

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF STATE

NOTICE IS HEREBY GIVEN that on December 22, 2006, the Department of State received a Petition for Variance of section IX(H) of the Public Library Construction Grant Guidelines, which is incorporated by reference into Rule 1B-2.011, F.A.C., from Collier County. This Petition requests a variance from the rule that gives a recipient of a public library construction grant 540 days from the date of the grant award to place the construction project under contract. There are no exceptions to this requirement, unless the grant recipient is involved in litigation.

A copy of this petition can be obtained from: Lisa Ginn, Agency Clerk, Office of the General Counsel, Department of State, 500 Bronough Street, Tallahassee, FL 32399-0250. The Department of State will accept comments concerning this 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 the Department of State, Office of the General Counsel, 500 South Bronough Street, Tallahassee, FL 32399-0250.

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on January 8, 2007, the Florida Department of Law Enforcement, received a petition for Mary Carr. She petitions for Waiver of paragraph 11B-30.006(1)(d), F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department waive the order of retraining and testing.

Comments on this Petition should be filed with the Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Counsel Grace A. Jaye. A copy of the Petition may be obtained by contacting Assistant General Counsel Grace A. Jaye at the above address, or by calling (850)410-7676.

NOTICE IS HEREBY GIVEN that on January 12, 2007, the Florida Department of Law Enforcement, received a petition for Bryan Smith. Petitions for Waiver of subsection 11B-27.002(4), F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department grant him additional time to become employed.

Comments on this Petition should be filed with the Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Counsel Grace A. Jaye. A copy of the

Petition may be obtained by contacting Assistant General Counsel Grace A. Jaye at the above address, or by calling (850)410-7676.

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 January 9, 2007, the St. Johns River Water Management District has issued an order.

Granting Variance under Section 120.542, F.S. (SJRWMD FOR #2006-100), to Town Center Partners, Ltd. (Petitioner). The Petition for Variance was received by SJRWMD on October 27, 2006. Notice of receipt of the petition requesting the variance was published in the F.A.W., Vol. 32, No. 47 on November 22, 2006. No public comment was received. This order provides a temporary variance from subparagraph 40C-41.063(1)(c)1. of the Florida Administrative Code and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005). These rules provide in pertinent part that a surface water management system may not result in an increase in the amount of water being diverted from the Upper St. Johns River Hydrologic Basin to intercoastal receiving waters. Generally, the Order sets forth the basis of the Governing Board's decision to grant the variance as follows: 1) requiring Petitioner to comply with these rules onsite would create a technological hardship, and 2) Petitioner's financial contribution to the C-1 Rediversion Project or an Alternative Rediversion Project will accomplish the purpose of Chapter 373 of the Florida Statutes to prevent harm to the water resources, by facilitating the project's implementation. The C-1 Rediversion Project is a restoration project designed to allow water that would be diverted from the St. Johns River to coastal receiving waters by the Melbourne-Tillman Water Control District canal system to drain once again to the St. Johns River.

A copy of the Order may be obtained by contacting: Timothy A. Smith, Senior Assistant General Counsel, at the Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, or by telephone at (386)312-2347.

NOTICE IS HEREBY GIVEN that on January 9, 2007, the St. Johns River Water Management District has issued an order.

Final Order Granting Variance under Section 120.542, F.S. (SJRWMD FOR #2006-101), to Florida Department of Transportation, District 5 (Petitioner). The Petition for Variance was received by SJRWMD on October 31, 2006.

Notice of receipt of the petition requesting the variance was published in the F.A.W., Vol. 32, No. 45 on November 9, 2006. No public comment was received. This order provides a temporary variance from subparagraph 40C-41.063(1)(c)1. of the Florida Administrative Code and Section 11.1.3 of the Applicant's Handbook: Management and Storage of Surface Waters (February 1, 2005). These rules provide in pertinent part that a surface water management system may not result in an increase in the amount of water being diverted from the Upper St. Johns River Hydrologic Basin to intercoastal receiving waters. Generally, the Order sets forth the basis of the Governing Board's decision to grant the variance as follows: 1) requiring Petitioner to comply with these rules onsite would create a technological hardship, and 2) Petitioner's financial contribution to the C-1 Rediversion Project or an Alternative Rediversion Project will accomplish the purpose of Chapter 373, Florida Statutes to prevent harm to the water resources, by facilitating the project's implementation. The C-1 Rediversion Project is a restoration project designed to allow water that would be diverted from the St. Johns River to coastal receiving waters by the Melbourne-Tillman Water Control District canal system to drain once again to the St. Johns River.

A copy of the Order may be obtained by contacting: Timothy A. Smith, Senior Assistant General Counsel, at the Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, or by telephone at (386)312-2347.

NOTICE IS HEREBY GIVEN that on January 10, 2007, South Florida Water Management District (District) received an amended petition for waiver from Donald A. Murphy, Application Number 06-1106-1 for issuance of a Right of Way Occupancy Permit for utilization of Works or Lands of the District known as the L-28, Collier County, to allow utilization of a portion of the District's L-28 right of way for temporary vehicular access to privately-owned land lying in Section 23, Township 51 South, Range 34 East. The petition seeks relief from paragraph 40E-6.221(2)(j) and (9), Fla. Admin. Code, which governs the requirement that, except for both private and public utilities, an applicant must own or lease the land lying adjacent to the District Works 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 the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406. Attn.: Kathie Ruff, Office of Counsel.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-009-DAO-ROW), on January 11, 2007, to the Wayne and Barbara Finn. The petition for waiver was received by the SFWMD on November 30, 2006. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 32, No. 50, on December 15, 2006. No public comment was received. This Order provides a waiver of the District's criteria to allow replacement of an existing fence enclosure with vehicular access gate encroaching to the top of the canal bank within the north right of way of C-7, at the rear of 788 N. W. Little River Drive; S23/T53S/R41E, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the placement of permanent and/or semi-permanent above-ground facilities within forty feet of top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Wayne and Barbara Finn from suffering a substantial hardship. A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-010-DAO-ROW), on January 11, 2007, to Florida Turnpike Enterprises. The petition for waiver was received by the SFWMD on October 24, 2006. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 32, No. 46, on November 17, 2006. No public comment was received. This Order provides a waiver of the District's criteria 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); S17/T56S/R40E, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), and paragraph 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the placement

of above-ground permanent and/or semi-permanent structures within 40 feet 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. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Florida Turnpike Enterprises from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-011-DAO-ROW), on January 11, 2007, to Teodoro and Angie Iturrioz. The petition for waiver was received by the SFWMD on November 6, 2006. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 32, No. 50, on December 15, 2006. No public comment was received. This Order provides a waiver of the District's criteria to allow six (6) existing palm trees located 39 feet from the top of the canal bank to remain within the east right of way of C-1W at the rear of 11330 S. W. 156th Avenue; S9/T55S/R39E, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the placement of permanent and semi-permanent above-ground facilities within 40 feet of the top of the canal bank within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Teodoro and Angie Iturrioz from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-012-DAO-ROW), on January 11, 2007, to

Lago Hollywood LLC. The petition for waiver was received by the SFWMD on November 29, 2006. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 32, No. 50, on December 15, 2006. No public comment was received. This Order provides a waiver of the District's criteria for a 14-slip marina comprised of a proposed 3' x 347' marginal dock and existing seawall, rip-rap and 24" drainage connection within the east right of way of C-10 beginning approximately 330' northerly of Taft Street and extending 347' northerly; S9/T51S/R42E, Broward County. Specifically, the Order grants a waiver from paragraph 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the minimum low member elevation of pile-supported docking facilities within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Lago Hollywood LLC from suffering a substantial hardship and a violation of the principals of fairness.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN that the South Florida Water Management District (SFWMD) Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-013-DAO-ROW), on January 11, 2007, to Miami-Dade County Public Works Department. The petition for waiver was received by the SFWMD on November 7, 2006. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 32, No. 49, on December 8, 2006. No public comment was received. This Order provides a waiver of the District's criteria for the proposed replacement of the S. W. 160th Street Bridge crossing the C-1W Canal; S27/T55S/R39E, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), and paragraph 40E-6.221(2)(j), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the minimum low member elevation of pile-supported facilities within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction,

alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Miami-Dade County Public Works Department from suffering a substantial hardship.

A copy of the Order can be obtained from: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320, or by e-mail kruff@sfwmd.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN that on January 3, 2007, the Agency for Health Care Administration has issued an order.

The Agency for Health Care Administration, Health Quality Assurance hereby gives notice that it issued an Order on January 3, 2006, in response to a petition filed on November 11, 2006 and advertised in the F.A.W., Vol. 32, No. 49.

NOTICE IS HEREBY GIVEN that on January 3, 2007, the Bureau of Health Facility Regulation, Division of Health Quality Assurance of the Agency for Health Care Administration issued an order denying the second petition for waiver of Rule 59A-33.013, F.A.C., that was superseded by an Amended Petition for Variance of Rule 59A-33.013, F.A.C. which was granted in part and denied in part. The rule sought limits the number of clinics a medical or clinic director may supervise to five (5) clinics, nor more than 200 total employees within a 200 mile distance. The petition was granted in part so far as it requested a variance of the 5 clinic limitation to a maximum of 10 clinics per medical director but was denied as to any other relief sought. The 10 clinic variance expires on December 15, 2008 or earlier based upon substantial changes specified in the order. The petitioners are Open Magnetic Imaging, Inc., OMI of Aventura, Inc., OMI of Aventura II, Inc., OMI CT of Aventura, Inc., OMI of Miami Lakes, Inc., OMI CT of Miami Lakes, Inc., OMI of Coral Gables, Inc., OMI of Kendall, Inc., Open Magnetic Imaging of Coral Springs, Ltd., Open Magnetic Imaging of Plantation, Ltd., OMI of Plantation, Inc., OMI CT of Plantation, Inc., OMI of Ft. Lauderdale, Inc., OMI CT of Ft. Lauderdale, Inc., Open Magnetic Imaging of Pembroke Pines, Ltd., OMI of Jupiter, Inc., OMI of Palm Beach, Inc., OMI of Wellington, Inc., OMI of Boynton Beach, Inc., OMI of West Boca, Ltd., OMI of Jacksonville, Inc. and OMI of Orange Park, Inc.

