

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.

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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 Dennis Schor, Unit Owner, In Re: Sunrise Island Condominium Association, II, Inc., Docket No. 2011036592 on July 25, 2011. The following is a summary of the agency's declination of the petition:

The Division has declined to issue a declaratory statement because it cannot determine the rights of third parties who are not parties to the declaratory statement; or where the facts have already taken place and are disputed in related pending litigation between the parties.

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.

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NOTICE IS HEREBY GIVEN that on September 23, 2011, the Board of Veterinary Medicine has issued an order disposing of the petition for declaratory statement filed by Maron B. Calderwood Mays, D.V.M., on June 2, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 37, No. 30, of the July 29, 2011, Florida Administrative Weekly. The petition seeks the Board's interpretation of Sections 474.202(9), (11), (13) and 474.203(1), (2), (4), F.S., concerning whether a diagnostic veterinary pathologist working in a private veterinary diagnostic laboratory in Florida must be licensed to practice veterinary medicine in Florida. It is the Board's opinion that veterinary pathologists working in a private Florida veterinary diagnostic laboratory must be Florida licensed veterinarians.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Juanita Chastain, Executive Director, Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399-0783.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that the Florida Department of Environmental Protection has received the petition for declaratory statement from Charles E. Strange, Jr., on October 5, 2011. The petition seeks the agency's opinion as to the applicability of Notice of Intent to Issue an Environmental Resource Permit, File No. 09-0302742-001, to the Southwest Florida Water Management District to fill approximately 0.85 acres of freshwater marsh in order to construct a new 425-linear foot tie-back berm with an associated access road and 12-foot wide airboat slide within Potts Preserve in Citrus County as it applies to the petitioner.

The petitioner appears to request the Department to "survey and identify" the location of sovereignty submerged lands and the mean high water line at the location of the proposed project through the Petition for Declaratory Statement.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lea Crandall, Florida Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Blvd., M.S. 35, Tallahassee, FL 32399-3000, (850)245-2242 or email: [Lea.Crandall@dep.state.fl.us](mailto:Lea.Crandall@dep.state.fl.us).

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#### 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 the City of Cape Canaveral on August 29, 2011. The petition seeks the agency's opinion as to the applicability of Sections 509.215, 633.022 and 633.025(11), Florida Statutes, and Chapter 69A-43, Florida Administrative Code as it applies to the petitioner.

The Petition has been assigned the Number: 120353. Petitioner seeks a Declaratory Statement concerning the application of the uniform fire safety standards for transient public lodging establishments to a condominium complex.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Jacek Stramski, Attorney, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4172.

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NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from David Raines, Fire Code Official/Fire Marshal for the City of Fort Lauderdale, filed on or about September 20, 2011. The petition seeks the agency's opinion as to the applicability of clarify F.S. 633.01 and 633.025(4), NFPA 1, 2006 edition, sections: 25.6.1.1, 1.4.2 and 1.4.6, NFPA 33, 2003 edition, sections: 1.1.4, 6.2.1, 5.1.6, 4.1, 5.1.7, and Chapter 9 as it applies to the petitioner.

AHJ statutory jurisdictional authority is being challenged. The universal equal application of the Florida Fire Prevention Code from industry to industry is also being challenged, in particular

the requirements of NFPA 33 as it applies to spray-painting (refinishing) mega-size yachts, other boats of various sizes, and miscellaneous vessel parts and or equipment. Lauderdale Marine Center (LMC), who occupies a 50-plus acre site in the City of Fort Lauderdale, claims that their spray-painting activity needs and the spray-painting needs for the entire marine industry are so unique that they cannot comply with the prescriptive requirements of the Fire Code; in particular the requirement to confine their spray-painting to spray booths, spray rooms, or spray areas.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Linje Rivers, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4230, Fax: (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: Linje.Rivers@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:**

Allapattah Housing Partners, LLC, Tower Road Gardens, LTD, and City River Apartments vs. Florida Housing Finance Corporation; CASE NO.: 11-3971RP; RULE NO.: 67-48.002; Invalid

**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 AGRICULTURE AND CONSUMER SERVICES**

**Invitation to Bid**

As a Contractor, you are invited to submit a bid to the Florida Department of Agriculture and Consumer Services, Florida Forest Service, hereinafter referred to as Owner, for the construction of building facilities at Valrico Forestry Station, 118 N. Dover Road, Dover, Florida. The Project Budget is estimated to be \$330,000.00.

The Department is seeking a Contractor for the construction of building facilities for the Valrico Forestry Station. The contractor shall provide all materials, labor, equipment and inspection fees necessary for the construction of building facilities in accordance with the terms and conditions of the Invitation to Bid.

**PROJECT NAME AND LOCATION:** Construction of Building Facilities at Valrico Forestry Station, 118 N. Dover Road, Dover, Florida.

**SOLICITATION DOCUMENT:** The entire solicitation document, which includes specifications, may be viewed and downloaded from the Vendor Bid System at <http://myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number: ITB/FFS-11/12-09, or by calling the Purchasing Office at (850)617-7181.

**PLANS AND DRAWINGS:** Architectural and Civil Drawings, including technical specifications and a copy of the bid document can be viewed at Rapid Blueprint II, 333 N. Falkenburg Blvd. No. B229, Tampa, Florida, (813)643-6200 or Seminole Blueprint, 2915 Park Avenue, Tallahassee, Florida 32301, Phone (850)671-2714. These documents are available for purchase, and they are listed as follows: Architectural Plans, Architectural Specification Book, Civil Engineering Plans, and Invitation to Bid for Valrico Forestry Station.

**MANDATORY PRE-BID CONFERENCE/SITE VISIT:** Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit