

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

FLORIDA WILDLIFE
FEDERATION, INC.; SIERRA
CLUB, INC.; CONSERVANCY OF
SOUTHWEST FLORIDA, INC.;
ENVIRONMENTAL
CONFEDERATION OF
SOUTHWEST FLORIDA, INC.; and
ST. JOHNS RIVERKEEPER, INC.,

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED

CASE NO. 1D12-3320

Appellants,

v.

DEPARTMENT OF
ENVIRONMENTAL PROTECTION,

Appellee.

Opinion filed February 25, 2013.

An appeal from the Division of Administrative Hearings.
Bram D. E. Canter, Judge.

Monica K. Reimer, David G. Guest and Joshua Douglas Smith of Earthjustice,
Tallahassee, for Appellants.

Rick J. Burgess and Luna E. Phillips of Gunster, Yoakley & Stewart,
Ft. Lauderdale, for Intervenor The Florida Sugar Cane League, Inc.

Kenneth G. Oertel and Jeffrey Brown of Oertel, Fernandez, Bryant & Atkinson,
P.A., Tallahassee, for Intervenors Florida League of Cities, James Sartori, Destin
Water Users, Inc., South Walton County Utility Co., Inc., Emerald Coast Utility
Authority, and Florida Stormwater Association.

Gabriel E. Nieto and Matthew P. Coglianese of Rasco Klock Reininger Perez Esquenazi Vigil & Nieto, Coral Gables, for Intervenor Florida Sugar Cane League, Inc.

David W. Childs and Winston K. Borkowski, Sr., of Hopping Green & Sams, P.A., Tallahassee, for Intervenor Florida Electric Power Coordinating Group, Inc., Environmental Committee.

Frederick L. Aschauer, Jr., and Diane D. Tremor of Sundstrom, Friedman & Fumero, LLP, Tallahassee, for Intervenor Clay County Utility Authority.

Thomas M. Beason, General Counsel, Kenneth B. Hayman, Senior Assistant General Counsel, W. Douglas Beason, Assistant General Counsel, Shayna Holton, Stacey D. Cowley, Assistant General Counsel, Teresa L. Mussetto, Chief Appellate Counsel, Department of Environmental Protection, Tallahassee, for Appellee.

Susan Roeder Martin, West Palm Beach, for Intervenor South Florida Water Management District.

Terry Cole and Kellie D. Scott of Gunster, Yoakley & Stewart, Tallahassee, for Intervenor Florida Pulp & Paper Association Environmental Affairs, Inc., and Florida Fruit & Vegetable Association, Inc.

PER CURIAM.

AFFIRMED.

DAVIS, PADOVANO, and THOMAS, JJ., CONCUR.