

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

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 November 12, 2009, the Suwannee River Water Management District has issued an order.

This Order granted variance under Section 120.542, F.S., to Clyde D. and Brenda K. Meziere, 1683 S. E. Boundary Bend Trail, Lee, FL 32059, for a Works of the District residence (ERP09-0208). The petition for variance was received by SRWMD on September 9, 2009. Notice of receipt of petition requesting variance was published in F.A.W., Vol. 35, No. 39, October 2, 2009. No public comment has been received. This Order provides a variance of SRWMDs criteria for paragraph 40B-4.3030(12)(b), F.A.C., as to the 75-foot setback requirement and subsection 40B-4.3030(9), F.A.C., as to the zero-rise certification requirement, within Township 2 South, Range 11 East, Section 32, Madison County. SRWMD granted the petition because the petitioners have demonstrated that the purpose of the statute underlying the rule will be met and that a substantial hardship would be created if the petitioners were required to comply with this rule.

A copy of the Order may be obtained by contacting: Robin Lamm, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

NOTICE IS HEREBY GIVEN THAT on November 13, 2009, the South Florida Water Management District ("District" or "SFWMD") has issued an order.

SFWMD Order No. 2009-284-DAO-ROW was issued to David Fox (Application No. 09-723-1). The petition for waiver was received by the SFWMD on August 14, 2009. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 35, No. 35, on September 4, 2009. No public comment was received. This

Order provides a waiver of the District's criteria to allow a portion of an existing fence enclosure, shed, trees and hedges within 40 feet of the top of the canal bank and an existing dock addition with buried water service, an existing patio and asphalt area to remain within the C-16 Canal right of way, Section 20, Township 45 South, Range 40 East, Palm Beach 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 Petitioner from a suffering a substantial hardship.

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

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN THAT on November 20, 2009, the Agency for Workforce Innovation, received a petition for Variance of subsection 60BB-4.100(22), F.A.C., which provides the definition of "working family" in the context of determining the eligibility to receive services for the state's school readiness program. The Petition was filed by the Early Learning Coalition of Indian River, Martin, and Okeechobee Counties, 10 S. E. Central Parkway, Suite 400, Stuart, Florida 34994.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 East Madison Street, MSC 140, Tallahassee, Florida 32399.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on November 20, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That the order is denied as the petitioner has not met its burden to meet the intent of the code within a reasonable period of time, as submitted by: Hassan Ghalam of Tequesta Towers and, as specified in Section 120.542, Florida Statutes, titled Petition for Variance and Waiver (VW 2009-389).

A copy of the Order 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 November 20, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has received an order. That the order is denied as the petitioner has not met its burden to meet the intent of the code, as submitted by: George Brown of Sun Viking Lodge and, as specified in Section 120.542, Florida Statutes, titled Petition for Variance and Waiver (VW 2009-427).

A copy of the Order 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 November 6, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The Request for Variance is withdrawn by the petitioner, Dana Schikora, Palm Beach Club, Palm Beach, FL, as specified in Section 120.542, Florida Statutes, titled Petition for Variance and Waiver (VW 2009-590).

A copy of the Order 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 November 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The Request for Variance is withdrawn by the petitioner, Melissa Johnson, Castillian Condominium, as specified in Section 120.542, Florida Statutes, titled Petition for Variance and Waiver (VW 2009-638).

A copy of the Order 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 September 23, 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 an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, The Beachcomber Condominiums, Longboat Key, FL, and location of the Serial Numbers 8299 and 8300, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Stephen M. Zook, Manager (VW 2009-703).

A copy of the Order 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 November 4, 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 A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Vantage Pointe Condominiums, Daytona Beach, FL, and location of the Serial Numbers 22030-22033, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Melvyn Van Dyke, Manager (VW 2009-2009-704 & 2009-729).

A copy of the Order 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 November 4, 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 A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Brynnwood Condominium I Assoc., Inc., Palm Harbor, FL, and location of the Serial Numbers 21965-68, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Thomas P. Reardon, Vice President (VW 2009-705).

A copy of the Order 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 November 4, 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 an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Continental Towers Assoc. of St. Petersburg, and location of the Serial Numbers 9760-61, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Fred D. Cottone, Secretary Treasurer (VW 2009-706).

A copy of the Order 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 November 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Beta Theta Pi Fraternity House of Gainesville, and location of the Serial Number 97434, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from James Farrow, Agent (VW 2009-707).

A copy of the Order 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 November 4, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, 501 E. Kennedy Associates, LLC, Tampa, FL, and location of the Serial Number 97644, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from James Farrow, Agent (VW 2009-708).

A copy of the Order 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 November 5, 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 A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Glades Tower Condominium Assoc., Inc., Boca Raton, FL, and location of the Serial Numbers 34468 and 37676, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Cynthia J. Soderlund, Esq. (VW 2009-709).

