

A copy of the agenda may be obtained by contacting: Norma H. Wilson, SDSWCD Administrative Assistant at (305)242-1288.

The **Madison Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: June 21, 2010, 8:15 a.m.

PLACE: Madison Service Center, 1416 U.S. 90 E., Madison, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: (850)973-65955.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Kenneth Gregory of Holland Pools, DCA09-DEC-419, joined by Robert Deatherage, Osceola County Building Official on December 25, 2009. The following is a summary of the agency's disposition of the petition:

The Commission determined that Section 1004.1.1, Florida Building Code (FBC), Building Volume, applies to an outdoor public swimming pool with a cabana and deck, for the purpose of determining means of egress requirements, and that the plumbing fixture count for the pool and deck area must be in accordance with Section 403.8, FBC, Plumbing Volume, and the total plumbing fixture count must include the total fixture count required for the pool added to the total fixture count required for the cabana bath.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Joseph Belcher, representing the Aluminum Association of Florida (DCA09-DEC-351) on October 30, 2009. The following is a summary of the agency's disposition of the petition:

The Commission determined that according to Section 102.1, Florida Building Code, Building Volume (2007) the provisions in AAMA 2100 apply to the placement of receptacle outlets in sunrooms.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission 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."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Tim Johnson of SnappBatt (DCA09-DEC-375) on November 20, 2009. The following is a summary of the agency's disposition of the petition:

The Commission determined that the Petitioner's product, which is used to add airspace to a tile roof system and has been classified by the Tile Roofing Institute as a shim, is not within the scope of Chapter 9B-72, Florida Administrative Code, and that by operation of section 104.11, Florida Building Code, Building Volume (2007), use of the product is subject to review and approval by the local authority having jurisdiction.

NOTICE IS HEREBY GIVEN THAT the Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Gulf Distributing Co. of Mobile, LLC and Goldring Gulf Distributing, LLC, Docket Number DS 2010-026094 on May 25, 2010. The petition seeks the agency's opinion as to the applicability of Section 561.5101, Florida Statutes, as it applies to the petitioner.

Whether an outside parking area contiguous to a Goldring Gulf Distributing, LLC (Goldring Gulf) branch warehouse in west Florida that is secure and under the control and supervision of Goldring Gulf employees can qualify to be part of the licensed premises of that branch warehouse provided that written approval from the county or municipality attesting to compliance with local ordinances is submitted to the Division in accordance with Section 561.01(11), Florida Statutes; and whether alcoholic beverages contained in Petitioners' trailer or

trailers parked and stationary for a period of time during the night or early morning hours in a parking lot that is identified as part of a Goldring Gulf licensed branch warehouse premises will meet the come-to-rest requirement of Section 561.5101, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399.

Please refer all comments to: Michael Ross, Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399.

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."

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Louis Gagliardi on or before June 1, 2010. The petition seeks the agency's opinion as to the applicability of Sections 633.025(6) and 633.025(7), F.S.; NFPA 101, Life Safety Code Sections 3.3.28.3 and 31.3.4.5 as it applies to the petitioner.

Petitioner requests a declaratory statement regarding smoke alarms at the Banyan Bay Club Condominiums, 5250 Gulf of Mexico Drive, Longboat Key, FL. 1. Are the buildings within Banyan Bay Club "apartment buildings" per Life Safety Code Section 3.3.28.3? 2. If yes, does the Town Fire Marshal have the authority under Sections 633.025(6) and (7), F.S., to require units within Banyan Bay Club to immediately comply with Life Safety Code Section 31.3.4.5?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238; Fax: (850)922-1235 or (850) 488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises) or by e-mail your request to: Lesley.Mendelson@myfloridacfo.com.

Section VIII Notices of Petitions and Dispositions Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

Millercoors, LLC, A Delaware Limited Liability Company vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco; Case No.: 10-2382RP; Rule Nos.: 61A-1.0101, 61A-1.01011, 61A-1.0104

Barbara M. Blanco vs. Department of Business and Professional Regulation, Regulatory Council of Community Association Managers; Case No.: 10-2905RX; Rule No.: 61E14-2.001(5)

Elmwood Terrace Limited Partnership vs. Florida Housing Finance Corporation; Case No.: 10-2799RX; Rule No.: 67-48.0072(10)

My Friend Home Care, Inc. vs. Agency for Health Care Administration; Case No.: 10-2657RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

Gamestop, Inc. vs. Department of Revenue; Case No.: 09-5759RX; Rule No.: 12A-1.074; Invalid

Florida Beer Wholesalers Association, Inc. vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco and Retail Beverage Council of the Florida Retail Federation, Wine and Spirits Distributors of Florida, Inc., and Beer Industry of Florida, Inc. (Intervenors); Case Nos.: 08-1010RP, 08-4618RP; Rule Nos.: 61A-1.010, 61A-1.0109, 61A-1.0101, 61A-1.0102, 61A-1.0103, 61A-1.0104, 61A-1.0105, 61A-1.0106, 61A-1.0107, 61A-1.0108, 61A-1.01010, 61A-1.01011, 61A-1.01012, 61A-1.01013, 61A-1.01014, 61A-1.01015, 61A-1.01018, 61A-1.01022, 61A-1.01024; Withdrawal

Millercoors, LLC, A Delaware Limited Liability Company vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco and Florida Beer Wholesalers Association, Inc., Anheuser-Busch, Inc., and Beer Industry of Florida, Inc. (Intervenors); Case No.: 10-2382RP; Rule Nos.: 61A-1.0101, 61A-1.01011, 61A-1.0104; Withdrawal
