

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: June 24, 2009

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 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."

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on June 22, 2009, the Criminal Justice Standards and Training Commission, received a petition for temporary waiver of paragraphs 11B-18.0071(5)(a), (b), F.A.C., from Director Ron Grimming and the Miami Dade College School of Justice. Pursuant to Section 120.542, F.S., Petitioner requests a waiver of paragraphs 11B-18.0071(5)(a), (b), Florida Administrative Code. The Petitioner wishes to temporarily waive that portion of the rule requiring training schools to submit semi-annual forms to the Commission staff detailing how interest earned on Officer Training Money interest-bearing accounts was expended; and, requiring training schools to then submit a year-end report detailing and reconciling all such interest expenditures for the year. Petitioner wishes to waive this portion of the rule requirement for fiscal year 2006/2007 in order to avoid the economic hardship of having to repay the interest moneys accrued and expended during that time which were not reported as required by rule. Petitioner asserts that repaying the interest accrued during the 2006/2007 fiscal year would cause substantial economic hardship to the Region XIV training schools. Petitioner asserts that the underlying statute is satisfied because the interest accrued was expended as required by rule and statute, however it was only the forms required to report that activity that were not filed because of exigent circumstances existing only for fiscal year 2006/2007.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302, (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 June 22, 2009, the South Florida Water Management District (District), received a petition for waiver from North Springs Improvement District, Application Number 09-0108-4, for utilization of Works or Lands of the District known as L-36 in Broward County, for the proposed installation of a 48" steel outfall pipe within the District rights of way, Section 18, Township 48 South, Range 40 East. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which governs crown elevation for culvert pipe connections within the Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Triola Russell at (561)682-6268 or email: jtriola@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 end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1411, West Palm Beach, FL 33406, Attn.: Juli Triola Russell, Office of Counsel.

NOTICE IS HEREBY GIVEN THAT on June 11, 2009, the South Florida Water Management District (District or SFWMD) has issued an order.

SFWMD Order No.: 2009-165-DAO-ROW was issued to the Town of Miami Lakes (Application No.: 09-0316-7). The petition for waiver was received by the SFWMD on March 16, 2009. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 35, No. 14, on April 10, 2009. No public comment was received. This Order provides a waiver of the District's criteria for the proposed installation of a chain link fence within the north right of way of the C-8 Canal; Section 14, Township 52 South, Range 40 East, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of

permanent and/or 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 District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent the Town of Miami Lakes from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola Russell, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6268 or by email: jtriola@sfwmd.gov.

NOTICE IS HEREBY GIVEN THAT on June 11, 2009, the South Florida Water Management District (District or SFWMD) has issued an order.

SFWMD Order No.: 2009-166-DAO-ROW was issued to J.W. McDaniel Sr., Inc., (Application No.: 09-0326-1). The petition for waiver was received by the SFWMD on April 16, 2009. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 35, No. 17, on May 1, 2009. No public comment was received. This Order provides a waiver of the District's criteria for an existing water control structure and appurtenances (known as W-D1AB) within the right of way of the L-28I North Feeder Canal: Section 25, Township 47 South, Range 33 East, Hendry County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), and paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground encroachments 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 District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent J.W. McDaniel Sr., Inc., from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola Russell, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6268 or by email: jtriola@sfwmd.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on June 11, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2. The petition was received from David Miller on behalf of St. Joseph's Hospital in Tampa, FL (VW 2009-194).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 9, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires unspecified upgrades. The petition was received from Lee Wedlake on behalf of Capeway Condominium Association in Cape Coral, FL (VW 2009-206).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 11, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, and 2.7.4, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 and restriction of doors from Dave Gibson on behalf of Ocean 5 Condo Association (License Numbers 22655 and 22656) (VW 2009-207).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 11, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 from David Miller on behalf of St. Joseph's Hospital in Tampa, FL (License Number 39216) (VW 2009-208).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 11, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a variance from an unreferenced code

requiring door restrictors and phones from Jane Calhoon on behalf of Raymond James Office PARK in Largo, FL (License Numbers 11463 & 10723) (VW 2009-210).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 12, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a permanent variance from Rule 2.2.2.5, ASME A17.1, 2005 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., requiring a sump pump in the elevator pit. The petition was received from Helen Ruisi on behalf of Seacrest Country Day School in Naples, FL (License Number 97209) (VW 2009-211).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 12, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2. The petition was received from Brian Schauer on behalf of Citadel I & II Limited Partnership in Orlando (VW 2009-212).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 15, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3 and 2.7.4, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 and restriction of doors from Tim Cleckner on behalf of The Van Lee Condominium (License Numbers 31665 and 31666) (VW 2009-214).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 15, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3 and 2.7.4, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 and restriction of doors from Tim Cleckner on behalf of Oceans Four in Daytona Beach Shores, FL (License Numbers 28954 through 28959) (VW 2009-215).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 17, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a permanent variance from Rule 2.20.1, ASME A17.1(2005) as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner Collen Ansell, OTIS Elevator Company, d/b/a 618 East South Street, Orlando, FL 32810, requests the use of new MRL technology upon installation of an OTIS GEN 2 elevator. (VW 2009-217)

