/10 94/22 101/23 104/6
records [1] 93/8
recreational [1] 35/21
redirect [9] 3/4 3/7 3/9 49/19 49/21 71/22 72/1 80/18 80/19
reference [5] 23/14 38/14 44/7 52/11 83/22
referencing [1] 84/25
referred [1] 31/24
referring [6] 22/7 24/12 29/3 31/10 50/15 78/16
refresh [1] 46/14
regarding [1] 42/14
regular [1] 101/3
regularly [1] 84/3
regulatory [2] 24/13 24/15
relatively [1] 11/15
relevance [1] 48/19
relinquish [4] 97/25 98/12 100/21 102/12
relinquished [1] 102/25
relinquishing [1] 101/24
rely [3] 42/5 49/25 50/24
relying [3] 42/9 45/15 45/19
remember [8] 7/2 42/17 42/24 47/20 48/2 54/17 57/15 77/7
remind [1] 9/9
removal [1] 23/8
rephrase [2] 36/4 46/1
report [1] 104/4
reported [1] 1/18
reporter [7] 1/19 3/23 82/11 102/14 102/19 104/1 104/14
Reporting [1] 1/19
Representing [1] 4/22
request [13] 35/22 38/6 39/14 45/1 95/15 96/8 96/23 97/3 98/6 98/10 99/16 100/14 102/4
requesting [2] 33/16 96/16
requests [1] 37/19
require [3] 32/3 39/6 51/7
required [13] 19/12 20/5 24/20 31/6 31/18 31/20 32/4 32/20 33/3 33/10 38/18 51/4 62/11
requirement [2] 29/10 101/11
requirements [4] 12/2 23/19 24/8 62/13
requires [1] 34/4
reserve [2] 81/20 82/4
reside [1] 83/17
residential [2] 26/12 48/13
residents [5] 61/13 66/20 69/13 70/2 70/7
resides [1] 52/17
resolved [1] 90/4
resource [1] 19/20
resources [3] 20/2 20/17 20/20
respond [1] 99/9
Respondent [3] 1/7 2/7 2/12
respondents [1] 4/13
response [8] 3/19 3/20 7/9 34/2 40/17 98/23 99/14 99/16
responses [2] 98/15 100/16
responsible [2] 81/9 81/11
rest [1] 81/19
rested [2] 58/13 67/2
resting [2] 59/10 67/7
restriction [2] 70/14 90/6
results [4] 20/8 20/9 21/7 23/6
resume [1] 40/24
retained [1] 97/14
reverse [2] 60/11 60/12
review [10] 21/16 24/15 24/19 24/21 24/23 25/5 25/20 26/15 26/25 92/25
reviewer [3] 16/17 34/23 34/24
reviewing [3] 34/13 48/6 50/4
Reviews [2] 92/8 95/11
revisit [1] 88/21
right [39] 4/7 5/1 6/5 7/17 8/1 8/25 12/16 12/25 14/17 14/17 16/9 54/13 56/19 56/24 60/13 60/20 63/4 65/25 67/15 67/16 68/13 69/22 72/19 72/23 73/14 73/20 81/14 82/15 82/25 83/6 85/4 85/21 86/19 88/1 93/11 96/20 97/6 103/7 103/8
right-hand [1] 72/19
rights [5] 9/14 30/13 31/24 96/1 103/3
riparian [5] 44/12 52/23 53/1 53/4 53/6
rises [1] 11/20
RIVER [11] 1/5 2/12 4/10 4/18 5/2 5/4 9/18 52/10 57/9 59/21 74/4
Road [3] 1/20 17/20 83/18
ROBERT [4] 3/10 82/18 83/9 83/16
role [3] 76/23 76/24 77/5
room [4] 39/20 74/18 75/23 75/25
rooms [1] 39/19
routinely [1] 86/8
rule [19] 5/16 6/21 7/4 12/2 25/17 26/11 30/2 30/3 30/6 30/24 31/8 35/3 36/8 38/3 38/4 38/14 39/15 42/25 45/9
rules [4] 6/19 7/7 25/3 31/24
run [1] 8/5
rural [1] 4/20

S

safe [3] 27/11 46/24 80/2
safety [1] 70/15
said [9] 50/6 64/2 66/25 69/3 72/14 92/10 95/8 95/19 100/9
same [4] 33/20 71/16 81/8 81/25
satellite [2] 41/18 46/4
saw [2] 19/4 51/23
say [26] 5/23 20/13 33/21 36/1 39/8 43/7 46/24 50/14 50/21 57/21 57/23 59/21 61/1 61/3 61/25 65/9 67/23 69/25 72/7 75/12 76/4 76/6 80/2 86/7 94/8 100/23
saying [1] 69/25
says [3] 24/8 26/6 30/13
school [2] 15/21 16/5
Science [1] 16/2
sciences [1] 16/3
scope [2] 49/6 69/24
screen [7] 16/9 22/20 73/6 75/7 91/25 95/8 95/9
scroll [5] 14/9 17/7 19/5 23/23 94/19
scrolling [1] 20/23
se [1] 59/22
seagrass [1] 20/3
search [1] 93/14
second [1] 35/8
section [5] 7/7 23/10 31/1 49/3 54/18
sections [2] 44/21 44/22

S

see [30] 14/10 16/10 19/3 20/24 24/8 28/16 29/1 30/12 37/22 52/20 54/20 54/20 56/12 58/18 60/17 65/22 69/9 69/12 69/13 71/12 71/17 75/18 77/11 77/12 77/14 82/21 88/19 92/7 100/13 100/18
seek [1] 39/2
seeking [2] 63/14 70/25
seem [2] 65/21 85/15
seems [2] 10/10 55/19
seen [8] 27/19 27/20 67/6 67/10 86/23 94/25 97/1 97/2
send [3] 50/7 50/7 95/3
sending [1] 48/4
sense [1] 42/3
sent [4] 16/24 34/1 48/4 95/13
sentence [3] 30/20 31/5 31/9
September [1] 97/6
series [1] 55/22
set [6] 4/19 35/3 40/7 40/20 53/13 54/2
settlement [2] 6/6 6/7
seven [1] 87/18
several [3] 5/8 67/5 79/21
shallow [1] 67/22
shaped [1] 18/12
share [5] 16/9 58/17 65/23 75/7 91/25
shared [2] 16/24 37/1
sharing [5] 54/4 73/6 82/20 94/12 97/15
she [4] 17/2 17/4 17/4 17/6
shifted [1] 82/7
shore [5] 45/23 45/24 46/7 46/7 87/10
shoreline [5] 27/6 45/12 45/25 87/5 87/6
SHORES [10] 1/5 2/12 4/10 4/19 5/2 5/4 9/18 52/10 57/9 74/4
short [1] 61/12
should [6] 55/1 71/16 82/11 98/11 99/23 100/3
shouldn't [1] 13/2
show [6] 12/13 13/21 20/1 25/15 45/21 94/18
showed [1] 52/12
showing [4] 16/10 25/2 52/1 94/24
shown [1] 62/5
shows [2] 10/25 54/18
sick [1] 8/4
side [9] 34/19 34/19 58/5 62/10 67/14 67/18 75/9 90/16 90/16
sides [1] 11/16
sign [2] 51/9 63/24
signature [4] 37/23 51/10 51/11 51/21
signed [3] 24/5 37/23 51/9
signee's [1] 51/23
signer [1] 71/2
significant [1] 86/18
Significantly [1] 62/17
signs [1] 37/23
similar [2] 28/13 46/21
since [8] 7/14 37/11 57/15 57/16 65/8 66/24 86/11 98/25
single [1] 60/6
sir [14] 4/8 56/14 56/18 57/13 57/23 69/15 73/12 82/25 84/2 87/6 88/22 89/20 92/9 102/21
sit [3] 5/25 48/16 66/15
site [7] 17/17 17/19 17/23 38/17 38/23 41/25 95/23
sits [1] 10/18
sitting [2] 60/18 74/25
Sixty [1] 55/2
size [3] 46/5 76/1 84/16
sliding [1] 45/9
slightly [6] 12/10 12/11 33/7 42/19 42/22 43/17
slip [11] 11/1 11/4 11/5 11/11 60/17 60/22 60/23 60/23 61/1 72/18 85/23
slips [3] 10/21 80/7 88/4
Small [1] 17/1
smaller [1] 95/9
Smith [1] 2/14
smithhulsey.com [1] 2/16
so [120]
so it's [1] 67/4
sole [1] 10/10
some [22] 5/12 5/19 6/25 8/10 9/4 9/6 20/3 21/18 38/5 44/6 44/12 44/16 45/8 46/4 46/18 51/22 61/24 77/12 78/25 79/5 84/13 86/4
somebody [13] 39/10 51/9 51/11 67/12 67/25 79/7 79/7 80/9 80/24 80/24 81/2 81/5 90/11
somebody's [1] 48/17
someone [1] 36/1
something [5] 7/22 9/11 38/7 45/2 46/13
Sometimes [1] 39/5
somewhat [1] 27/18
somewhere [2] 47/14 64/18
sorry [19] 14/9 19/3 20/12 30/16 34/23 35/18 36/4 50/11 52/21 53/14 54/11 54/12 56/15 94/7 94/15 94/16 94/22 95/3 102/16
sort [7] 42/7 44/16 47/3 47/6 70/17 80/5 83/23
sought [1] 63/15
south [7] 2/4 28/17 28/23 45/24 46/8 65/1 87/4
Southeast [1] 15/12
southern [2] 18/10 18/23
southernmost [1] 60/17
sovereign [5] 10/6 21/6 21/9 21/13 52/24
space [2] 61/4 61/5
spaces [1] 67/24
span [1] 62/1
speak [5] 15/4 37/17 57/4 73/25 83/11
specific [1] 23/16
specifically [5] 17/4 17/16 44/6 47/22 89/17
speculation [2] 88/18 90/13
speed [3] 61/9 61/11 61/12
spend [2] 47/16 47/25
SPGP [6] 22/8 22/9 23/16 23/20 24/23 24/24
spoke [1] 69/13
spot [1] 64/15
square [9] 17/11 18/5 23/7 26/1 29/13 33/9 41/17 43/9 43/14
St [1] 59/21
stack [1] 68/22
stages [1] 27/25
standards [1] 26/16
stands [1] 22/9
start [2] 17/17 53/17
started [1] 63/24
starting [7] 17/15 18/19 19/15 21/1 23/22 30/12 52/1
starts [4] 20/21 21/19 30/12 94/22
state [15] 1/1 15/8 21/3 21/17 22/10 24/21 32/3 33/2 34/6 35/22 44/13 81/10 83/15 96/9 96/16
stated [4] 34/24 35/15 43/20 50/4
statement [1] 85/10
statements [2] 7/21 9/16
states [3] 24/8 43/1 89/2
stating [1] 34/2
status [1] 43/19
statute [9] 4/20 25/10 25/13 26/14 31/2 33/2 35/3 36/8 38/14
statutes [3] 12/4 25/2 25/4
statutory [1] 26/8
stay [1] 7/17
stenographic [1] 104/6
Stevenson [2] 1/13 4/15
stick [2] 9/11 68/6
still [12] 12/14 18/18 29/9 29/13 34/2 34/25 43/17 59/25 68/5 75/25 81/10 102/6
stip [4] 6/24 7/1 9/6 9/8
stipulated [2] 10/5 25/3
stipulation [5] 6/15 7/5 9/24 9/25 49/9
stipulations [1] 4/21
stop [8] 7/24 39/11 54/4 54/6 73/4 73/6 82/20 94/12
stopped [1] 50/20
straight [1] 43/13
stretch [2] 66/5 67/15
strictly [1] 47/1
strike [1] 69/17
strong [1] 11/20
structure [10] 28/7 33/24 44/10 44/11 45/21 45/25 50/17 52/15 52/17 53/3
structures [3] 27/12 44/10 45/22
Stuart [1] 2/4
stuff [1] 61/16
styled [1] 4/5
subject [2] 11/17 11/18
submerged [6] 10/6 19/21 20/16 20/20 21/6 21/9
submit [3] 39/14 45/1 51/4
submitted [12] 32/12 38/13 41/10 41/22 45/17 50/24 51/8 52/25 61/22 63/19 63/21 77/1
submitting [1] 75/4
Subsection [1] 12/3
substantial [1] 30/19
substantially [1] 11/13
successfully [1] 78/10
such [3] 6/8 33/21 33/21
suggesting [1] 99/23
Suite [2] 1/20 2/14
SunBiz [3] 51/20 51/24 52/12
sunset [3] 61/15 66/14 79/8
Sunshine [1] 51/22
super [1] 33/18
supplied [1] 22/1
supporting [1] 54/16
suppose [2] 46/2 78/24
supposed [2] 28/20 77/25

