

<u>\$1,000</u>	<u>\$1,000.00</u>	<u>80,000.00</u>	<u>150</u>
<u>\$200 x 3 + \$100</u>	<u>\$1,000.00</u>		<u>150</u>
<u>x 3 + \$40 x 2 +</u>			
<u>\$10 x 2 (win all)</u>		<u>80,000.00</u>	
<u>\$25,000</u>	<u>\$25,000.00</u>	<u>600,000.00</u>	<u>20</u>

(10) The estimated overall odds of winning some prize in Instant Game Number 7010 are 1 in 4.56. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 7010, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for TREASURE GROVE lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 12-30-09.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE DATE: December 30, 2009

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**Section V**

**Petitions and Dispositions Regarding Rule Variance or Waiver**

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN THAT on December 17, 2009, the South Florida Water Management District ("District"), received a petition for waiver from Miami-Dade County Public Works, Application No. 09-1217-1M, Permit (MOD) Number

12603 for utilization of Works or Lands of the District known as the C-4 Canal to allow the construction of an above-ground canal water level recorder located approximately 25' from the top of the canal bank within the northerly right of way of C-4 located easterly of S. W. 120th Avenue. The proposed water level recorder is in conjunction with the Belen Pump Station Project, Section 1, Township 54S, Range 39E, Miami-Dade County. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which governs the placement of permanent and /or semi-permanent above-ground structures within 40 feet of the top of the canal bank within Works and Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail: [jurussel@sfwmd.gov](mailto:jurussel@sfwmd.gov). The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Juli Russell, Office of Counsel.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Kay Yocum, Shoreline Island Resort, Madeira Beach, FL, to not comply with Rules 3.11.3, 3.10.4(t) and 2.7.4, ASME A17.3, 1996 edition until January 1, 2013 (VW 2009-157 and 582).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Adrian P. Ignowski, La Puerta Del Sol Condo Assoc., St. Petersburg, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition (VW 2009-191).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That the order is denied as the petitioner has met its burden as some of the licenses have passing inspections and a variance is no longer needed and the requested completion date has already passed, as submitted by

Cynthia Noble of Florida Hospital and, as specified in Section 120.542, Florida Statutes, titled Petition for Variances and Waivers (VW 2009-267).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Sara M. Wayson, Franklin Exchange, Tampa, FL, to not comply with Rules 3.11.3, 3.10.4(t) and 2.7.4, ASME A17.3, 1996 edition, Rules 2.1.2.1, 2.14.1.5, 2.14.1.7, 2.14.7, 2.20, 2.24.2, 2.27.1 and 2.29.1, ASME A17.1, 2004 edition, Rule 102.2, ASME A17.1, 1996 edition and Chapter 3002.3, 2004 Florida Building Code until December 31, 2012 (VW 2009-480).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Heath Phillips, Navy Federal Credit Union Bldg. 4, Pensacola, FL, to not comply with Rules 2.18.5, 2.20.4 and 8.11.2.1.3(cc)(1 & 3) ASME A17.1, 2004 edition (VW 2009-597 and 620).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That the order is denied as the petitioner has not met its burden to meet the intent of the code within a reasonable period of time and no means of meeting the intent of the code have been put forth, as submitted by Richard S. Johnson, Jr., Flagler Center II and, as specified in Section 120.542, Florida Statutes, titled Petition for Variances and Waivers (VW 2009-599 and 617).

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Marion M. Smith, Greater Plant City Chamber of Commerce, Plant City, FL, to not comply with Rule 3.10.3, ASME A17.3, 1996 edition and Rule 8.6.1.6.3(a), ASME A17.1, 2004 edition (VW 2009-603).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to William Snyder, Seville Condominium II, Inc., Clearwater, FL, to not comply with Rules 2.2.3, 2.3.1, 3.3.2, 3.9.1 and 3.10.4(t), ASME A17.3, 1996 edition and Rule 110.10(b), ASME A17.1, 1996 edition until June 31, 2011 (VW 2009-610).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 31, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Daniel Giust, Municipal Parking Garage, West Palm Beach, FL, to not comply with Rules 3.11.3, 2.8.2 and 2.7.4, ASME A17.3, 1996 edition and Rule 2.2.2.5, ASME A17.1, 2007 edition until August 1, 2010 (VW 2009-614).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 31, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Mark DeWitt, Riverside Presbyterian Church Day School, Jacksonville, FL, to not comply with Rules 3.11.3, 2.7.4, 3.10.4(t), 3.11.1(a)(2), 3.3.2 and 2.3.1, ASME A17.3, 1996 edition until August 1, 2010 (VW 2009-618).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Jill Ellis, Clearwater Key-South Bay Condominium Assoc., Clearwater, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition until January 1, 2013 (VW 2009-643).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Susan A. Moak, Bethesda Memorial Hospital, Boynton Beach, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition until May 1, 2012 (VW 2009-645).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Mark Hasson, Ocean at the Bluffs South, Jupiter, FL, to not comply with Rules 3.11.3 and 2.7.4, ASME A17.3, 1996 edition until May 1, 2011 (VW 2009-650).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Vincent R. Campbell, Venice Sands Condo Assoc., Venice, FL, to not comply with Rules 3.11.3, and 2.7.4, ASME A17.3, 1996 edition and Rule 2.14.7, ASME A17.1, 2007 edition until May 1, 2010 (VW 2009-660).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Tray Edmonds, Commodore Bldg. at Bay Island, South Pasadena, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition until August 1, 2012 (VW 2009-661).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Celeste G. MacDonald, West Forsyth Financial Associates, Jacksonville, FL, to not comply with Rule 2.7.4, ASME A17.3, 1996 edition until January 1, 2011 (VW 2009-666).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Tray Edmonds, Lakeside Hills Estates, Lakeland, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition (VW 2009-668).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That the order is denied as the petitioner has not met its burden to meet the intent of the code within a reasonable period of time and no means of meeting the intent of the code have been put forth, as submitted by Paul Komie, Gulfstream, Lake Worth, FL, and, as specified in Section 120.542, Florida Statutes, titled Petition for Variances and Waivers (VW 2009-677).

