

A copy of the agenda may be obtained by contacting: Penny Mitchell at [pmitchell@flcities.com](mailto:pmitchell@flcities.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. 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).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Linda Bridges at [lbridges@flcities.com](mailto:lbridges@flcities.com), (850)222-9684.

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#### **FLORIDA INDEPENDENT LIVING COUNCIL, INC.**

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

Advocacy Committee Meeting

DATE AND TIME: Thursday, January 3, 2008, 1:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

Planning Committee Meeting

DATE AND TIME: Thursday, January 10, 2008, 1:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

Evaluation Committee Meeting

DATE AND TIME: Thursday, January 10, 2008, 2:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

Finance Committee Meeting

DATE AND TIME: Thursday, January 17, 2008, 1:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

Executive Committee Meeting

DATE AND TIME: Thursday, January 24, 2008, 2:30 p.m. (EST)

PLACE: FILC, Inc. Administrative Offices, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and

times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or Toll Free 1(877)822-1993.

For more information, you may contact: Toll Free Teleconference number and conference code can be obtained by calling (850)488-5624 or Toll Free 1(877)822-1993.

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

#### **DEPARTMENT OF EDUCATION**

NOTICE IS HEREBY GIVEN THAT the Department of Education has issued an order disposing of the petition for declaratory statement filed by Mark Cavinee on August 22, 2007. The following is a summary of the agency's disposition of the petition:

The petitioner had requested a declaratory statement on whether Section 1013.33(15)(a), F.S. conflicts with the Florida Fire Prevention Code, paragraph 69A-58.0082(1)(a), F.A.C., with respect to local government approval for the placement of portable classroom facilities and whether Section 1013.371(1)(a), F.S., requires a school board to follow local land development code. The Petition for Declaratory Statement is denied because the Florida Department of Education does not have jurisdiction to implement or to interpret the statutes and rules in question and because the declaratory process does not allow for the consideration of agency action after the fact.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400, (850)245-9661.

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#### **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."

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**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 issued an order disposing of the petition for declaratory statement filed by Mark Cavinee, Petitioner, Case #91292-07-FM, and Schenkelshultz, Joseph S. Toth, AIA, Case #91373-07-FM on November 14, 2007. The following is a summary of the agency's disposition of the petition:

Both Petitions address the same location and the same question and are consolidated for the purpose of entering a single Declaratory Statement.

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, FL 32399-0340, or by e-mailing your request to [Lesley.Mendelson@fldfs.com](mailto:Lesley.Mendelson@fldfs.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 ColorAll Technologies International, Inc., Case #91600-07-FM on November 20, 2007. The following is a summary of the agency's disposition of the petition:

The Declaratory Statement concludes that NFPA 1.43.1.2.1. does not apply to outdoor spray painting operations.

A copy of the Final Order may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340, or by e-mailing your request to [Lesley.Mendelson@fldfs.com](mailto:Lesley.Mendelson@fldfs.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 Department of Financial Services, Division of State Fire Marshal, on November 20, 2007. The following is a summary of the agency's disposition of the petition:

The Petition requested a Declaratory Statement regarding the Florida Fire Prevention Code, Florida Administrative Codes, Florida Statutes, and the School Board involving Horizon Middle School in Kissimmee, Florida, over which the Petitioner is the Authority Having Jurisdiction. The Declaratory Statement concludes that local amendments to Rule Chapter 69A-58, Florida Administrative Code, are not allowed pursuant to Sections 633.022 and 1013.12, Florida Statutes. If the effect of the Land Development Code ordinance is to amend the rule, then it is invalid. The Department's rule

does require consideration of placement of fire hydrant assemblies and does not conflict with Section 1013.33, Florida Statutes.

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, FL 32399-0340, or by e-mailing your request to [Lesley.Mendelson@fldfs.com](mailto:Lesley.Mendelson@fldfs.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**

The **Joint Administrative Procedures Committee** will be meeting:

DATE AND TIME: Monday, December 10, 2007, 3:00 p.m. – 5:00 p.m.

PLACE: Room 24, House Office Building, Tallahassee, FL

**COMMITTEE MEETING AGENDA**

**CALL TO ORDER AND ROLL CALL**

TAB 1                      Status Report