

(5) Bonus commissions will be considered compensation to the retailer for Internal Revenue Service purposes. The Florida Lottery reserves the right to apply a bonus commission earned against a retailer's outstanding debt to the Florida Lottery, and to award the remaining balance of the commission(s), if any.

(6) Powerball with Power Play bonus commissions are subject to availability of funds appropriated for retailer incentives. This Program is subject to cancellation by future emergency rule if retailer incentive funding is not appropriated or if the Florida Lottery determines that it is no longer in the state's best interest to use such funds for this purpose.

Rulemaking Authority 24.105(9)(i), 24.109(1) FS. Law Implemented 24.105(9)(i), 24.112(1) FS. History--New 4-28-10, Replaces 53ER09-16, 53ER09-23 and 53ER09-55, FAC.

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: April 28, 2010

**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 April 9, 2010, the Suwannee River Water Management District, received a petition for variance from Cheryl & Michael Mahan, P. O. Box 848, Live Oak, FL 32064, pursuant to Section 120.542, F.S. Petitioner is seeking variance from paragraph 40B-4.3030(12)(b), F.A.C., as to the 75-foot setback requirement. Petitioner seeks to permit existing deck, in Suwannee County, located in Township 7 South, Range 14 East, Section 4. These rules are intended to set forth criteria for development activities within a Work of the District. Comments on this petition should be filed with: Jon Dinges, District Clerk, SRWMD, 9225 CR 49, Live Oak, FL 32060,

within 14 days of publication of this notice. The petition has been assigned ERP number 09-0090, and the project name is C. Mahan Works of the District Deck.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Lamm, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

NOTICE IS HEREBY GIVEN that on April 30, 2010, the Suwannee River Water Management District, received a petition for variance from Village Properties, LLC, P. O. Box 4329, Dowling Park, FL 32064, pursuant to Section 120.542, F.S. Petitioner is seeking variance from subsection 40B-4.3030(9), F.A.C., as to the zero rise certification requirement, and paragraph 40B-4.3030(12)(b), F.A.C., as to the 75-foot setback requirement. Petitioner intends to reduce impervious area by modifying existing parking lot and provide additional stormwater treatment, in Suwannee County, in Township 3 South, Range 11 East, Section 5. These rules are intended to set forth criteria for development activities within a Work of the District. Comments on this petition should be filed with: Jon Dinges, District Clerk, SRWMD, 9225 CR 49, Live Oak, FL 32060, within 14 days of publication of this notice. The petition has been assigned ERP Number 09-0159M, and the project name is Advent Christian Village Carter Parking Lot Modification.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Lamm, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

NOTICE IS HEREBY GIVEN that on April 27, 2010, the South Florida Water Management District (District), received a petition for waiver from Florida Department of Transportation regarding a Modification of Right of Way Occupancy Permit No. 13397, Application No. 10-0415-2M, for utilization of Works or Lands of the District known as the North New River Canal for proposed pedestrian signs and picket rail guardrail, and an existing fence and guardrail associated with a previously permitted linear park within the north right of way of the North New River Canal located between SW 136 Avenue and University Drive, Sections 2, 3 & 7, Township 50 South, Range 40 & 41 East, Broward County. The petition seeks relief from subsections 40E-6.011(4) and (6) & paragraph 40E-6.221(2)(j), F.A.C., which prohibits the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank and within designated equipment staging areas within Works or 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 at 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 the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attention: Juli Russell, Office of Counsel.

NOTICE IS HEREBY GIVEN that on April 26, 2010, the South Florida Water Management District (District), received a petition for waiver from Marcos and Heather Beaton, Application No. 09-0908-1, for utilization of Works or Lands of the District known as the C-100A Canal for a proposed fence within the east right of way of the C-100A Canal, Section 23, Township 55 South, Range 40 East, Miami-Dade County. The petition seeks relief from subsections 40E-6.011(4) & (6) and paragraph 40E-6.221(2)(j), F.A.C., which governs the placement of permanent or semi-permanent above-ground encroachments within 40 feet from the top of bank within Works or 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 at 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 the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

#### **DEPARTMENT OF MANAGEMENT SERVICES**

NOTICE IS HEREBY GIVEN that on April 15, 2010, the Agency for Workforce Innovation, received a petition for Temporary Waiver of paragraph 60BB-8.201(4)(a), F.A.C., which provides requirements for conducting parent orientation sessions for parents registering their children for the VPK program. The Petition was filed by the: Early Learning Coalition of Manatee County, 3526 9th Street West, Suite 200, Bradenton, FL 34205.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 East Madison Street, MSC #140, Tallahassee, Florida 32399

NOTICE IS HEREBY GIVEN that on April 15, 2010, the Agency for Workforce Innovation, received a petition for variance from subsection 60BB-4.210(1), F.A.C., which provides requirements for maintaining school readiness eligibility and allows an individual to be unemployed for a maximum of 30 days before losing eligibility to receive

services. The Petition was filed by: Early Learning Coalition of Manatee County, 3526-9th Street West, Suite 200, Bradenton, FL 34205

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 East Madison Street, MSC #140, Tallahassee, FL 32399

NOTICE IS HEREBY GIVEN that on April 30, 2009, the Agency for Workforce Innovation, received a petition for Variance of subsection 60BB-4.100(22), F.A.C., which provides the definition of "working family" in the context of determining the eligibility to receive services for the state's school readiness program. The Petition was filed by the Early Learning Coalition of Duval, 6850 Belfort Oaks Place, Suite #102, Jacksonville, Florida 32216.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 East Madison Street, MSC 140, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN that on April 30, 2010, the Agency for Workforce Innovation, received a petition for variance from subsection 60BB-4.210(1), F.A.C., which provides requirements for maintaining school readiness eligibility and allows an individual to be unemployed for a maximum of 30 days before losing eligibility to receive services. The Petition was filed by: Early Learning Coalition of Duval County, 6850 Belfort Oaks PL, Suite #102, Jacksonville, FL 32216.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 East Madison Street, MSC #140, Tallahassee, FL 32399.

#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that on March 24, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for from Macys/Burdines Westshore #36. Petitioner seeks a variance of the requirements of A17.1, Section 211.2-211.8, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires Firefighters' Emergency Operation. The Petitioner, 298 Westshore Plaza, Tampa, FL and location of the serial numbers 03781 and 03852 states that an extension of time until February 2012 is required to complete extensive work to modify/upgrade the entire system and to obtain resources which pose an economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 25, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Island House South East. Petitioner seeks a variance to the requirements of A17.3, Section 2.7.4 and 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires elevator door restrictors and firefighters' emergency operation. The Petitioner states that an extension of time is required due to funding and construction delays which pose an economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 25, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Southland Church Educational Bldg., c/o Delaware Elevator of Florida, Inc. Petitioner seeks a permanent variance to the requirements of A18.1, Section 2.7, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires increasing the permissible wheelchair lift travel. The request is to extend lift travel from the 'not to exceed 12'0" feet' adopted in the A18.1-2003 standard to the 'not to exceed 14'0" feet' as allowed in the A18.1-2005 standard (not yet adopted). The elevator company contends that available equipment is being manufactured to the 2005 standard. The Petitioner states that there is a problem complying with the 12'0" feet of travel standard because the building is constructed with 12'6" feet of floor-to-floor travel.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 25, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from L'Ermitage Palm Beach Condo Assoc., Inc., c/o Alliance Elevator Consultants, Inc. Petitioner seeks a variance to the requirements of 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), Florida Administrative Code, that requires upgrades to 8 elevators for firefighters' emergency operations. The Petitioner states that an extension of time is required to coordinate construction and funding resources which pose an economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for from Vertical Assessment Associates, c/o Casuarina Club Condo. Petitioner seeks a variance to the requirements of 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), Florida Administrative Code, that requires upgrading the elevator for firefighters' emergency operations. The Petitioner states that an extension of time is required to coordinate construction and funding resources which pose an economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for from Cushman & Wakefield of Florida, c/o Boca Corporate Center. Petitioner seeks a variance to the requirements of 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),

Florida Administrative Code, that requires upgrading the elevator for firefighters' emergency operations. The Petitioner states that an extension of time is required to coordinate construction and funding resources which pose an economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Oak Harbour Condominium 1 Association Inc., c/o Condominium 1 at Oak Harbour, Juno Beach, Florida. Petitioner seeks a permanent variance to the requirements of 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), Florida Administrative Code, that requires upgrading the elevator for firefighters' emergency operations when travel is greater than 25'0". The Petitioner states that the elevator only exceeds the allowable 25 foot distance by 3 inches which poses a significant economic/financial hardship. Additionally the elevator will soon be modernized taking into account future fire service codes.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Ocean Dunes of Hutchinson Island Condominium Association Inc. c/o the Continental Group. Petitioner seeks a variance to the requirements of 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), Florida Administrative Code, that requires upgrading the elevator for firefighters' emergency operations. The Petitioner states that the elevator upgrade poses a significant economic/financial hardship for the senior residents.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurant, received a petition for / from River Village Condo Assoc., Stuart, Florida. Petitioner seeks a permanent variance to the requirements of 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), Florida Administrative Code, that requires upgrading the elevator for firefighters' emergency operations when travel is greater than 25'0". The Petitioner states that the 4 elevators only exceeds the allowable 25 foot distance by 10 inches which poses a significant economic/financial hardship when faced with upgrades.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on March 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Good Samaritan Medical Center, West Palm Beach, Florida. Petitioner seeks a variance to the requirements of 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), Florida Administrative Code, that requires upgrading 11 elevators for firefighters' emergency operations which poses a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on April 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received

a petition for a variance from Lee Rigby on behalf of UCF Career Services & Experimental Learning Center. Petitioner seeks a variance of the requirements of ASME A17.1, Sections 2.20.4 & 2.24.2.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which require a minimum 9.5 mm ropes and metallic sheaves. Petitioner states that the variance is needed to use new technology. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 April 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Bayfront Medical Center in St. Petersburg, FL. Petitioner seeks a variance of the requirements unspecified codes, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 March 26, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Tropic Sun Towers, Ormond Beach, Florida. Petitioner seeks a variance to the requirements of 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), Florida Administrative Code, that requires upgrading 2 elevators for door restrictors which poses a significant economic/financial hardship if the elevators are shut down for 2 or 3 days.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on April 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for from Lee Rigby oh behalf of Gas Plant Antique

Archade in St. Petersburg. Petitioner seeks a variance of the requirements of 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), Florida Administrative Code. Petitioner states that A17.3 has many requirements that this elevator cannot meet without a complete replacement. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 March 29, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Dyson Apartments, West Palm Beach, Florida. Petitioner seeks a variance to the requirements of 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), Florida Administrative Code, that requires upgrading 2 elevators for door restrictors which poses a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on April 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Christopher Zachritz on behalf of the City of West Palm Beach Banyan Parking Garage in West Palm Beach. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3 and A17.1, Section 2.2.2.5, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, requiring Fire Fighter Service Phase I & II and a sump pump in the pit. Petitioner states that additional time is needed to arrange to complete the work or sell the building. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 March 29, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Strathmore Garden Apts, Sarasota, Florida. Petitioner seeks a variance to the requirements of 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), Florida Administrative Code, that requires upgrading the elevator for door restrictors which poses a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on April 7, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for variance from Gary Nicholls on behalf of Boca Club Condominium in Boca Raton, FL. Petitioner seeks a variance of the requirements of unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code. Petitioner states that the previous petition was filed incorrectly. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 April 7, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for variance from Lee Rigby on behalf of The Brentmoor in St. Petersburg, FL. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.2.2.5, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which requires a sump pump be installed in elevator pits. Petitioner states that the building foundations had been poured and walls built prior to the permits being applied for. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 March 31, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Willow Wood 2000 Bldg., Boca Raton, Florida. Petitioner seeks a variance to the requirements of 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), Florida Administrative Code, that requires upgrading 4 elevators for firefighters' emergency operations which poses a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on April 7, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for received a petition for variance from Lee Rigby on behalf of Winter Park 9th Grade Center in Winter Park, FL. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.2.2.5, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which requires a sump pump be installed in elevator pits. Petitioner states that the building foundations had been poured and walls built prior to the permits being applied for. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 April 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for variance from Lee Rigby on behalf of Lake Highland Prep School Building 940 in Orlando, FL. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.2.2.5, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which requires a sump pump be installed in elevator pits. Petitioner states that this is an existing building and would require chipping into the foundation. Any interested