A copy of the Order may be obtained by contacting: Gail Priest, Health Care Clinic Unit, 2727 Mahan Drive, Mail Stop #53, Tallahassee, Florida 32308, (850)488-1365.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on January 9, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Delmonte Catering of Fort Myers. The above referenced F.A.C. addresses

food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Xenia Bailey, Department of Business and Professional Regulation, 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 January 9, 2007, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraph 61C-1.004(1)(d), Florida Administrative Code, from Haagen Dazs located in Orlando. The above referenced F.A.C. states that sewage shall be disposed of in a public sewerage system or other approved sewerage system in accordance with the provisions of Chapter 64E-6 or 62-601, F.A.C. Petitioner is requesting a variance to not have hard plumbing in their kiosk and use alternative methods for sewage disposal.

A copy of the Petition can be obtained from: Xenia Bailey, Department of Business and Professional Regulation, 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 January 10, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Jet of Miami located in Miami. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated....The Petitioner requests to use bathroom facilities located on the other eleven floors of the building and not have their own bathroom facilities.

A copy of the Petition can be obtained from: Xenia Bailey, Department of Business and Professional Regulation, 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 January 8, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from One Tea Lounge located in Wilton Manors. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.... The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of 30.

A copy of the Petition can be obtained from: Xenia Bailey, Department of Business and Professional Regulation, 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 January 16, 2007, the Board of Landscape Architecture, received a petition for waiver filed by Ronald Leighton. The Petitioner seeks a waiver of subsection 61G10-16.006(8), Florida Administrative Code, to permit a one time substitute instructor for an approved course. The Board will consider this petition at its meeting scheduled for Friday, February 23, 2007, in Miami, Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juanita Chastain, Executive Director, Board of Landscape Architecture, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399-0750.

The Board of Accountancy hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, filed on September 11, 2006, by Joseph Moore. The Notice of Petition for Waiver or Variance was published in the F.A.W., Vol. 32, No. 40, of the October 6, 2006. Petitioner sought a waiver or variance of subsection 61H1-33.003(7), F.A.C., entitled "Continuing Professional Education," to allow self study courses he completed through a non-approved sponsor to be counted toward the continuing professional education hours needed to reactivate his license as a certified public accountant. Petitioner also sought a variance or waiver of subsection 61H1-33.006(3), F.A.C., entitled "Inactive or Delinquent Florida Certified Public Accountants Who Desire to Become Active Licensees" with regard to the number of hours of continuing professional education he would be required to complete prior to applying for reactivation of his license. The Board considered the instant Petition at a duly-noticed public meeting, held October 27, 2006, in Tampa, Florida.

The Board's Order, filed January 5, 2007, denied the petition in part, finding that Petitioner had not established that the purpose of the underlying statute, Section 473.312, F.S., would be met by granting a variance or waiver from subsection 61H1-33.003(7), F.A.C. The Board further found that

Petitioner had not established that applying the requirements of the aforementioned Rule to his circumstances would violate the principles of fairness and impose a substantial hardship. The Board's Order granted the petition in part finding that Petitioner established that the purpose of the underlying statute, Section 473.312, F.S., would be met by granting a variance or waiver from subsection 61H1-33.006(3), F.A.C., and allowing him an additional six months to complete the required continuing professional education. The Board further found that Petitioner had established that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Board's Order may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

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."

NOTICE IS HEREBY GIVEN that on December 21, 2006, the Department of Environmental Protection Northwest District, received a petition for a variance from Holley-Navarre Water System Inc., from paragraph 62-610.512(6)(c), F.A.C., which requires a setback distance of at least 50 feet from the edge of a rapid infiltration basin to the site property line if high level disinfection is provided and an engineering report is provided that provides reasonable assurances that water quality standards will not be violated. The petitioner requests in the variance that the minimum 50 foot setback distance be reduced to 25 feet from the property lines. The petition has been assigned OGC File #07-0049. Public comment must be received by the person below no later than 14 days from the date of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jonathan May, Department of Environmental Protection, Northwest District, 160 Governmental Center, Pensacola, FL 32502-5794, (850)595-8300, ext. 1167, jonathan.may@dep.state.fl.us.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on January 8, 2007, the Department of Health received a Petition for Variance from Promise Ventures, LLC, owner of Promise Crossings. Promise Crossings is an 11 space Mobile Home Park located at 703 Wabash Avenue, Lakeland, FL, Polk County. The petition

requests additional time to bring the park into compliance with subsection 64E-15.004(1), F.A.C., which addresses having a safe method of sewage collection, disposal, or treatment.

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 publication of this notice. A copy of the Petition may be obtained from David B. Wolfe, 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

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: February 13, 2007, 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 budgets, taking final action on formal and informal hearings under Chapter 120, F.S., and consideration of other matters within its authority.

The Department of Education will finalize agency action on the business of the Florida Department of Education.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and