

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

For more information, you may contact: Bonnie Newsome at (850)488-4180.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Florida Building Commission has received the petition for declaratory statement from Mary Mead. It has been assigned the number DCA09-DEC-115. The petition seeks the agency's opinion as to the applicability of local ordinances as it applies to the petitioner.

Petitioner asks the Florida Building Commission's opinion on the applicability of local ordinances to the use of her property for commercial functions such as wedding receptions.

A copy 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, FL 32399.

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 Joseph E. Adams, attorney for St. Kitts Condominium Association, Inc., on April 22, 2009. The petition seeks the agency's opinion as to the applicability of Section 718.110(9), Florida Statutes, as it applies to the petitioner.

Whether St. Kitts Condominium Association, Inc. may approve amendments to the declaration of condominium correcting an ambiguous drafting error or omission to clearly designate terraces and screen porches as part of the unit and not part of the common elements under Section 718.110(9), 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 issued an order disposing of the petition for declaratory statement filed by Anthony Apfelbeck, In Re: Capistrano Condominium Association, Inc., on December 12, 2008. The following is a summary of the agency's disposition of the petition:

It is ordered that Capistrano Condominium Association, Inc. may not opt out of a stand alone fire alarm system under Section 718.112(2)(l), 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 Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Leonardo Gomez, President of Galenus Complex Condominium Association, Inc., on May 6, 2009. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the Division was not provided the governing documents and, therefore, lacks authority to issue a declaratory statement when the record contains no competent substantial evidence to support the declaration; where issues have already taken place; or where owners who will be affected by the decision are not parties to the petition.

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.

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 David and Carole A. Munro, Petitioners/Unit Owners, Hamilton Club Condominium Association, Inc. The petition seeks the agency's opinion as to the applicability of Section 718.111(12), Florida Statutes, as it applies to the petitioner.

Whether Hamilton Club Condominium Association, Inc. may define the draft minutes and notes of an officer as the officer's private property and not official records of the association to deny a unit owner access to those documents under Section 718.111(12), 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 declined to rule on the petition for declaratory statement filed by Peter J. Trapani, Vice President of Whitehall Condominiums of Pine Island Ridge II Association, Inc. on March 6, 2009. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the Division was not provided the governing document and, therefore, lacks authority to issue a declaratory statement when the record contains no competent substantial evidence to support the declaration; where issues have already taken place; where facts are in dispute; or where owners who will be affected by the decision are not parties to the petition.

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.

The Construction Industry Licensing Board hereby gives notice that on March 11, 2009, it received a Petition for Declaratory Statement filed by Rod Smith, Esq. on behalf of Mid-Florida Heating and Air, Inc. The petition seeks the Board's interpretation of Rule 61G4-15.012, F.A.C., and Section 489.105(3), Florida Statutes, to determine whether Petitioner may install solar water heating systems with a certified Class A air conditioning contractor license.

Copies of the petition may be obtained from: G. W. Harrell, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN THAT the Florida Real Estate Commission has received the petition for declaratory statement from Auction Educations, Inc. The petition seeks the agency's opinion as to the applicability of Sections 475.004(1)(a) and 468.381, F.S., as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 475.004(1)(a), F.S., and Rule 61G2-8.010, F.A.C., which define real estate brokers and auctions, and Section 468.381, F.S., which states in part, "The Legislature finds that unqualified auctioneers and apprentices and unreliable auction businesses present a significant threat to the public. It is the intent of the Legislature to protect the public by creating a board to regulate auctioneers. . . ." The Petitioner seeks a Declaratory Statement that a licensed auctioneer, who is not licensed as a real estate broker or sales associate, may be hired by a licensed real estate broker to auction real estate, provided the auctioneer is supervised by a licensed real estate broker.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801.

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 Bonita Springs Fire Control and Rescue District on April 30, 2009. The petition

seeks the agency's opinion as to the applicability of FFPC NFPA 101 4.6.1 thru 4.6.1.3 and FFPC NFPA 101 38.2.4.1 as it applies to the petitioner.

1) Can the local authority having jurisdiction waive code safety requirements that are specifically provided by Code? FFPC NFPA 101 4.6.1 thru 4.6.1.3; and question 2) From a review of Exhibit A, does the single stair (means of egress) with two exit doors comply with code section FFPC NFPA 101 38.2.4.1?

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.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Priority Fire Company, Inc., on April 24, 2009. The petition seeks the agency's opinion as to the applicability of NFPA 13 Sections 24.1 (1), (2), and (3) and Section 633.539(3), Florida Statutes, as it applies to the petitioner.

Priority Fire is being substantially affected under the present circumstances.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340, (850)413-3604, (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@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:

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

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

PROFESSIONAL SERVICES FOR
ARCHITECTURAL/ENGINEERING SERVICES

The Florida School for the Deaf and the Blind (FSDB) announces that professional services are required for the project listed below.

PROJECT NUMBER: FSDB-20090002

PROJECT NAME: Collins Rehabilitation Building #39

PROJECT LOCATION: The Florida School for the Deaf and the Blind, 207 N. San Marco Ave., St. Augustine, FL 32084-2799.

SERVICES TO BE PROVIDED: Architectural/Engineering services for a Historical Rehabilitation to provide an honor dormitory with mixed residential uses. The applicant firm needs to demonstrate experience in projects using the Secretary of Interior Standards and Interior Space Planning. The project shall conform to the FSDB Construction Standards and shall be LEED Certified.

The facility is a 4,351 square foot two story structure originally constructed in 1930, which consist of dormitory areas and residential living areas.

PROJECT BUDGET: \$1,380,000.00

CONSTRUCTION BUDGET: \$1,110,000.00

FSDB PROJECT MANAGER: Steve Armstrong

PHONE NUMBER: (904)827-2363

RESPONSE DUE DATE: Monday, June 15, 2009, no later than 3:00 p.m.