A copy of the Order 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 November 6, 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 A17.3, Sections 3.11.3 and 2.7.4, as adopted by Chapter 30, Section

3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, North Shore Normandy Assoc., Inc., St. Petersburg, FL, and location of the Serial Numbers 12320-21, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Judy Butterfield, President (VW 2009-710).

A copy of the Order 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 November 6, 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 A17.3, Sections 3.11.3 and 3.10.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, 218 Royal Palm Way, Palm Beach, FL, and location of the Serial Number 3108, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Steven Froot, Manager (VW 2009-712).

A copy of the Order 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 November 6, 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 an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, The Prince, Marco Island, FL, and location of the Serial Number 29261, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Fred Arce, CAM (VW 2009-713).

A copy of the Order 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 November 6, 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 A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Cove Cay Village IV, Clearwater, FL, and location of the Serial Numbers 29309-12, 31002-03, 35482-83, 32127-28 and 39217-18, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Gerald t. Panagrossi, CAM (VW 2009-714).

A copy of the Order 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 November 6, 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 A17.3, Section 3.3.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Seaside Property Management, Ft. Myers Beach, FL, and location of undisclosed Serial Number(s), requests the variance for an extension of time to complete repairs. The petition was received from Alys Roark, Agent (VW 2009-715).

A copy of the Order 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 November 9, 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 an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, DEP Florida Geological Survey of Tallahassee, and location of undisclosed Serial Number(s), requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Carolyn F. Stringer, Operations Manager (VW2009-716).

A copy of the Order 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 November 9, 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 A17.3, Section 2.3.1(a), as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, DEP Florida Geological Survey of Tallahassee, and location of undisclosed Serial Number(s), requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Carolyn F. Stringer, Operations Manager (VW 2009-717).

A copy of the Order 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 November 9, 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 A17.3, Section 3.11.3,

as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Bermuda High South of Delray Beach, and location of the Serial Numbers 4755, 4969 and 8328, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Steven C. Lebrun, Secretary (VW 2009-718).

A copy of the Order 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 November 9, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Sections 2.7.4 and 3.11.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Colonial House of Venice, and location of the Serial Number 11681, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Stephen K. Boone, Esq. (VW 2009-719).

A copy of the Order 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 November 9, 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 A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Port Belleair #4 of Largo, and location of the Serial Number 9464, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Anita A. Danna, CAM (VW 2009-721).

A copy of the Order 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 November 9, 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 A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Boca Teeca Condominium #5 of Boca Raton, and location of undisclosed Serial Number(s), requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Rob Carillo, President (VW 2009-722).

A copy of the Order 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 November 10, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3 and 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Monroe Park Tower, Tallahassee, FL, and location of the Serial Numbers 36020-23, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Larry LoCascio, Director of Property Management (VW 2009-724).

A copy of the Order 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 November 10, 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 A17.3, Sections 3.11.3 and 2.7.4, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Aliko Atrium Condominium, Ormond Beach, FL, and location of the Serial Numbers 30761-62, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Mrs. C. Turner, Treasurer (VW 2009-725).

A copy of the Order 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 November 12, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 2.7.4 and 3.11.1(a)(2), and A17.1, Section 8.6.1.6.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Yachtsman, Clearwater, FL, and location of the Serial Number 17855, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Lee Rigby, Agent (VW 2009-726).

A copy of the Order 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 November 12, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Comfort Inn Universal Studio of Orlando, and location of the Serial Number 35253, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Soli Bratanatawira, General Manager (VW 2009-727).

A copy of the Order 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 November 12, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Comfort Inn Universal Studio of Orlando, and location of the Serial Number 35254, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Soli Bratanatawira, General Manager (VW 2009-728).

A copy of the Order 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 November 12, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Comfort Inn Universal Studio, Orlando, FL, and location of the Serial Number 35252, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Soli Bratanatawira, General Manager (VW 2009-729).

A copy of the Order 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 November 12, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section

3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Comfort Inn Universal Studio, Orlando, FL, and location of the Serial Number 35255, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Soli Bratanatawira, General Manager (VW 2009-730).

A copy of the Order 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 November 12, 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 A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Bok Tower Gardens, Lake Wales, FL, and location of the Serial Number 1692, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Christopher Lutton, Director of Facilities (VW 2009-731).

A copy of the Order 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 November 12, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for an emergency temporary variance from A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner, Lucerne Plaza, Orlando, FL, and location of the Serial Numbers 32809-10, requests the variance for an extension of time to complete repairs and for economic/financial hardship. The petition was received from Barbara J. Petroski, Property Manager (VW 2009-732).

