

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Department of Community Affairs received a Petition for Waiver on October 23, 2006, from the Town of Cross City. The petitioner seeks a waiver of paragraph 9B-43.0041(1)(b), Fla. Admin. Code, so that the Petitioner will be permitted to submit corrected survey data on the "very low income" households in its proposed service area. The petition for waiver is being applied for under Section 120.542, F.S.

A copy of the Petition, which has been assigned the number DCA06-WAI-271, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

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 October 24, 2006, South Florida Water Management District (District) received a petition for waiver from Florida Turnpike Enterprise, Application Number 06-1024-2 for issuance of a Right of Way Occupancy Permit for utilization of Works or Lands of the District known as the C-1, Miami-Dade County, to allow an existing mast-arm pole to remain within the District's east right of way of C-1 at the southeast bridge quadrant of S. W. 216th Street and the Homestead Extension of the Florida's Turnpike (HEFT) in Section 8, Township 56 South, Range 40 East. The petition seeks relief from paragraph 40E-6.221(2)(j) and subsections 40E-6.011(4), (5), (6), F.A.C., which governs the placement of above-ground permanent and/or semi-permanent structures within 40' of the top of the canal bank and within the District's equipment staging areas located at all bridges and pile-supported utility crossings within Works or Lands of the District.

A copy of the petition may be obtained from Kathie Ruff at (561)682-6320 or e-mail at kruff@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: Kathie Ruff, Office of Counsel.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration hereby gives notice of the issuance of a Final Order denying the Petition of Variance received from Florida Hospital Waterman, seeking a variance from the provisions of Rule 59G-6.020, F.A.C.

The Petition for Variance was received by the Agency for Health Care Administration on January 5, 2006. The Agency for Health Care Administration published its Notice of Petition for Variance in the FAW, Vol. 32, No. 3, on January 20, 2006. Rule 59G-6.020, F.A.C., establishes the reimbursement payment methodology for Medicaid inpatient hospitals.

The Agency for Health Care Administration filed a Final Order on October 20, 2006, dismissing the Petition for Variance. The Agency for Health Care Administration entered the Final Order as AHCA Case No. 06-01VW.

A copy of the Clerk's Final Order may be obtained from: Richard Shoop, Clerk of Agency Proceedings, the Agency for Health Care Administration, 2727 Mahan Drive, M.S. #3, Tallahassee, Florida 32308.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on October 30, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-4.010(7)(b), Florida Administrative Code from Emma Nell's Cakes and Catering located in Panama City. The above referenced F.A.C. states places serving food or drink on a take-out, carry-out or delivery basis only which provide no seating shall be required to provide a minimum of one bathroom accessible to the public. The Petitioner is requesting to the bathroom facilities inside of St. Andrew's Coffee House for customer use.

A copy of the Petition may be obtained by writing: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013. The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN that on October 16, 2006, the Board of Accountancy, received a petition for Natalia Esteban, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, to allow for an extension of time for taking the BEC and FAR exam sections of the CPA examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, or by telephone at (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

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."

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN that on November 03, 2006, the Florida Housing Finance Corporation, received a petition for Variance of Emergency Rule 67ER05-17(3)(b) from Gulf Breeze Apartments Partners, Ltd. ("Petition"). The Petition is seeking a variance of the 2005 Rule which requires a 3% simple interest per annum on the pro-rata portion of the RRLP base loan attributable to non-ELI units.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI

Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration
 Financial Services Commission
 Department of Veterans' Affairs
 Department of Highway Safety and Motor Vehicles
 Department of Law Enforcement
 Department of Revenue
 Department of Education
 Administration Commission
 Florida Land and Water Adjudicatory Commission
 Board of Trustees of the Internal Improvement Trust Fund
 Department of Environmental Protection

DATE AND TIME: December 5, 2006, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular scheduled meeting of the Governor and Cabinet

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; report on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968. The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental