

EXHIBIT G

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October 27, 2020

VIA E-MAIL

William J. Dunaway
Clark Partington
125 E. Intendencia Street
Pensacola, FL 32502
wdunaway@clarkpartington.com

Meredith D. Crawford
Clark Partington
125 E. Intendencia Street
Pensacola, FL 32502
mcrawford@clarkpartington.com

Re: Longleaf C&D Disposal Facility

Dear Will and Meredith:

This letter is in response to your letters dated October 5, 2020 and October 9, 2020, as well as the comments Will made at public forum on October 15, 2020. As a preliminary matter, I do not disagree with your analysis of the County Administrator's emergency powers under state and local law. However, your client was unable to reach a consensus with the County Administrator as to the emergent need for Longleaf to dispose of land clearing debris (LCD) and construction and demolition debris (C&DD).

Absent an emergency authorization for LCD and C&DD disposal, your client's next step would be to engage in the site plan review process with the Development Review Committee (DRC). If the DRC approves the site plan, a development order will be issued contingent upon approval by the Board of County Commissioners (BCC) at a duly noticed public hearing.

As you know, the BCC made the following motion at the 5:33 public hearing on August 21, 2014:

13. 5:33 p.m. Public Hearing ▶

Motion made by Commissioner Robinson, seconded by Commissioner Barry, and carried unanimously, approving to toll the permit so that it would have to go through the moratorium process and "they would have to apply with any future guidelines that come out of the moratorium process that will be taken up a little bit later," relative to the recommendation that the Board take the following action regarding the renewal of a *Permit to Construct and/or Operate a Construction and Demolition Debris Facility* for Longleaf C&D Disposal Facility, located at 2023 Longleaf Drive, Pensacola, Florida, owned by Waste Management, Inc. (Funding: Fund 401, Solid Waste Fund, Account Number 343402):

- A. Ratify the scheduling and advertising of the 5:33 p.m. Public Hearing on August 21, 2014;
- B. Authorize the renewal of a *Permit to Construct and/or Operate a Construction and Demolition Debris Facility* for Longleaf C&D Disposal Facility, located at 2023 Longleaf Drive, Pensacola, Florida, owned by Waste Management, Inc.; and
- C. Authorize the Chairman to sign the Permit.

Please note that your client will need to comply with the requirements of Sec. 82-226 of the Escambia County Code of Ordinances, as outlined in your October 5, 2020 letter. Additionally, your client will need to comply with the public notification requirements of Sec. 2-1.1 of the Land Development Code, the insurance requirements of Code Sec. 82-233, and other provisions as determined by DRC staff.

If you have any questions, please feel free to contact me at (850) 595-4970.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Alison P. Rogers', with a long horizontal flourish extending to the right.

Alison P. Rogers
County Attorney

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October 30, 2020

William J. Dunaway, Esq.
Clark Partington
125 E. Intendencia Street
Pensacola, Florida 32502

Re: Longleaf Permit

Dear Mr. Dunaway:

Please consider this a response to your letter dated October 29, 2020, regarding the Longleaf permit issue. To clarify, I do not consider my October 27, 2020, letter to be a denial of your client's request for a County permit. In fact, I believe it is possible that your client could meet the necessary requirements to obtain the desired permit. I believe you and I are in agreement that your client qualifies for the limited vesting provided for by Section 82-226 of the Escambia County Code of Ordinances. However, it is the County's position that your client needs to request formal consideration with the Development Services Department. That consideration should include review by the DRC and then a referral to the Board of County Commissioners for a public hearing on your request. This could mean that your client will need to provide additional information, demonstrate compliance or complete additional forms, but they certainly have not been denied at this point.

I further believe it is the County's position that there is no emergent need for your client's services so there will be no emergency order that grants a permit or authority outside of the process above. However, those circumstances could change.

I hope this answers your questions. Please let me know if you need assistance with further processing of your request.

Sincerely,

A handwritten signature in blue ink, appearing to be "Alison Rogers", written over a light blue circular stamp.

Alison Rogers
County Attorney

APR/el

cc: Horace Jones, Director, Development Services