

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 7 days before the workshop/meeting by contacting: Georgie Barrett at (850)224-7676, ext 101. 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).

The **Florida Surplus Lines Service Office**, Board of Governors' announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, September 26, 2008, 10:00 a.m.

PLACE: Via Conference Call, 1441 Maclay Commerce Drive, Ste. 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed 2009 Budget.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com.

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 7 days before the workshop/meeting by contacting: Georgie Barrett at (850)224-7676, ext 101. 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).

#### FLORIDA PATIENT SAFETY CORPORATION

NOTICE OF RESCHEDULING – The **Florida Patient Safety Corporation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: The previously announced Board of Directors teleconference scheduled for September 4, 2008 has been rescheduled to Thursday, September 18, 2008, 10:00 a.m.

PLACE: Dial 1(866)200-9760 followed by PIN 8938936#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting via telephone of the Board of Directors.

A copy of the agenda may be obtained by contacting: Susan Moore at susan.a.moore@comcast.net one week prior to the teleconference.

For more information, you may contact: Susan Moore at susan.a.moore@comcast.net.

#### FLORIDA CENTER FOR NURSING

The **Florida Center for Nursing** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, September 19, 2008, 1:00 p.m. – 3:00 p.m.

PLACE: 12424 Research Parkway, Ste. 220, Orlando, FL 32816-3224

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Center for Nursing Board of Directors Conference Call Meeting.

A copy of the agenda may be obtained by contacting: Cathy at (407)823-0980.

## 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 Mr. Rubin Fabian Arroyo, on behalf of Arroyo Enterprises, Inc. (Petitioner) on April 3, 2008. The following is a summary of the agency's disposition of the petition: It was assigned the number DCA08-DEC-108. The Commission determined that the Building Code, Residential Volume (2007) allows a glass roofed sunroom to be built partially enclosed, but requires wind-borne debris protection regardless of the condition of the existing openings of the attached home, because it is not being constructed under an existing roof.

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 Mr. Rubin Fabian Arroyo, on behalf of Arroyo Enterprises, Inc. (Petitioner) on March 17, 2008. The following is a summary of the agency's disposition of the petition: It was assigned the number DCA08-DEC-086. The Commission determined that the Florida Building Code, Residential Volume (2007) applies to the addition of a sunroom to an existing single family home of less than three stories, and allows a glass sunroom not constructed under an existing roof to be built as partially enclosed, but does not exempt it from the requirement for wind-borne debris protection and requires shuttering.

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 Mr. Lee Arsenault, SR., on behalf of the Vintage Group Inc. (Petitioner) on April 8, 2008. The following is a summary of the agency's disposition of the

petition: It was assigned the number DCA08-DEC-112. The Commission determined that sections R303.3 and R303.5 of the Building Code, Residential Volume (2004 as amended 7/07) do not allow a bathroom exhaust vent pipe to be terminated into a vented attic, and do not allow pointing, aiming, or similarly directing such an exhaust pipe at an opening in the envelope of the building, such as an attic louver, grille, ridge vent, eave vent, or soffit vent.

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 Mr. Scott Hampton, P.E. (Petitioner) on January 7, 2008. The following is a summary of the agency's disposition of the petition: It was assigned the number DCA08-DEC-002. The Commission determined that the Florida Building Code (2004 as amended) requires, for areas outside the High Velocity Hurricane Zone, that storm shutters prevent internal pressurization, but may be designed in a manner that permits glass breakage whether or not the shutter seals the opening created, so long as the opening is not sufficient to permit pressurization of the building.

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 Mr. Joseph Herrmann on behalf of Arroyo Enterprises, Inc. (Petitioner) on March 17, 2008. The following is a summary of the agency's disposition of the petition: It was assigned the number DCA08-DEC-087. The Commission determined that the Florida Building Code, Residential Volume (2007) allows a sunroom to be built as partially enclosed, but requires all categories of sunrooms containing glazing to be shuttered, unless they are constructed under roofs or decks and are separated from the building interior by a wall with all openings in the separating wall protected in accordance with section R301.2.1.2.

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 Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Baytree Condominium Association, Inc., Docket No. 2008046246. The petition seeks the agency's opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether a unit owner in Baytree Condominium Association, Inc. may install a flag pole and lighting on the common elements to permanently display a U.S. flag under Section 718.113(4), Florida Statutes, without first obtaining association approval for a material alteration and substantial addition to the common elements under Section 718.113(2)(a), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Richard Hoffman, President of de la Bahia Condominium Association, Inc., Docket No. 2008046156. The petition seeks the agency's opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether de la Bahia Condominium Association, Inc. must conduct a vote to readopt or reaffirm its present bylaw staggering the terms of directors every two years under the amendment to Section 718.112(2)(d)1., Florida Statutes, adopted by Chapter 2008-28, Section 7, Laws of Florida.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an order disposing of the petition for declaratory statement filed by Sheldon D. Kangas and Anna T. Kangas, Unit Owners, In RE: Hatchett Creek Mobile Home Park Condominium Association, Inc., Docket No. 2008032450 on May 13, 2008. The following is a summary of the agency's disposition of the petition: It is ordered that Hatchett Creek Mobile Home Park Condominium Association, Inc. may propose a completely amended and restated declaration of condominium and bylaws by stating on the facing page: "substantial rewording, see current text" under Sections 718.110(1)(b) and 718.112(2)(h)2., Florida Statutes.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Barbara R. Tilney, President of the Board of Directors for The Association of the Fountains Condominium, Inc., Docket No. 2008019733 on March 26, 2008. The following is a summary of the agency's declination of the petition: The Division declined to issue an order because the petitioner did not question the application of a statute, rule, or order of the Division as required by Section 120.565, Florida Statutes.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

#### 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 Slaughter Construction Company, Inc. on or about August 8, 2008. The petition seeks the agency's opinion as to the applicability of Sections 633.021(5)(e), (9) and (19), Florida Statutes, as well as the State Fire Marshal's Office, Bureau of Fire Protection July 9, 2008 letter to Petitioner as it applies to the petitioner.

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-mailing your request to [Lesley.Mendelson@myflorida.cfo.com](mailto:Lesley.Mendelson@myflorida.cfo.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:**

Trelles Pharmacy Management, Inc. vs. Agency for Health Care Administration; Case No.: 08-3820RX; Rule No.: 59G-4.250

Atlantic Housing Partners, LLP vs. Florida Housing Finance Corporation; Case No.: 08-3894RP; Rule Nos.: 67-21.003, 67-48.004