S

sure [22] 9/19 19/6 25/6 35/20 40/9 41/16 47/19 53/11 62/12 64/12 66/1 66/1 72/12 74/17 74/18 82/6 93/12 93/13 93/16 94/14 95/7 96/12
surrounded [1] 11/16
surrounding [1] 47/8
survey [2] 19/20 20/9
surveyors [1] 64/10
sustain [2] 49/10 70/4
swear [4] 14/19 56/20 73/16 83/2
swing [2] 85/22 88/2
switch [2] 17/14 39/19
sworn [6] 15/3 56/25 57/3 73/24 83/7 83/10
synonyms [1] 19/23
system [3] 26/12 42/4 64/25

T

T-shaped [1] 18/12
tail [1] 39/4
take [20] 8/7 9/13 19/15 25/19 26/7 30/1 30/10 31/23 40/6 40/20 55/11 56/6 58/8 58/25 65/17 68/19 80/11 82/11 90/25 93/15
taken [3] 1/11 67/24 74/15
takes [2] 6/13 7/19
taking [5] 5/24 6/9 20/21 21/20 61/14
talk [2] 40/2 70/22
talking [2] 58/12 80/23
tall [1] 85/15
Tallahassee [3] 1/20 2/9 104/10
tape [5] 64/5 64/8 64/9 64/11 85/3
team [2] 37/3 37/3
technically [1] 86/20
tell [12] 20/8 53/25 54/19 54/23 54/25 57/8 58/3 58/18 59/19 69/15 72/8 93/18
telling [2] 42/21 68/18
temporary [2] 35/18 35/21
tenus [1] 97/25
term [1] 36/9
terminal [8] 27/14 54/1 54/16 59/16 62/16 75/9 75/13 76/2
terminates [1] 28/23
terms [10] 37/17 46/5 46/24 47/3 47/22 59/20 61/9 61/10 62/23 72/3
testified [7] 15/5 44/4 55/10 57/5 74/1 81/24 83/12
testify [2] 74/19 79/16
testifying [1] 44/3
testimony [17] 6/9 10/12 12/9 12/13 13/5 14/19 56/3 56/20 71/6 73/16 78/8 83/2 85/13 98/4 99/19 100/5 102/20
than [13] 12/11 20/23 42/22 43/9 60/6 64/8 67/20 68/24 75/23 75/25 76/3 79/11 81/4
thank [16] 12/17 36/10 40/18 53/16 54/5 55/24 56/2 72/24 76/12 81/15 82/14 88/22 95/10 102/1 103/9 103/12
that [424]
that's [57] 4/15 5/14 6/11 6/17 7/3 8/1 8/19 10/17 11/3 11/12 13/3 25/16 30/23 30/23 36/10 37/2 38/7 41/18 41/21 42/10 43/12 44/5 45/10 53/8 58/1 63/14 64/1 65/4 68/1 68/15 70/9 72/9 74/10 75/16 78/3 78/13 78/16 80/24 81/3 83/25 84/12 84/15 84/20 84/22 85/6 85/18 87/14 91/23 93/6 93/11 93/16 95/10 95/23 99/2 100/20 101/16 103/3
their [20] 24/25 37/6 39/7 45/15 45/19 67/12 67/13 67/18 68/2 68/19 69/5 69/6 70/12 78/25 81/11 86/17 87/12 87/13 87/20 87/22
them [13] 19/21 22/2 34/1 34/20 38/8 43/12 51/21 54/17 66/13 69/7 74/23 77/22 93/14
then [31] 5/23 5/25 7/17 7/18 28/14 28/23 30/17 31/4 33/13 34/5 34/7 38/3 39/19 40/20 40/24 46/8 46/21 47/15 49/15 51/19 63/22 77/5 85/23 88/10 89/1 90/4 92/3 97/1 100/4 103/5 103/6
there [70] 4/21 5/9 6/6 7/3 10/21 11/1 14/5 14/15 14/17 16/22 20/16 21/11 26/8 28/6 34/15 36/1 37/9 40/2 41/15 43/3 44/6 44/16 44/21 44/22 45/5 46/14 53/1 53/1 56/12 59/17 59/25 60/13 65/13 65/18 66/13 67/1 67/10 67/11 67/17 67/20 67/25 68/5 68/6 68/22 70/14 70/14 72/18 73/15 74/18 74/25 75/25 76/23 78/11 78/13 78/19 79/9 79/12 79/12 80/8 82/21 82/22 85/13 85/24 87/24 89/24 90/1 90/8 90/18 91/5 96/6
there's [42] 6/20 7/14 8/10 9/11 9/25 11/20 20/3 21/15 25/12 37/24 45/9 56/13 59/22 61/11 61/13 62/6 62/10 67/20 67/20 67/23 68/21 68/21 68/22 68/24 73/10 75/15 75/23 76/3 76/4 76/6 78/6 84/8 85/11 85/14 85/16 87/17 87/18 88/1 88/6 88/9 88/16 90/6