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 18, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, ASME A17.1(2005) as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner Edgewater Arms Third, Inc. requests the waiver of compliance date for ASME required fire safety devices and other upgrades for Edgewater Arms two 8 story elevators. The petition was received from Robert E. Bertics, Manager (VW 2009-218).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 18, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a permanent variance from Rule 2.27.2.2, ASME A17.1(2005) as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner Lake Technical Center, Institute of Public Safety, d/b/a Firefighters' Training Building, requests the waiver of ASME required fire safety devices during training exercises in an unoccupied facility. The petition was received from Ron Williams, Program Director regarding VW 2009-219.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 19, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a emergency permanent variance from Rule 2.20.4.1, ASME A17.1(2005) as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C., which shall not expire. The petitioner Paramount IntraWest PlaceMaking, d/b/a Westin Village of Imagine, for SNs 92054 through 92057 requests the use of new technology and smaller diameter ropes. The petition was received from Lee Rigby, of Vretical Assessment Associates, on behalf of the petitioner for VW 2009-220.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Division of Hotels and Restaurants, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on June 12, 2009, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

On May 18, 2009, an Emergency Variance request from paragraph 61C-5.001(1)(a), F.A.C. Paragraph 4-301.12(A), 2001 FDA Food Code from The Beer Garden located in Jacksonville. The above referenced F.A.C. addresses the requirement that each establishment provide facilities to properly wash, rinse, and sanitize equipment and utensils. Specifically, the Petitioner requests to share the three-compartment sink located within a nearby licensed establishment under the same ownership and within the same flea market. The variance request was published in Vol. 35, No. 21, May 29, 2009, of the Florida Administrative Weekly.

The order was approved and is contingent upon the Petitioner ensuring the three-compartment sink located within the Market Place (Snack Bar) #3 food service is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure and available during all hours of operation. If the owner of the Market Place (Snack Bar) #3 food service changes, a signed agreement for use of the three-compartment sink is required immediately. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

A copy of the Order may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011.

NOTICE IS HEREBY GIVEN THAT on June 1, 2009, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsections 61C-4.010(6), 61C-4.010(7), paragraph 61C-1.004(2)(a), Florida

Administrative Code, Section 509.221(1)(b), Florida Statutes and Section 6-402.11, 2001 FDA Food Code from Mamma Che Buono located in West Palm Beach. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom must be provide for use by customers and employees. They are requesting to utilize public bathrooms located on the same level over 300 feet away for customers and employees.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rhonda.Steele@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

The Board of Accountancy hereby gives notice that it has received a petition, stamped as filed on May 26, 2009, by Barbara Briglio, seeking a variance from subsection 61H1-33.006(2), Florida Administrative Code, which requires that an applicant for reactivation demonstrate successful completion of the required number of continuing professional education hours.

Comments on this petition should be filed with: Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, within 14 days of publication of this notice.

For a copy of the petition, contact: Veloria Kelly, Division Director, Board of Accountancy, at the above address or by telephone at (352)333-2505.

NOTICE IS HEREBY GIVEN THAT on June 23, 2009, the Board of Accountancy has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on February 24, 2009, by Jack A. Snay. The Notice of Petition for Waiver or Variance was published in Vol. 35, No. 11, of the March 20, 2009, Florida Administrative Weekly. The Petitioner sought a waiver or variance of paragraphs 61H1-33.003(1)(a) and (b), F.A.C., entitled "Continuing Professional Education," which requires that the licensee submit additional hours of continuing education if he/she does not timely meet the initial requirements for continuing professional education within his/her reestablishment period. The Board considered the instant Petition at a duly-noticed public meeting, held April 22, 2009, in Tampa, Florida.

The Board's Order denied the petition finding that Petitioner failed to establish that the purpose of the underlying statute, Section 473.312, Florida Statutes, would be met by granting a variance or waiver from paragraphs 61H1-33.003(1)(a) and (b), F.A.C. The Board further found that Petitioner failed to establish that the Board's full application of the aforementioned rules to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Veloria Kelly, 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 June 17, 2009, the Department of Environmental Protection has issued an order. The North Shore Medical Center in Miami on June 17, 2009 withdrew its petition for variance of the requirements of subsection 62-761.510(5), Table UST = E, Florida Administrative Code, to allow a one year extension of the deadline to upgrade underground storage tank with secondary containment. Petition was assigned OGC Case #09-0431. The notice of receipt of the petition was published in the March 20, 2009, Florida Administrative Weekly and was re-noticed on May 1, 2009. On March 19, 2009, the Department requested additional information but did not receive any additional information. No comments were received from the public and no order will be issued.

