

A copy of the agenda may be obtained by contacting: Mr. James Forstall, Executive Director, Florida Telecommunications Relay, Inc., 1820 E. Park Avenue, Suite 101, Tallahassee, FL 32301.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

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

DATES AND TIMES: February 11, 2011, 10:00 a.m.; February 18, 2011, 10:00 a.m.

PLACE: To participate in the teleconference meeting, please contact: Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda topics may include portfolio compliance review; review of Investment Policy & guidelines; and investment manager selection.

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

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

DATE AND TIME: February 11, 2011, 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 collections service provider selection, disaster recovery, budget expense considerations, and report on operations.

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

CAPITAL REGION TRANSPORTATION PLANNING AGENCY

The **Capital Region Transportation Planning Agency** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, February 28, 2011, 5:30 p.m. – 7:00 p.m.

PLACE: Jack McLean, Jr. Community Recreation Center, 700 Paul Russell Road, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Corridor Alternatives Meeting is being held to allow interested persons an opportunity to review alternatives and provide input into the process that will result in a Corridor Master Plan for the Woodville Highway corridor from Capital Circle Southeast to Gaile Avenue in Leon County, Florida.

A copy of the agenda may be obtained by contacting: Jack Kostrzewa, Capital Region Transportation Planning Agency, 300 S. Adams Street, #A-19, Tallahassee, Florida 32301, jack.kostrzewa@talgov.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 7 days before the workshop/meeting by contacting: Jack Kostrzewa, Capital Region Transportation Planning Agency, 300 S. Adams Street, #A-19, Tallahassee, Florida 32301, jack.kostrzewa@talgov.com, (850)891-6809. 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).

**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 Expert Shutter Services, Inc., Michael Heissenberg. The Petition, DCA10-DEC-270, was received on December 10, 2010. The petition seeks the agency's opinion as to the applicability of Chapter 9B-72, F.A.C., as it applies to the petitioner.

Petitioner seeks clarification of the scope of Rule 9N-3.001, F.A.C., as it applies to Petitioner's products. Petitioner asks that its products not be designated as "shutters" and that a new category be created for them, and that the Commission then reconsider the Petitioner's existing product approval and approve the products for use 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.

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."

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN THAT on January 19, 2011, the Florida Public Service Commission has received the petition for declaratory statement from Florida Power & Light Company. The petition seeks the agency's opinion as to the

applicability of Order Nos. 18893, issued February 22, 1988, in Docket No. 870225-EI and PSC-95-0131-FOF-EI, issued January 26, 1995, in Docket No. 941205-EI, relating to smart meter installations as it applies to the petitioner.

The Petitioner inquires as to whether these orders authorize it to repair or replace customer meter sockets and bases (meter enclosures) at no cost to the individually affected customers when those meter enclosures need to be repaired or replaced in order to allow for the safe and efficient system-wide installation of the new smart meters. Docket No. 110033-EI.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770 or at <http://www.psc.state.fl.us>.

Please refer all comments to: Rosanne Gervasi, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6224.

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 Manuel Blanco, Petitioner, In Re: The Village of Kings Creek Condominium Association, Inc., Docket No. 2011002866. The petition seeks the agency's opinion as to the applicability of Florida Administrative Code subsection 61B-23.0021(8) as it applies to the petitioner.

Whether the Village of Kings Creek Condominium Association, Inc. violated Florida Administrative Code subsection 61B-23.0021(8) by mailing out candidate information sheets of current board members that endorsed candidates for the 2010 election.

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.

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 Wayne Wheatley, Petitioner, In Re: Regency Towers Condominium

Association, Inc., Docket No. 2011002478. The petition seeks the agency's opinion as to the applicability of Section 718.113(2), Florida Statutes as it applies to the petitioner.

Whether Regency Towers Condominium Association, Inc. may construct a meeting, exercise and recreational facility on the common elements without 75% approval of the unit owners under article 5.2(b), of the declaration and Section 718.113(2), 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.

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 Armand A. Passaretti, Unit Owner, In Re: Somerset Condominium Coordinating Committee, Inc., on November 19, 2010. The following is a summary of the agency's declination of the petition:

The Division declined to issue a declaratory statement because it cannot issue a statement where the action complained of has already taken place; or when the remedy is to invalidate a bylaw or provision in the governing documents; or when the division did not have competent substantial evidence because it has not been provided a complete current set of governing documents.

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 Maria Tondi, In Re: Summer House in Old Ponte Vedra Condominium Association, Inc., on December 30, 2010. The following is a summary of the agency's declination of the petition:

The Division declined to issue a declaratory statement because it cannot issue a statement concerning events that have already taken place; or determine rights of third parties who are not parties to the declaratory statement; or when it has not been provided a complete set of governing documents and does not have competent substantial evidence upon which to base a decision.

