

**DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed March 29, 2005, from Ben Buckner, Fire Code Official for the City of Newberry, Petitioner. The Petition is seeking the Department's interpretation of Section 633.025, Florida Statutes, and certain Subdivisions of NFPA 1. Specifically, Petitioner asks:

A. Due to the fact that a development is a residential development, is the developer required to comply with 16.4.3.1.3?

B. Are the access road width and height clearances, as stated in the NFPA 1, Chapter 18, Subdivision 18.2.2.5.2 (surface) and 18.2.3.1.1 (obstruction and control of fire department access road), required to be maintained at all times?

A copy of the Petition may be obtained by writing, calling or sending a fax to: Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, Fax (850)922-1235 (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), e-mail: Gabe.Mazzeo@fldfs.com.

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed March 7, 2005, from Mr. Rocky Sneed, Petitioner. The Petition is seeking the Department's interpretation of the Florida Fire Prevention Code and NFPA 72 relating to fire alarm system strobe lights. Specifically, Petitioner asks:

- A. Which code takes precedence, the Florida Building Code, Chapter 11-4.28, requiring 75 minimum candela fire alarm system strobe lights, or the Florida Fire Prevention Code which follows NFPA 72 requirements and allows multi-candela ratings?
- B. Who is responsible for the plan review of these devices?
- C. Who is responsible for issuing the permits?
- D. Who is responsible for inspection and approval?
- E. Who is responsible for enforcing the conflicting code requirements?

A copy of the Petition may be obtained by writing, calling or sending a fax to: Gabriel Mazzeo, Attorney, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604, Fax (850)922-1235 (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), e-mail: Gabe.Mazzeo@fldfs.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:**

**NONE**

---

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

**NONE**

---

**Section IX**  
**Notices of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

**NONE**

---

**Section X**  
**Announcements and Objection Reports of**  
**the Joint Administrative Procedures**  
**Committee**

**NONE**

---