person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 April 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Kalyvas Group, LLC on behalf of Plaza Tower. Petitioner seeks a variance of the requirements of ASME 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), Florida Administrative Code, requiring Fire Fighter Service. Petitioner states that the high cost of the required upgrades is financially impossible. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 March 31, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Mesa Verde Park Lake Assoc. 2, Inc., Winter Haven, Florida. Petitioner seeks a variance to the requirements of A17.3, Sections 2.12.5, 2.13.3.4, and 2.27.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevator for emergency communications, door restrictor, and firefighters' emergency operations which poses a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN that on April 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Kalyvas Group LLC on behalf of Plaza Tower in St. Petersburg. Petitioner seeks a variance of the requirements of 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), Florida Administrative

Code. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 March 31, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from J.H. Miller Health Science Center, University of Florida, Gainesville, Florida. Petitioner seeks a variance to the requirements of A17.1, Sections 2.27.8 and 3.3.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the building elevators for platform/toe guards and switch keys which pose a significant economic/financial hardship until funding is available after July 2010.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN that on March 22, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from Wiltshire House, Highlands Beach, Florida. Petitioner seeks a variance to the requirements of A17.1, Sections 2.27., 1206.7, and 2.7, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the building elevators for emergency communications, firefighters' emergency operations, and machine room access which pose a significant economic/financial hardship until funding is available.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN that on April 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for / from

Columbian Apartments, Sarasota, Florida. Petitioner seeks an emergency variance to the requirements of 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), Florida Administrative Code, that requires upgrading 2 elevators for firefighters' emergency operations which poses a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

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NOTICE IS HEREBY GIVEN that on April 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from Kalyvas Group, LLC on behalf of Florida Capital Bank Building in St. Petersburg, FL. Petitioner seeks a variance of the requirements of ASME 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), Florida Administrative Code, requiring Fire Fighter Service. Petitioner states that the high cost of the required upgrades is financially impossible. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 April 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for an emergency variance from Kalvas Group, LLC on behalf of Florida Capital Bank Building in St. Petersburg. Petitioner seeks a variance of the requirements of ASME A17.3, unspecified sections as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which require speed controls. Petitioner states that the current financial situation makes installing this upgrade impossible. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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 April 5, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for an emergency variance from Kalvas Group, LLC on behalf of Florida Capital Bank Building in St. Petersburg. Petitioner seeks a variance of the requirements of ASME 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), Florida Administrative Code, which required restricted door opening. Petitioner states that the current financial situation makes installing this upgrade impossible. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

A copy of the Petition for Variance or Waiver 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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NOTICE IS HEREBY GIVEN that on April 12, 2010, the Department of Environmental Protection, received a petition for a variance from the provisions of paragraph 62-701.710(7)(a), F.A.C., which requires waste processing facilities to provide proof of financial assurance for closure. Coastal Recycling Services is requesting a variance to allow it to defer providing such proof until 60 days prior to operation.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard Tender, Department of Environmental Protection, Solid Waste Section, MS 4565, 2400 Blair Stone Road, Tallahassee, Florida 32399, (850)245-8735, mail: richard.tedder@dep.state.fl.us.

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NOTICE IS HEREBY GIVEN that on April 28, 2010, the Department of Environmental Protection, received a petition for a variance from the provisions of subparagraph 62-701.500(7)(e)1., F.A.C., which requires daily cover at Class I landfills. Pinellas County is seeking a variance to allow certain portions of the Bridgeway Acres landfill to be covered weekly rather than daily.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard Tedder, Department of Environmental Protection, Solid Waste Section, M.S. 4565, 2400 Blair Stone Road, Tallahassee, Florida 32399, (850)245-8735, email: richard.tedder@dep.state.fl.us.

NOTICE IS HEREBY GIVEN that on April 20, 2010, the Department of Environmental Protection, received a petition for variance or waiver under Section 120.542, F.S., from Donald Culbertson to obtain a variance from or waiver of Sections 120.542, 120.569, 120.57, 120.160(2), 373.414(1), 373.414(8), 380.23, 403.9323(2), 403.9325(4), 403.9328(2), 403.9328(2)(a), and 704.06, Florida Statutes and Section 307 of the federal Coastal Zone Management Act, as those provisions apply to the trimming of mangroves. The petitioner applied for a permit to trim mangroves within a Department conservation easement on his property in Clearwater, Florida, and the contiguous sovereign submerged lands within the Pinellas County Aquatic Preserve.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ronald W. Hoenstine III, Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000. Any written comments regarding the petition must be submitted to the Department at the above address no later than fourteen days from the date of publication of this notice.

NOTICE IS HEREBY GIVEN that on April 29, 2010, the Bureau of Beaches and Coastal Systems has issued an order.

A petition was filed on November 30, 2009, by George and Kimberly Matthews, requesting a variance from subsections 62B-33.002(18), (64) and paragraph 62B-33.0051(1)(a), F.A.C. The property is located at 2890 East Highway 30A, Santa Rosa Beach, in Walton County. Notice of receipt of this petition was published in the Florida Administrative Weekly on December 18, 2009. The petition for variance requested a permanent variance from subsections 62B-33.002(18) and (64), F.A.C., which defines "eligible structures" and "vulnerable", respectively, and from Rule 62B-33.0051, F.A.C., which provides general armoring criteria. No public comment was received. The Order, WL-1041 AR V, grants a variance from subsections 62B-33.002(18) and (64) and paragraph 62B-33.0051(1)(a), F.A.C. The variance is granted based upon the Petitioner's demonstration that a strict application of the rule would result in substantial hardship to the Petitioner and because Petitioner had successfully fulfilled the requirements of the underlying statute by other means.

A copy of the Order may be obtained by contacting: Rosaline Beckham, Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 3900 Commonwealth Boulevard, Mail Station 300, Tallahassee, Florida 32399-3000, (850)488-7815, or by e-mail at: rosaline.beckham@dep.state.fl.us.

#### DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on May 3, 2010, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed on behalf of Robert Bonvino, M.D., on March 4, 2010, seeking a waiver or variance from subsection 64B8-2.001(2), F.A.C., with regard to the requirement for successful completion of the pre-1985 FLEX in one administration of the examination. The Notice was published in Vol. 36, No. 11, of the Florida Administrative Weekly, on March 19, 2010. The Credentials Committee, at its meeting held on April 8, 2010, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on April 10, 2010, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

NOTICE IS HEREBY GIVEN that on May 3, 2010, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Jean Desse, M.D., on March 2, 2010, seeking a waiver or variance from subsections 64B8-4.009(4) and (5), F.A.C., with regard to the requirement for submission of medical school transcripts, translation of transcripts, the requirement for submission of documentation of medical education directly from Petitioner's medical school. The Notice was published in Vol. 36, No. 10, of the Florida Administrative Weekly, on March 12, 2010. The Credentials Committee, at its meeting held on April 8, 2010, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on April 10, 2010, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

NOTICE IS HEREBY GIVEN that on May 3, 2010, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Mirela Galatanu, M.D., on March 1, 2010, seeking a waiver or variance 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. The Notice was published in Vol. 36, No. 10, of the Florida Administrative Weekly, on March 12, 2010. The Credentials Committee, at its meeting held on April 8, 2010, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on April 10, 2010, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

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NOTICE IS HEREBY GIVEN that on May 3, 2010, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Salvatore M. Laraia, M.D., on February 16, 2010, seeking a waiver or variance 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. The Notice was published in Vol. 36, No. 8, of the Florida Administrative Weekly, on February 26, 2010. The Credentials Committee, at its meeting held on April 8, 2010, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on April 10, 2010, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

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NOTICE IS HEREBY GIVEN that on May 3, 2010, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Mohamad Abdelazim, M.D., on January 13, 2010, seeking a waiver or variance 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. The Notice was published in Vol. 36, No. 3, of the Florida Administrative Weekly, on January 22, 2010. The Credentials Committee, at its meeting held on April 8, 2010, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on April 10, 2010, accepted the Committee's recommendation and voted to grant

the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

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The Board of Respiratory Care hereby gives notice that it has received a petition, filed on March 18, 2010, by Augusto Cesar Menendez, seeking a variance or waiver for paragraph 64B10-11.002(2)(a), F.A.C., with respect to whether a masters and bachelor degrees meet the requirement for a baccalaureate degree from an accredited college or university with a major in health care administration or has credit for at least 60 semester hours in subject as defined under Rule 64B10-11.007, F.A.C., to be eligible for licensure.

Comments on this petition should be filed with the Nursing Home Administrators Board, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

For a copy of the petition, contact: Sharon Guilford, Acting Executive Director, at the above address or telephone (850)425-4355.

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NOTICE IS HEREBY GIVEN that on April 29, 2010, the Florida Department of Health, Division of Emergency Medical Operations, Office of Trauma, received a petition for emergency variance from or waiver of portions of subsections 64J-2.010(2), (3), paragraph 64J-2.012(1)(a) and subsections 64J-2.013(6), (7), Florida Administrative Code, from Fort Walton Beach Medical Center, Inc.

Nature of Rules: Sets forth the maximum number of trauma centers allocated for each trauma service area, and specifically sets two as the maximum number of trauma centers allowed for Trauma Service Area (TSA) 1; states the process by which the Department shall accept letters of intent from any acute care general or pediatric hospital wishing to submit a trauma center application, preserving the hospital's right to complete its trauma center application by the required due date if an available position, as provided in Rule 64J-2.010, F.A.C., exists in the hospital's TSA; directs the Department to notify the hospital on or before May 1 of the approval or denial of the hospital's trauma application extension request; and states that the Department shall make a final determination on whether to approve or deny a hospital's extension request after it has been determined that the number of trauma centers in the hospital's TSA is less than the allocated number of positions available for that TSA.

The petitioner is requesting a temporary variance from or waiver of the above-described portions of Rules 64J-2.010, 64J-2.012 and 64J-2.013, F.A.C., until the earlier of: a) the date of final, non-appealable adoption of a rule amendment

increasing the number of trauma centers allocated for TSA 1; or, b) October 1, 2011, the expiration date of the requested trauma application extension period.

All comments regarding this emergency petition must be received in writing by May 19, 2010.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Susan McDevitt, Director, Office of Trauma, 4052 Bald Cypress Way, Bin C-18, Tallahassee, FL 32399-1738, (850)245-4440, ext. 2760, Fax: (850)488-2512, susan\_mcdevitt@doh.state.fl.us.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

NOTICE IS HEREBY GIVEN that on April 2, 2010, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Gulf Coast Community Care and Tracy Foster, Frances Chisler, Gloria Doyle-Neloms, Felton Gorman, and Susan Waston, assigned Case No. 10-025W. Subsection 65C-15.017(3), F.A.C., requires staff responsible for supervision shall have a bachelor's or master's degree in social work or a related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

**Section VI  
Notices of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF STATE**

The **Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 26, 2010, 1:30 p.m.

PLACE: Administrator's Conference Room, Jackson County Health Department, 3045 Forth Street, Marianna, FL 32446, (850)526-2412, ext. 101.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for the new Jackson County Health Department administration building will evaluate plans for the facility and determine potential artwork sites.

A copy of the agenda may be obtained by contacting: Lee Modica, ASB Administrator, 500 S. Bronough St., Tallahassee, FL 32399-0250, (850)245-6476.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Laura Blischke at (850)245-6475. If you are

hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

The **Division of Cultural Affairs** and the **Florida Council on Arts and Culture** announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 3, 2010, 8:30 a.m. to conclusion

PLACE: Teleconference to be initiated from R. A. Gray Building, Room 307, Tallahassee, Florida. Please contact the Division at (850)245-6470 or visit the website at [www.florida-arts.org](http://www.florida-arts.org) for call-in instructions.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council. Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken.

A copy of the agenda may be obtained by contacting: Rachele Ashmore at (850)245-6490 or by email: [rbashmore@doh.state.fl.us](mailto:rbashmore@doh.state.fl.us) or via the Division's website: [www.florida-arts.org](http://www.florida-arts.org)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jennifer Hoising at (850)245-6462 or email: [jshoising@doh.state.fl.us](mailto:jshoising@doh.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The **Division of Agricultural Environmental Services**, Subcommittee on Managed Marshes announces a public meeting to which all persons are invited.

DATE AND TIME: May 25, 2010, 9:30 a.m.

PLACE: Audubon Coastal Policy Center, 9601 Oceanshore Boulevard (=A1A), Marineland, Florida 32080, (904)471-1111

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting and field trip of the committee.