therefore [3] 98/10 98/11 99/19
these [12] 9/14 18/19 21/18 25/3 27/20 37/18 52/20 54/24 75/8 92/23 92/24 100/8
they [44] 22/3 24/25 34/3 34/5 36/9 37/3 38/6 38/18 39/2 39/8 39/13 39/18 42/11 42/13 53/5 62/20 65/15 66/14 66/15 66/15 66/16 67/13 68/1 68/2 70/13 71/16 77/23 81/6 85/11 89/5 89/21 89/21 90/2 90/15 91/17 93/21 99/1 99/3 99/3 99/4 99/23 100/2 100/3 100/4
they're [7] 19/22 62/24 62/25 63/1 75/11 81/2 91/18
they've [4] 37/22 46/16 67/24 98/25
thing [10] 42/7 47/3 47/6 60/24 62/2 64/11 70/18 80/5 83/23 100/23
things [7] 21/15 34/20 37/9 49/12 62/6 66/21 70/22
think [37] 6/13 6/16 6/20 8/10 8/16 10/3 10/8 10/12 15/17 17/3 28/21 29/25 35/7 39/19 42/17 42/25 43/20 47/19 48/8 54/18 55/10 69/11 71/14 77/6 79/21 81/19 82/7 84/8 85/4 90/18 90/21 92/21 93/3 100/17 100/20 101/16 101/21
this [194]
those [18] 9/4 20/14 24/13 46/11 47/8 66/9 67/7 67/9 71/14 72/4 77/20 77/21 79/5 80/11 84/9 84/11 86/11 89/11
though [4] 11/20 23/7 33/6 97/22
thought [2] 7/2 101/5
thousand [5] 29/13 33/9 41/17 41/21 43/9
three [6] 10/21 11/16 24/9 24/11 67/23 75/15
threshold [2] 43/6 45/6
throat [1] 50/12
through [29] 13/10 13/21 13/25 14/10 17/7 17/16 18/15 19/24 19/25 20/23 20/24 20/24 21/20 22/3 23/6 23/17 23/23 23/24 30/8 32/1 37/2 42/18 70/9 71/16 89/9 94/23 96/12 97/21 104/5
throughout [2] 79/23 83/19
throw [1] 5/20
Thursday [2] 98/20 100/8
thus [1] 84/25
tidal [1] 11/18
tide [4] 11/20 68/1 85/12 89/10
tie [5] 74/20 78/25 79/6 79/13 89/7
tied [8] 58/11 58/13 67/1 67/1 67/6 76/1 78/12 79/9
TIM [3] 3/5 56/9 57/2
Timberlane [1] 1/20
time [29] 1/12 1/17 7/21 13/11 30/19 31/25 32/13 41/4 41/5 43/2 47/16 47/24 63/18 65/10 71/3 76/25 78/12 79/14 82/17 86/18 90/23 93/15 94/20 96/9 96/13 97/22 99/7 99/13 101/7
timeliness [1] 98/22
times [10] 33/18 39/7 65/7 65/13 67/5 75/16 77/16 80/6 85/24 86/24
tiny [1] 22/17
title [4] 21/2 21/4 21/7 94/20
today [6] 7/24 15/17 58/9 58/12 74/19 99/19
today's [3] 74/16 83/19 99/4
told [4] 39/1 68/11 69/16 78/1
tomorrow [1] 8/12
ton [1] 79/20
too [6] 5/17 7/1 21/15 27/12 41/4 100/11
took [4] 28/11 28/13 47/19 72/3
top [1] 54/17
TORIAN [28] 1/2 3/10 4/6 4/7 4/10 4/23 4/25 11/10 32/4 52/18 60/16 82/18 82/21 82/22 83/9 83/16 83/17 88/21 89/15 90/20 91/5 94/8 97/7 99/15 99/24 100/5 100/10 101/10
Torian's [5] 64/2 68/16 78/3 78/16 102/20
touch [1] 40/14
touched [1] 80/21
tournaments [1] 70/17
towards [2] 28/23 88/5
traditional [1] 36/6
traffic [3] 13/1 69/12 69/13
trailer [1] 61/1
trailered [1] 69/6
training [1] 37/6
transcript [11] 1/10 3/18 3/20 5/21 6/3 56/1 102/3 102/7 102/19 103/6 104/5
transcript's [1] 102/10
transfer [1] 66/20
transferring [1] 69/8
transient [1] 10/15
travel [2] 64/24 77/12
traverse [2] 23/6 23/17
treated [1] 62/20

