

## Section VII

### Notices of Petitions and Dispositions Regarding Declaratory Statements

#### **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 MANAGEMENT SERVICES**

The E911 Board hereby gives notice that on September 25, 2009, it received a Petition for Declaratory Statement filed by Marion County Sheriff Ed Dean. The petition seeks the Board's interpretation of Section 365.172(9)(b), Florida Statutes, to determine whether all costs directly attributable to the establishment or provision of an emergency test messaging system are eligible for expenditure of moneys derived from imposition of the E911 fee authorized by Section 365.172(9)(b), Florida Statutes.

Copies of the petition may be obtained from: John C. Ford, Chair, E911 Board, 4030 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950.

#### **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 declined to rule on the petition for declaratory statement filed by Lisa Lehman, Petitioner, In Re: Towers of Quayside Homeowners' Association, Inc., Docket No. 2009025325 on May 14, 2009. The following is a summary of the agency's declination of the petition.

The Division declined to issue a declaratory statement because the Division cannot issue a declaratory statement concerning events that have already taken place; or where there are owners who will be affected by the decision and who 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 declined to rule on the petition for declaratory statement filed by Joanne Janiak, Petitioner, In Re: Park Four at Lakewood Condominium Association, Inc., Docket Number 2009034744 on June 22, 2009. The following is a summary of the agency's declination of the petition.

The Division declined to issue a declaratory statement because a statement cannot be issued where there are owners who will be affected by the decision and who 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.

#### **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 Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Marshal A. Seymour on or about September 18, 2009. The petition seeks the agency's opinion as to the applicability of Section 633.061, F.S., the section that refers to Dealer Licensing; also paragraphs 633.061(3)(c), (6)(c) and 112.011(1)(b), F.S., as it applies to the petitioner.

He wants clarification of the law in the taking away of the license/permit of persons who are currently licensed/permitted by the state.

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, phone (850)413-3604, or (850)413-4238; fax number (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](mailto:Lesley.Mendelson@myfloridacfo.com).