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 Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Timothy Sullivan on June 5, 2008. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 34, No. 31, of the August 1, 2008, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on August 15, 2008. The Board's Order, filed on October 15, 2008, denies the Petition for Declaratory Statement of Section 489.105(3)(a), Florida Statutes. Pursuant to Chapter 120.565(2), Florida Statutes, a petition for declaratory statement shall state with particularity the petitioner's set of circumstances. The factual information provided in the petition is not sufficiently detailed to allow the Board to provide an answer. Without further factual information, any statement from the Board would be nothing more than a general statement of applicability.

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

Please refer all comments to: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN THAT Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by DeMay, Inc., on June 30, 2010. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 36, No. 30, of the July 30, 2010, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on August 13, 2010. The petition requested the Board's interpretation of Sections 489.105(3)(n) and 633.021(19), Florida Statutes, and whether a licensed underground utility contractor is authorized to install combination lines to the point of service. The Board's Order, filed on September 7, 2010, answers the Petition for

Declaratory Statement. Pursuant to Section 489.105(3)(n), Florida Statutes, an underground utility contractor is licensed to install water piping except where it is used exclusively for a fire protection system. The Board answers the question in the affirmative. The point of service, where piping is used exclusively for the fire protection system, according to the facts provided in the Petition, is the downstream side of the back-flow assembly. A certified underground utility contractor is able to install combination lines to this point of service. A contractor must be licensed pursuant to Chapter 489, Part 1, Florida Statutes, in order to install potable water lines.

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

Please refer all comments to: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN THAT Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Richard P. Conway, Marcelo Kronenberg & The Five Star Pools, LLC on October 22, 2010. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 36, No. 44, of the November 5, 2010, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on November 12, 2010. The petition requested the Board's interpretation of Sections 489.105(3)(1)(o), Florida Statutes, and whether the Petitioner, a swimming pool/spa contractor may, install a solar pool water heater. The Board's Order, filed on December 27, 2010 answers the Petition for Declaratory Statement. Pursuant to Section 489.105(3)(1), Florida Statutes, the scope of work for a certified pool/spa servicing contractor includes the reinstallation or addition of pool heaters. Further paragraph (p) provides that the solar contractor classification does not prevent a pool servicing contractor from providing services within the pool servicing contractor's respective classification. Therefore, a certified pool/spa servicing contractor may install solar pool heaters.

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

Please refer all comments to: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P.O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN THAT Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Sandy Robinson, Putnam

County Planning and Development Services on October 6, 2010. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 36, No. 42, of the October 22, 2010, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on November 12, 2010. The petition requested the Board's interpretation of Section 489.105(3)(m), Florida Statutes, and whether plumbing contractors are properly licensed, according to construction industry licensing requirements pursuant to Section 489.105(3)(m), Florida Statutes, to run L.P. Piping. The Board's Order, filed on December 27, 2010 answers the Petition for Declaratory Statement. Pursuant to Section 489.105(3)(m), Florida Statutes, liquid petroleum pipe installation is within the scope of a certified plumbing contractor.

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

Please refer all comments to: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P.O. Box 5257, Tallahassee, Florida 32314-5257.

NOTICE IS HEREBY GIVEN THAT Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Mid-Florida Heating And Air, Inc. on March 11, 2009. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 19, of the May 14, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on June 12, 2009. The petition requested the Board's interpretation of Rule 61G4-15.012, Florida Administrative Code, and whether Petitioner may install solar water heating systems with a certified Class A air conditioning contractor license. The Board's Order, filed on September 4, 2009 answers the Petition for Declaratory Statement. Mechanical and air conditioning contractors are not permitted to install solar water heating systems pursuant to Section 489.105, Florida Statutes.

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

Please refer all comments to: 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 HEALTH

NOTICE IS HEREBY GIVEN THAT on January 21, 2011, the Board of Pharmacy has received the petition for declaratory statement from Joe Hayes, R.Ph., MBA, on behalf of Edward White Hospital. The petition seeks the agency's opinion as to the applicability of Rules 64B16-28.113 and 64B16-28.702, Florida Administrative Code, as it applies to the petitioner.

The petition seeks the Board's interpretation of Rules 64B16-28.113 and 64B16-28.702, Florida Administrative Code, concerning whether the facility will need a separate license to provide pharmacy services at a wound care center.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Kelli Ferrell, R.Ph., Acting Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

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:

National Deli Corp., d/b/a Epicure Gourmet Market and Cafe vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco; Case No.: 10-10505RX; Rule Nos.: 61A-3.054, 61A-3.055

Worldwide Appraisal SVS, Inc., Fred Catchpole, William Woods and Fred Bowermaster vs. Department of State and Department of Professional Regulation, Division of Real Estate, Florida Real Estate Appraisal Board; Case No.: 10-10911RX; Rule No.: 61J1-4.010

Henry Ross vs. City of Tarpon Springs and Department of Environmental Protection; Case No.: 10-10824RX; Rule No.: 62-4.244

Jorge J. Leal, M.D. vs. Department of Health; Case No.: 10-10701RU