T

trees [1] 85/20
tried [1] 79/10
trip [1] 22/11
trouble [1] 22/22
true [3] 62/25 80/22 104/6
truly [1] 10/8
trust [6] 10/20 91/7 91/9 91/10 91/12 91/15
trustee [2] 91/12 91/14
trustees [1] 91/15
truth [24] 14/20 14/21 14/21 15/4 15/4 15/5 56/21 56/22 56/22 57/4 57/4 57/5 73/17 73/18 73/18 73/25 73/25 74/1 83/3 83/3 83/4 83/11 83/11 83/12
truthful [2] 42/6 42/6
try [2] 30/21 55/2
trying [5] 39/15 56/15 71/7 80/10 93/14
turbidity [1] 26/20
turn [4] 14/12 36/12 88/2 91/24
turned [1] 42/15
turning [2] 88/3 88/5
TV [1] 22/20
twin [6] 10/23 58/2 60/1 60/5 60/5 84/13
twin-engine [2] 60/5 60/5
two [13] 15/16 15/16 15/18 27/20 60/20 67/23 75/15 77/20 84/8 84/9 86/6 86/8 87/12
two-year [1] 15/18
tying [2] 60/20 80/1
type [6] 19/25 22/6 46/4 62/18 74/9 84/13
types [1] 30/8
typical [1] 26/19
typically [5] 44/25 46/15 46/21 50/23 64/10