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That the order is denied as the petitioner has requested a variance of statute, which the agency has no statutory authority to grant, as submitted by Jennifer Livingston, Marriott Ocean Palms and, as specified in Section 120.542, Florida Statutes, titled Petition for Variances and Waivers (VW 2009-735).

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to James Farrow, Bishop Moore HS Memorial Stadium, Orlando, FL, to not comply with Rule 2.7.1, ASME A18.1, 2003 edition (VW 2009-748).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That the order is denied as the petitioner has requested a variance of statute, which the agency has no statutory authority to grant, as submitted by Jennifer

Livingston, Boca Beach Resort and, as specified in Section 120.542, Florida Statutes, titled Petition for Variances and Waivers (VW 2009-755).

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Lee Rigby, Fairway Gardens, Naples, FL, to not comply with Rules 3.11.3 and 3.3.2, ASME A17.3, 1996 edition until November 20, 2012 (VW 2009-769).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Lee Rigby, Flamingo Bay Condominium, Tierra Verde, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition until November 15, 2012 (VW 2009-770).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Lee Rigby, Florentine Gardens, Marco Island, FL, to not comply with Rules 3.11.3, 3.10.4(u) and 2.7.4, ASME A17.3, 1996 edition until November 15, 2012 (VW 2009-771).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to James E. Elder, Village of Winterset, Winter Park, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition until January 1, 2013 (VW 2009-774).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to John

Townsell, Days Inn Tropical Sea's Hotel, Daytona Beach Shores, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition until October 31, 2012 (VW 2009-775).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Ken Huff, Captain's Quarters Condominium, Marathon, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition (VW 2009-776).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Lee Rigby, Sholtz Power Plant, Sneads, FL, to not comply with Rule 5.7.12.2, ASME A17.1, 2000 edition to allow the Petitioner to install an elevator with an area of 13.09 ft<sup>2</sup> and a load capacity of 1320 lbs. (VW 2009-778).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to John Malloy, Waldorf Condominium Association, Naples, FL, to not comply with Rule 3.11.3, ASME A17.3, 1996 edition until January 1, 2013 (VW 2009-784).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 24, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That order granted a variance to Danny Bower, Orlando Sentinel, Orlando, FL, to not comply with Rule 3.11.3 4, ASME A17.3, 1996 edition until December 1, 2010 (VW 2009-786).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 7, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Imperial Cove Condo Assoc. IX, Clearwater, FL, and location of the Serial Number 21230-31, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Bob Kresnik, CAM (VW 2009-791).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 9, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Sections 3.11.1, 3.11.3 and 3.10.3(a), as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Kress Building, Tampa, FL, and location of the Serial Number 18340, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Steven J. Pouyat (VW 2009-792).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 11, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from various Sections of A17.3 and A17.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, The Islander Condominium Assoc., Clearwater, FL, and location of the Serial Number 10852 & 10886, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Karen J. Cochran, CAM (VW 2009-793).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 11, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a),

F.A.C. The petitioner, Bermuda Cay Condo Assoc., Boynton Beach, FL, and location of the Serial Number 21384-88, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Alex Cohen, President (VW 2009-794).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 11, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Sandcastle Condominium Association, Jacksonville Beach, FL, and location of the Serial Number 32148, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Alice L. Levin, Vice President (VW2009-795).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 11, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Oceanside Inn Beach Resort Condo Assoc., Daytona Beach Shores, FL, and location of the Serial Number 11193, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Sherry K. Clifton, CAM (VW 2009-796).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 11, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Lake Virginia Condo Assoc., Inc., Winter Park, FL, and location of the Serial Number 14679-80, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Cathy Wasson (VW 2009-797).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 14, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Wachovia Bank Bldg., St. Petersburg, FL, and location of the Serial Number 37186-90, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from William Snyder, Agent (VW 2009-798).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 16, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Island Winds, Ft. Myers Beach, FL, and location of the Serial Number 20804-05, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Stephen Dilluvio, CAM (VW 2009-799).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 16, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, River Commons, Port Charlotte, FL, and location of the Serial Number 26250, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Dan R. Peterka, Vice President (VW 2009-800).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 16, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3,

Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Scottich Towers II Apartments, Dunedin, FL, and location of the Serial Number 16629-30 and 17989-90, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Dan R. Peterka, Vice President (VW 2009-801).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 16, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Stetson University, Deland, FL, and location of the Serial Number 7717, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from James R. Beasley, Sr. Vice President (VW 2009-802).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 16, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Steamboat Bend East, Ft. Myers, FL, and location of the Serial Number 29971-74, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Carolyn S. Oppie, CAM (VW 2009-803).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 16, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Wood Park Owners Assoc., Inc., Bradenton, FL, and location of the Serial Number 33615-17 and 35913-14, requests the variance for an extension of time to

complete repairs and for economic/financial hardship. The petition was received from Ellen Brown, CAM (VW 2009-804).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 17, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Airport Executive Center, Tampa, FL, and location of the Serial Number 36576-82, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Vitin Matos (VW 2009-805).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 17, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, The Enclave Hotel & Suites, Orlando, FL, and location of the Serial Number 37797-98 and 38767-68, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Lee Rigby, Agent (VW 2009-806).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 17, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3 and 3.11.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Gold Coast Towers, Lake Worth, FL, and location of the Serial Number 12274, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Richard Daniels, President (VW 2009-807).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 17, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.1, Section 5.7.12.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Cosme Water Treatment Plant, St. Petersburg, FL, and location of the Serial Number 2713, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Richard F. Voakes, Manager (VW 2009-808).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN THAT on December 17, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for a temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Park Plaza, Inc., Naples, FL, and location of the Serial Number 31526-28, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Fred Gollash, President (VW 2009-809).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN THAT on January 5, 2010, the Board of Chiropractic Medicine, received a petition for Evan Finkelstein. Although the petition does not provide a reference to any specific rule number in the petition, it appears that the petitioner is seeking a waiver or variance of Rule 64B2-13.004, Florida Administrative Code, which requires that for the purpose of renewing or reactivating a license, an applicant must demonstrate to the Board that he/she has participated in at least forty (40) classroom hours of Board approved continuing chiropractic education.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on January 5, 2010, the Board of Chiropractic Medicine, received a petition for Todd M. Reiter, D.C., M.D., seeking a variance or waiver of Rule 64B2-13.004, Florida Administrative Code, which requires that for the purpose of renewing or reactivating a license, an applicant must demonstrate to the Board that he/she has participated in at least forty (40) classroom hours of Board approved continuing chiropractic education.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on December 1, 2009, the Board of Massage Therapy, received a petition for a waiver or variance of Rule 64B7-25.004, F.A.C., which requires an applicant by endorsement to demonstrate that the educational requirements for licensure in another state are substantially equivalent to those in Florida.

Comments on this petition should be filed with: Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3256, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kaye Howerton, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3256.

NOTICE IS HEREBY GIVEN THAT on December 29, 2009, the Board of Medicine, received a petition for waiver or variance filed on behalf of Narendra Kini, M.D., from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school.

Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

NOTICE IS HEREBY GIVEN THAT on December 21, 2009, the Board of Physical Therapy Practice, received a petition for a waiver of the requirements of subsection 64B17-3.001(4), Florida Administrative Code. The Petitioner seeks a waiver of the requirement that foreign trained applicants receive a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States.

Comments on this petition should be filed with: Board of Physical Therapy Practice/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

NOTICE IS HEREBY GIVEN THAT on December 23, 2009, the Department of Health, received a petition for amendment for Variance from paragraph 64E-11.006(5)(b), and subparagraphs 64E-11.006(5)(b)1., 2. and 7., Florida Administrative Code (F.A.C.), from Advent Parrish Day School (Episcopal Church of the Advent), 815 Piedmont Dr., Tallahassee, Florida 32312. The amended petition was submitted to address additional concerns by the petitioner. The aforementioned sections of rule require that dishwashing machines have the specifications and manufacturer's instructions attached to the machine, a one-fourth inch IPS valve be provided immediately upstream from the final rinse control valve, and a machine or water line mounted digital or numerically scaled indicating thermometer, accurate to plus or minus 3 degrees Fahrenheit (F). The sections also require that the dishwashing machine reach temperatures of 165 degrees F for both the wash and rinse cycles or 180 degrees F for the final rinse cycle. Comments on this petition should be filed with: Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, Florida 32399-1703, within 14 days of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Ric Mathis, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4277.

## Section VI

### Notices of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF STATE

The **Friends of Mission San Luis** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 25, 2010, 11:00 a.m.

PLACE: Conference Room, Mission San Luis, Tallahassee, FL