A copy of the Order may be obtained by contacting: John Svec, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #4525, Tallahassee, Florida 32399-2400, (850)245-8845, e-mail: john.svec@dep.state.fl.us for a copy of anything in this variance file.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on June 14, 2009, the Board of Massage Therapy, received a petition for waiver or variance from Jill Gramigna, of paragraph 64B7-28.009(3)(a), F.A.C., with respect to the 12 hours of continuing education via live classroom instruction which includes hands on instruction or demonstration because compliance with this requirement would cause hardship for Petitioner who now lives in Ft. Lee, New Jersey where there is difficulty finding approved continuing education classes.

Comments on this petition should be filed with: Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3256, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kaye Howerton, Executive Director, at the above-referenced address, or telephone: (850)245-4161.

NOTICE IS HEREBY GIVEN THAT on June 16, 2009, the Board of Massage Therapy, received a petition for waiver or variance from Ann Sullivan, of subsection 64B7-28.009(3), F.A.C., with respect to the 12 hours of continuing education via

live classroom instruction which includes hands on instruction or demonstration due to a medical condition which prohibits her from attending at this time.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kaye Howerton, Executive Director, at the above-referenced address, or telephone: (850)245-4161.

NOTICE IS HEREBY GIVEN THAT on June 11, 2009, the Board of Medicine, received a petition for waiver or variance filed by Gokul Shanbag, M.D., from subsection 64B8-4.009(4), F.A.C., with regard to the requirement for submission of transcripts documenting Petitioner's medical education. Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

NOTICE IS HEREBY GIVEN THAT on June 22, 2009, the Board of Medicine, Council on Physician Assistants has issued an order.

The Petition for Waiver and/or Variance was filed by Rosa Marie Singleton, on April 28, 2009, seeking a waiver or variance from Rule 64B8-30.003, F.A.C., with regard to the rule provision which requires letters of recommendation from supervising physicians. The Notice was published in Vol. 35, No. 20, of the Florida Administrative Weekly, on May 22, 2009. The Council, at its telephone conference meeting held on May 28, 2009, granted the Petition for Waiver or Variance finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

NOTICE IS HEREBY GIVEN THAT on June 22, 2009, the Board of Medicine, Council on Physician Assistants has issued an order.

The Petition for Waiver and/or Variance was filed by Petrea P. Tomko, on April 28, 2009, seeking a waiver or variance from Rule 64B8-30.003, F.A.C., with regard to the rule provision which requires letters of recommendation from supervising physicians. The Notice was published in Vol. 35, No. 18, of the Florida Administrative Weekly, on May 8, 2009. The Council, at its telephone conference meeting held on May 28, 2009, granted the Petition for Waiver or Variance finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on June 19, 2009, the Florida Housing Finance Corporation, received a petition for Waiver/Variance From paragraphs 67-48.004(14)(j) and 67-48.004(14)(k), F.A.C. The petition is seeking a waiver to amend the SAIL LURA to match the Guarantee Fund and tax credit set aside of 94% of the units being set aside for households earning up to 60% of the County median income, adjusted for family size.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at: www.floridahousing.org. Florida Housing 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. (Eastern Standard Time), on the 14th day after publication of this notice at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Division of Historical Resources**, Mission San Luis announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, July 13, 2009, 11:00 a.m. – 1:00 p.m.

PLACE: Mission San Luis, Archaeology Lab, 2100 W. Tennessee St., Tallahassee

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business discussed will include an update on the construction of the new Visitor Center, financial and inventory needs for the Visitor Center, and other committee business.

A copy of the agenda may be obtained by contacting: Jessica Shiver, (850)487-1666

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 48 hours before the workshop/meeting by contacting: Jessica Shiver (850)487-1666. 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).

For more information, you may contact: Jessica Shiver (850-487-1666, or jbshiver@dos.state.fl.us)

DEPARTMENT OF LEGAL AFFAIRS

The **Florida Elections Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 10, 2009, 8:00 a.m. – 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 5414291059

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Commission.

A copy of the agenda may be obtained by contacting: Patsy Rushing, Commission Clerk at (850)922-4539, ext. 103 or patsy.rushing@myfloridalegal.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 48 hours before the workshop/meeting. More information may be obtained by contacting: Patsy Rushing, Commission Clerk at (850)922-4539, ext. 103 or patsy.rushing@myfloridalegal.com. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

More information may be obtained by contacting: Patsy Rushing, Commission Clerk at (850)922-4539, ext. 103 or patsy.rushing@myfloridalegal.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: July 24, 2009, 1:00 p.m. – 2:30 p.m.

PLACE: JW Marriott Orlando Grande Lakes, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida Propane Gas Education, Safety and Research Council and representatives of the Florida Dept. of Agriculture and Consumer Services to discuss and review Council programs and budget issues.

A copy of the agenda may be obtained by contacting: Bureau of LP Gas Inspection at (850)921-8001.

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