A copy of the Order 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 November 12, 2009, the The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Paragraph 4-301.12(A), 2001 FDA Food Code, Paragraph 5-204.11(A), 2001 FDA Food Code, paragraph 61C-1.004(1)(d), Florida Administrative Code, Paragraph 5-202.11(A), 2001 FDA Food Code, Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Section 5-203.13, 2001 FDA Food Code, subsections 61C-4.010(1), (5), and 61C-1.004(1), Florida Administrative Code, from BBQ Food East, Orlando, FL. The above

referenced F.A.C. addresses the requirements that each establishment have facilities for washing, rinsing and sanitizing dishes and utensils; an area for food preparation that has a conveniently located hand wash sink; discharge sewage into an approved collection system; an approved plumbing system installed; and that food must be properly stored in a licensed establishment. They are requesting to install potable and waste water holding tanks and share warewashing, food preparation and food storage areas, and mop wash facilities with another licensed public food service establishment.

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

NOTICE IS HEREBY GIVEN THAT on November 12, 2009, Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Paragraph 4-301.12(A), 2001 FDA Food Code, Paragraph 5-204.11(A), 2001 FDA Food Code, paragraph 61C-1.004(1)(d), Florida Administrative Code, Paragraph 5-202.11(A), 2001 FDA Food Code, Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Section 5-203.13, 2001 FDA Food Code, subsections 61C-4.010(1), 61C-4.010(5), and 61C-1.004(1), Florida Administrative Code, from BBQ Food West, Orlando, FL. The above referenced F.A.C. addresses the requirements that each establishment have facilities for washing, rinsing and sanitizing dishes and utensils; an area for food preparation that has a conveniently located hand wash sink; discharge sewage into an approved collection system; an approved plumbing system installed; and that food must be properly stored in a licensed establishment. They are requesting to install potable and waste water holding tanks and share warewashing, food preparation and food storage areas, and mop wash facilities with another licensed public food service establishment.

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

NOTICE IS HEREBY GIVEN THAT on November 13, 2009, Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for received a Petition for a Routine Variance for subsections 61C-4.010(6) and (7), Florida Administrative Code, from Personal Touch Catering, Winter Park, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to utilize bathrooms located within an adjacent business for customers only.

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 November 23, 2009, the State of Florida Department of Environmental Protection has issued an order.

Notice of receipt of this petition was published in the Florida Administrative Weekly on September 11, 2009. The petition requested a waiver of subsection 62S-2.075(2), Florida Administrative Code, which requires that an applicant for grant funds under the Recreational Trails Program receive the State of Florida Department of Environmental Protection's formal approval of commencement documentation prior to the commencement of construction of an approved project. No public comment was received. The Order, OGC No. 09-3439, granted the petition based on the petitioner showing that a strict application of the rule would result in substantial hardship to the petitioner due to loss of other grant funding and because the purpose of the underlying statute, which is development and improvement of recreational trails and trail-related facilities on publicly-owned lands to provide access to healthful outdoor recreational opportunities for the public, has been achieved by the petitioner by other means.

A copy of the Order may be obtained by contacting: Alexandra Weiss, Office of Greenways and Trails, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #795, Tallahassee, Florida 32399-3000. Ms. Weiss may also be contacted by telephone at (850)245-2052.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on November 19, 2009, the Florida Housing Finance Corporation, received a petition for Waiver from paragraph 67-48.0072(4)(c), Florida Administrative Code (2007) from North Central Heights, LLC. The petition is seeking a waiver to allow a second requested extension of the time frame within which the HOME loan must close and also grant Petitioner an extension of 120 to close the HOME loan.

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: 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: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT on April 13, 2009, the Department of Financial Services, Division of Agent & Agency Services, received a petition for waiver of subparagraph 69B-211.042(10)(a)6., Florida Administrative Code, filed by Jason R. Velez, which was deemed approved by operation of Section 120.542(8), F.S., on July 13, 2009. Notice of receipt of the Amended Petition was published in Vol. 35, No. 38 of the Florida Administrative Weekly, on September 25, 2009.

The petition sought a variance from subparagraph 69B-211.042(10)(a)6., Florida Administrative Code, which limits the number of years that mitigating factors will reduce the waiting period for an insurance agent license applicant to reapply after an application for licensure is denied. The limit imposed by that rule is four years of reduction in the waiting period.

Comments on this petition should be filed with: DFS, Agency Clerk, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0390, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Julie Jones, Division of Legal Services, 200 East Gaines Street, Tallahassee, FL 32399-0333, (850)413-4177.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT on November 7, 2009, the Office of Insurance Regulation, received a petition for the Amendment and Extension of the Order Granting Variance from Rule 69O-125.003, F.A.C., for travel to Iraq and Afghanistan. The original order granting a variance was issued on February 15, 2010, for a period of two years, subject to an extension of the variance, subject to a petition to so extend.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Debra Seymour by the email address debra.seymour@flair.com.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Friends of Mission San Luis, Inc.** announces a public meeting to which all persons are invited.