

For more information, you may contact: Marceia Lathou, Senior Planner-Transit, St. Lucie TPO, 2300 Virginia Avenue, Fort Pierce, Florida 34982, (772)462-1671.

**SOIL AND WATER CONSERVATION DISTRICTS**

The **South Date Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 16, 2010, 9:30 a.m.  
PLACE: USDA Florida City Service Center, 1450 N. Krome Avenue, Suite 104, Florida City, FL 33034  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular agenda items for presentation to the Board of Supervisors: Nursery BMP LAB, MIL LAB, District reports and projects.

A copy of the agenda may be obtained by contacting: Norma Wilson, SDSWCD, Administrative Assistant at (305)242-1288.

For more information, you may contact: Morgan Levy, SDSWCD, Administrator at (305)242-1288.

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.**

The **FWCJUA Reinsurance Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 30, 2010, 11:00 a.m.  
PLACE: To participate in the teleconference meeting, please contact: Kathy Coyne at (941)378-7408  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include the 2011 reinsurance program and commutation matters.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

The **FWCJUA Joint and Concurrent Executive Compensation, Operations, Rates and Forms Committees** announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 30, 2010, 1:00 p.m.  
PLACE: To participate in the teleconference meeting, please contact: Kathy Coyne at (941)378-7408  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include executive staff performance, 2011 compensation and benefits; Executive Director's employment agreement; server equipment co-location/cloud hosting services RFP selection; phone system RFP selection; telecommunications services RFP selection; 2011 Business

Plan and Forecast; Disaster Recovery; budget expense considerations; report on operations; legislative update; application form revisions; Operations Manual reformat; 2011 rate filing; Milliman's engagement.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

**Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements**

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has received the petition for declaratory statement from: Michael Murray, President, StormWatch, Inc. on October 26, 2010. It has been assigned the number DCA10-DEC-209. The petition seeks the agency's opinion as to the applicability of § 1613.1.9, Florida Building Code, Building Volume (2007, with 2009 supplement) as it applies to the petitioner. as it applies to the petitioner.

Petitioner asks for clarification of the requirements of § 1613.1.9, Florida Building Code, (if any) for deflection and separation for fabric storm panels when used in the HVHZ.

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, Florida 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has received the petition for declaratory statement from: Gary D. Pailthorp, Senior Project Engineer, Bracken Engineering, on October 27, 2010. It has been assigned the number DCA10-DEC-213. The petition seeks the agency's opinion as to the applicability of § 202, Florida Building Code, Existing Building Volume (2007, with 2009 supplement) as it applies to the petitioner. as it applies to the petitioner.

Petitioner asks for a definition of "structure damage," a term that is undefined in the F.B.C.

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, Florida 32399-2100.

---

**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 Bill Guthrie, Esq., on behalf of staySKY Vacation Membership Club, Docket No. 2010051738. The petition seeks the agency's opinion as to the applicability of Sections 721.05(39) and 721.52(4), Florida Statutes, as it applies to the petitioner.

Whether staySKY Vacation Membership Club, which will have an initial term of 35 months with terminable 35 month renewal terms, is a timeshare plan under Sections 721.05(39) and 721.52(4), 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.

---

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for James Flaherty, filed on May 22, 2009. The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 23, of the June 12, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on August 14, 2009. The petition requested the Board's interpretation of Section 489.105(3)(m), Florida Statutes, and whether plumbing contractors may condemn, remove and replace a heating element and thermostat on an electric water heater.

The Board's Order, filed on November 16, 2009 answers the Petition for Declaratory Statement. Plumbing contractors may condemn, remove and replace a heating element and thermostat on an electric water heater, pursuant to Section 489.105(3)(m), Florida Statutes.

A copy of the Board's Order may be obtained by contacting: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

---

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Gerard Chimney Company, filed on January 26, 2010. The Notice of Petition for Declaratory Statement was published in Vol. 36, No. 10, of the March 12, 2010, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on April 16, 2010. The petition requested the Board's interpretation of Chapter 489, Part I, Florida Statutes, and whether a specialty company who inspects, repairs, maintains and demolishes chimneys, smokestacks, and related tall structures must possess a contractor's license from Florida before bidding or performing any public or private work in its specialized area of expertise within the State of Florida.

The Board's Order, filed on July 6, 2010, answers the Petition for Declaratory Statement. A division 1 contractor's license is required to perform the described chimney work, with the correct license corresponding to the height and type of the related structure, except where the work to be performed falls within the scope of a division 2 contractor's license.

A copy of the Board's Order may be obtained by contacting: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

---

**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 Anthony C. Apfelbeck, concerning Willow Park Apartment Complex on

October 22, 2010. The petition seeks the agency’s opinion as to the applicability of Section 633.0215(14) and Note 1 to Section 633.0215(14), Florida Statutes, as it applies to the petitioner.

The Petitioner is a Fire Official with the City of Altamonte Springs, Florida with the responsibility of enforcing the Florida Fire Prevention Code, Chapter 633, Florida Statutes and Chapter 69A-60, Florida Administrative Code. This petition for declaratory statement is referring to Willow Park apartment complex on Lake Adelaide within the jurisdictional limits of the City of Altamonte Springs subject to the provisions of the 2007 edition of the Florida Fire Prevention Code and regulated as an existing apartment under Chapter 31. Petitioner asks specific questions. 1) Does subsection (14) of the Florida Statutes 633.0215 apply to the Willow Park apartment complex; given that it is not a condominium form of ownership? 2) If the answer to question 1 is “No,” is the editorial footnote language in Section 633.0125(14), F.S., stating “A condominium, cooperative, or multifamily residential building that is less than four stories in height and has a corridor providing an exterior means of egress is exempt from the requirement to install a manual fire alarm system under s. 9.6 of the Life Safety Code adopted in the Florida Fire Prevention Code” enforceable and applicable to this apartment complex as editorially published footnote text? 3) May the Willow Park on Lake Adelaide apartments remove an existing manual fire alarm system originally installed to comply with section 31.3.4.1.1 of the 2007 FFPC?

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-mail: Lesley.Mendelson@myfloridacfo.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal, has issued an order disposing of the petition for declaratory statement filed by Ed Riley, the fire code official for Collier County, on September 10, 2010. The following is a summary of the agency’s disposition of the petition:

The question involves the exit egress requirements for a three story structure with an open space between the second and third levels. In order to access the enclosed exits, the occupants must pass through the open areas. The Declaratory Statement

applies the Florida Fire Prevention Code to these facts and concludes that the occupants must have exit egress that is separated from the open areas by a smoke barrier.

A copy of the Order Disposing 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@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**