U

ultimately [2] 42/14 81/11
under [20] 7/6 12/2 12/5 24/15 24/17 24/19 24/21 25/12 25/20 25/25 29/13 30/19 31/1 32/23 32/24 33/2 41/16 41/20 43/14 44/22
understand [4] 41/3 44/2 44/15 101/8
understanding [1] 30/5
understood [2] 101/2 101/17
undock [1] 78/10
unfortunately [1] 99/15
uniformly [1] 54/24
Unless [1] 55/3
unload [3] 66/8 66/17 88/6
unloading [2] 35/19 89/2
unmute [2] 56/11 56/13
until [6] 39/20 40/2 97/6 98/6 98/15 103/5
untimeliness [1] 99/20
untimely [5] 98/1 98/10 99/8 100/3 100/20
up [43] 9/13 10/16 12/20 18/9 19/5 25/13 40/7 40/20 46/3 53/9 53/12 56/3 58/11 61/15 62/3 66/12 67/1 67/1 67/2 67/4 67/6 67/10 67/24 68/5 68/8 68/20 68/22 74/20 74/24 74/24 75/18 76/1 78/12 78/20 79/7 79/9 79/10 79/13 84/3 86/1 86/21 89/10 90/16
updates [1] 96/14
upgrade [4] 38/8 39/17 50/8 50/14
upland [2] 51/5 51/13
uplands [1] 17/20
upon [1] 10/11
us [6] 32/14 37/2 42/11 56/12 97/15 101/6
usable [1] 27/13
usage [2] 43/21 48/7
usages [1] 79/1
use [17] 10/15 35/21 38/13 44/9 45/20 47/6 59/4 64/5 64/10 68/23 70/16 72/9 86/8 88/3 88/14 89/25 90/7
used [12] 25/4 26/19 37/18 51/18 51/19 62/18 64/2 64/14 72/5 85/3 86/11 89/6
uses [4] 11/5 44/8 44/17 88/2
using [1] 46/17
usually [2] 5/20 34/21
utilized [2] 44/24 89/21

V

valid [2] 32/13 43/2
various [1] 30/8
vary [1] 45/11
vast [2] 69/2 88/23
Vegetation [1] 19/22
vehicle [1] 65/18
verbal [1] 100/9
verifiable [1] 43/10
verification [50] 9/20 12/7 13/3 19/9 20/6 21/12 24/3 30/11 31/17 32/9 32/24 33/4 33/16 34/3 34/6 34/9 34/11 34/23 36/5 36/24 37/12 37/19 38/2 39/2 39/3 39/9 39/11 41/9 41/9 42/8 43/1 43/23 50/5 50/21 51/4 55/16 61/23 63/15 63/15 63/18 70/25 75/5 76/25 92/11 93/1 93/24 95/24 96/4 97/17 99/18
verifications [2] 37/8 39/6
verified [6] 24/15 33/6 42/2 43/11 71/13 80/14
verify [5] 40/16 41/23 46/15 51/13 61/24
verifying [3] 42/9 42/11 61/18
versus [2] 4/10 21/13
very [17] 6/4 6/14 6/15 8/16 13/7 14/23 22/19 31/4 52/19 59/23 60/10 66/18 66/19 71/8 73/21 85/9 103/9
vessel [18] 11/5 35/25 59/13 60/1 60/5 60/5 60/6 72/20 74/13 74/15 75/24 76/1 76/4 78/10 81/9 81/11 81/12 84/21
vessel's [1] 75/22
vessels [13] 10/14 35/19 35/23 47/18 60/14 61/10 67/6 78/19 79/9 79/12 84/9 86/8 89/3
vet [1] 8/6
veterinary [1] 16/4
vicarious [1] 81/10
vice [4] 57/10 63/13 63/17 63/19
videos [1] 80/25
view [3] 68/18 68/18 73/10
views [1] 21/12
violate [2] 26/16 36/4
visit [1] 38/15
visited [3] 58/23 65/7 77/16
visiting [4] 61/18 78/22 86/14 86/23
visits [2] 67/8 67/9
visually [1] 72/8
voices [1] 40/13
voluntarily [1] 22/1
voluntary [2] 38/25 39/10

W

wait [4] 40/1 102/9 102/22 103/5
waived [2] 99/3 99/7
walk [3] 39/21 40/2 70/12
walkway [2] 18/9 62/1
WALLACE [27] 2/13 3/5 3/6 3/7 3/8 3/9 3/11 5/3 7/24 12/24 13/9 36/13 54/8 56/6 56/25 73/7 73/21 80/18 81/18 82/20 91/1 99/11 99/23 100/8 102/2 102/6 102/17
want [18] 9/2 9/12 12/22 13/10 39/25 41/4 46/23 53/18 65/23 66/3 66/20 68/7 68/8 71/12 79/6 79/7 101/21 102/3
wanted [7] 8/21 13/14 40/8 40/16 70/13 72/12 74/18
wants [1] 90/25
warranty [1] 51/7
was [161]
wasn't [4] 89/23 92/19 96/12 97/15
wasting [1] 99/2
watch [2] 79/8 80/25
water [20] 10/2 10/5 10/7 26/4 26/16 27/13 29/21 59/22 59/23 64/8 66/17 67/20 69/7 71/15 79/4 85/9 87/3 87/3 87/8 87/13
water's [1] 87/13
waterfront [1] 66/11
waters [1] 80/11
waterward [8] 11/1 11/6 27/6 59/12 59/13 72/19 75/9 75/21
waterway [6] 27/12 59/15 59/17 59/20 61/10 85/8
way [13] 11/17 20/1 21/12 41/7 43/22 51/20 57/17 76/1 78/7 85/19 85/22 90/1 90/8
we [85] 4/3 4/5 5/8 5/8 5/11 5/12 6/2 6/9 6/16 8/7 8/12 8/12 8/13 9/12 9/17 10/8 10/10 11/8 13/4 13/11 13/20 14/15 16/22 19/21 21/16 26/8 26/24 38/7 38/13 39/14 40/1 40/2 40/4 40/5 40/6 41/21 45/1 45/3 50/20 51/8 55/22 56/5 56/16 56/17 58/9 58/11 62/6 62/7 62/7 62/8 62/11 62/13 63/23 65/16 65/17 65/18 66/18 67/3 68/23 68/23 70/19 70/22 74/24 81/19 82/10 82/12 82/21 89/22 89/25 90/4 95/20 97/10 97/10 97/10 98/2 98/12 98/14 98/15 99/1 99/12 99/13 100/8 100/9 100/12 100/20
we'll [12] 4/4 5/17 7/17 8/11 9/11 13/21 14/13 38/5 40/19 73/5 82/4 103/6
we're [17] 4/17 5/15 5/15 7/20 8/6 9/15 9/20 14/3 29/25 32/8 42/11 49/11 49/11 58/20 62/12 82/13 92/5
we've [5] 82/7 85/8 100/17 101/12 101/22
website [1] 52/6
weekend [1] 89/25

W

weight [1] 69/19
well [34] 6/12 8/12 13/11 27/17 36/25 40/4 40/23 44/11 47/9 49/15 56/2 56/12 56/13 57/19 59/22 61/11 62/8 63/20 64/7 64/22 65/15 68/10 70/6 80/14 82/16 82/17 88/1 88/19 90/16 98/12 100/1 101/19 103/4 103/9
went [5] 38/20 44/1 75/1 96/12 97/21
were [46] 1/18 9/14 9/22 13/25 15/20 16/17 18/8 18/10 20/8 20/13 24/17 35/25 40/9 42/2 45/17 46/2 47/2 52/24 54/19 54/23 55/23 58/12 59/10 61/18 61/18 61/22 62/20 63/19 65/16 67/12 68/1 75/3 77/1 77/3 77/19 77/23 78/11 78/19 78/22 79/9 79/12 89/22 91/21 92/23 100/15 101/6
west [5] 15/13 45/24 46/8 67/14 84/20
WESTON [11] 3/8 73/1 73/5 73/10 73/11 73/23 74/4 76/18 81/15 86/25 89/11
what [85] 4/17 11/3 12/11 14/16 16/10 16/11 16/13 16/22 17/15 17/19 19/16 19/19 19/25 20/2 20/13 20/21 21/4 21/7 21/19 21/25 22/6 22/9 23/13 24/2 24/11 24/16 25/10 26/18 27/4 27/8 27/10 27/19 27/23 28/17 28/19 29/3 29/21 32/11 35/14 35/17 37/19 41/5 41/14 41/21 41/22 42/11 42/22 44/5 44/15 46/5 46/10 46/16 47/10 50/15 52/4 55/8 57/17 57/25 58/3 58/4 59/16 62/3 62/18 64/10 69/15 69/16 69/25 72/13 72/18 74/9 77/5 78/7 79/17 80/23 81/2 84/18 87/13 88/13 88/20 92/9 93/16 93/18 94/18 101/5 101/14
what's [11] 21/22 30/5 39/2 39/16 46/19 46/21 61/9 74/12 76/23 84/16 95/23
whatever [7] 34/4 44/18 45/16 47/2 51/9 66/21 72/11
when [36] 1/17 11/5 21/16 30/7 34/20 36/25 37/18 37/18 37/19 42/15 43/7 44/1 45/13 46/2 49/11 50/14 50/20 52/5 52/11 56/1 59/10 61/17 63/21 63/23 67/3 69/11 72/3 75/17 75/18 79/11 81/1 85/11 92/15 96/9 96/16 99/17
where [30] 1/17 14/17 15/19 16/3 17/20 24/8 27/13 28/24 30/7 30/13 37/21 38/20 44/12 46/6 48/16 51/14 59/5 59/7 60/23 67/16 71/18 83/17 85/24 87/12 87/19 88/5 88/23 89/18 95/21 100/20
Whereupon [6] 13/24 15/1 57/1 73/22 83/8 103/13
whether [23] 4/17 5/20 5/21 6/6 6/7 10/9 12/25 20/3 27/1 31/14 38/2 38/19 43/22 44/1 45/13 46/25 47/17 47/23 48/10 49/3 51/13 51/14 101/14
which [30] 10/1 10/23 17/8 18/7 23/6 23/11 23/11 23/23 24/21 24/24 26/7 27/15 37/2 39/15 45/7 51/20 53/17 57/18 64/19 68/24 70/1 85/18 89/9 92/3 92/24 94/22 98/8 98/17 98/19 100/16
while [6] 11/19 19/25 26/20 31/6 40/2 90/10
white [5] 5/10 57/18 58/1 59/6 72/15
who [17] 17/1 17/2 31/9 31/12 37/4 37/23 42/21 51/9 51/21 52/17 66/20 81/5 90/25 91/15 91/17 91/19 92/17
who's [1] 37/5
whole [10] 14/20 15/4 34/12 48/3 56/21 57/4 73/17 73/25 83/3 83/11
whose [1] 30/18
why [11] 7/9 29/12 33/1 33/12 33/20 40/5 60/8 72/9 81/3 87/24 103/3
wide [1] 85/20
width [6] 45/12 47/9 58/5 62/23 75/13 76/7
wife [1] 67/3
wife's [1] 91/23
will [29] 5/23 6/2 7/4 8/16 10/2 10/2 12/9 12/13 13/1 13/4 14/20 26/7 38/7 39/14 45/3 45/20 46/15 46/21 56/2 56/8 56/21 66/20 73/1 73/17 81/19 83/3 83/15 85/21 91/2
wind [8] 59/23 59/24 61/4 85/16 85/19 85/21 85/23 85/25
winds [1] 11/17
wish [1] 32/15
with this [1] 16/12
withdraw [1] 38/8
within [6] 20/2 26/12 31/2 34/16 53/3 53/5
without [4] 13/22 34/12 60/10 85/20
witness [23] 3/2 6/19 6/20 8/3 13/8 13/9 13/15 14/24 15/3 56/4 56/7 56/8 56/25 56/25 57/3 72/25 73/21 73/24 81/16 83/7 83/7 83/10 101/18
WITNESSES [1] 3/1
witnesses' [1] 25/4
won't [5] 5/16 5/17 8/17 40/2 62/8
word [1] 28/10
wording [1] 28/15
words [10] 11/5 22/11 39/1 41/15 41/23 46/6 46/23 66/4 92/15 93/1
work [2] 15/11 34/18
worked [1] 79/19
working [1] 34/20
works [2] 17/2 34/8
would [94] 7/13 7/21 9/8 11/3 11/25 12/24 13/11 14/16 21/16 26/16 27/1 27/9 28/17 28/24 33/8 33/8 33/9 33/13 33/22 33/25 34/1 34/5 34/6 34/7 34/10 35/5 35/23 36/2 36/4 36/7 39/5 39/18 43/8 43/9 43/10 44/5 45/7 45/11 45/14 46/13 47/1 47/13 47/17 48/7 48/9 48/10 50/7 53/5 55/4 55/4 55/8 57/23 59/16 59/19 60/13 60/21 60/22 61/2 61/3 65/21 66/3 66/4 66/8 67/25 68/2 68/5 68/14 68/16 68/19 69/6 69/8 72/7 72/13 72/18 75/12 75/25 76/4 77/23 79/10 85/24 85/25 85/25 89/11 89/13 92/2 96/22 97/24 98/2 98/8 98/12 102/8 102/18 102/24 103/3
wouldn't [11] 43/16 43/16 43/18 43/22 45/1 68/5 68/7 68/7 68/8 79/12 80/8
wrap [1] 56/3
writing [1] 48/4
written [4] 31/1 31/3 35/20 97/19
wrong [3] 8/17 55/3 55/5

Y

y'all [2] 101/20 102/23
yardstick [1] 42/1
yeah [25] 6/14 7/2 9/10 9/13 16/8 19/5 22/16 40/8 47/7 61/24 67/4 67/17 69/5 71/23 73/8 76/15 79/18 85/18 87/11 88/11 92/21 93/6 93/16 94/14 94/14
year [6] 15/18 37/10 81/4 81/6 93/20 93/22
years [8] 15/16 15/16 57/20 57/22 79/17 79/22 79/23 86/7
Yep [2] 14/4 53/14
yes [145]
yet [2] 16/5 70/8
you [423]
you'd [2] 56/18 82/25
you'll [3] 88/7 90/7 90/8
you're [31] 14/20 22/6 29/3 33/3 33/4 37/12 42/7 42/8 42/9 43/4 43/23 44/2 44/2 44/15 45/13 45/15 56/21 64/21 64/24 70/24 70/25 71/4 73/17 78/15 80/13 80/23 81/9 83/2 87/14 87/24 101/9
you've [9] 7/22 57/21 61/6 66/23 68/14 79/14 81/9 83/22 97/2
young [1] 79/25
younger [1] 5/13
your [136]
yours [2] 22/23 84/9
yourself [3] 42/9 57/12 74/7
Yozgatlioglu [1] 2/19

Z

zoom [7] 1/12 14/10 22/15 22/19 28/25 53/19 95/7