

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: December 20, 2007

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

DEPARTMENT OF STATE

NOTICE IS HEREBY GIVEN THAT on December 13, 2007, the Department of State, received a petition for Variance of section IX(H) of the Public Library Construction Grant Guidelines, which are incorporated by reference into Rule 1B-2.011, F.A.C., from Leon County regarding the Southeast Branch Library Construction Project. This Petition seeks an extension of 240 days, a variance from the rule that gives a recipient of a public library construction grant 540 days from the date of the grant award to place the library construction project under contract. The subject rule allows no exceptions to the 540-day deadline, unless the grant recipient is involved in litigation associated with the construction project.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lisa Ginn, Agency Clerk, Office of the General Counsel, Department of State, 500 S. Bronough Street, Tallahassee, FL 32399-0250.

The Department of State will accept comments concerning this petition for 14 days from the 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, at the Department of State, Office of the General Counsel, 500 S. Bronough Street, Tallahassee, FL 32399-0250.

NOTICE IS HEREBY GIVEN THAT on December 19, 2007, the Department of State, received a petition for Variance of section IX(H) of the Public Library Construction Grant Guidelines, which are incorporated by reference into Rule 1B-2.011, F.A.C., from Lake County regarding the Cooper Memorial Library Construction Project. This Petition seeks an extension of six (6) months, a variance from the rule that gives a recipient of a public library construction grant 540 days from the date of the grant award to place the library construction project under contract. The subject rule allows no exceptions to the 540-day deadline, unless the grant recipient is involved in litigation associated with the construction project.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lisa Ginn, Agency Clerk, Office of the General Counsel, Department of State, 500 S. Bronough Street, Tallahassee, FL 32399-0250.

The Department of State will accept comments concerning this petition for 14 days from the 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, at the Department of State, Office of the General Counsel, 500 S. Bronough Street, Tallahassee, FL 32399-0250.

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 December 13, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Florida Statutes (SFWMD 2007-875-DAO-ROW), on December 13, 2007, to Broward County Water and Wastewater Services. The petition for waiver was received by the SFWMD on March 1, 2007. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 33, No. 11, on March 16, 2007. No public comment was received. This Order provides a waiver for existing storm water drainage pipes and 8" water main and proposed storm water drainage pipes, a 10" sewer line, buried lift station, regulatory street signs, sidewalk and curb and gutter sections, removal of trees and a proposed guardrail within the north right of way of the North New River Canal beginning just west of S. W. 44th Avenue easterly to S. W. 41st Avenue under Right of Way Occupancy Permit Number 13195; Section 13, Township 50 South, Range 41 East, Broward County. Specifically, the Order grants a waiver of subsections 40E-6.011(4) and (6), Florida Administrative Code, which governs the placement of permanent and semi-permanent encroachments 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 granting of this waiver 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 the Petitioner from suffering a substantial hardship.

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

NOTICE IS HEREBY GIVEN THAT on December 13, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Florida Statutes (SFWMD 2007-874-DAO-ROW), on December 13, 2007, to the City of North Miami Beach. The petition for waiver was received by the SFWMD on September 24, 2007. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 33, No. 42, on October 19, 2007. No public comment was received. This Order provides a waiver for the proposed removal and replacement of existing guardrail within the north and south rights of way of C-9 at the N. E. 15th Avenue bridge under a Modification to Right of Way Occupancy Permit Number 1561; Section 17, Township 52 South, Range 42 East, Miami-Dade County. Specifically, the Order grants a waiver of subsections 40E-6.011(4) and (6), Florida Administrative Code, which governs the placement of above-ground permanent and semi-permanent encroachments 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 granting of this waiver will not interfere with the District's ability to perform necessary construction, alteration, operation and routine maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent the Petitioner from suffering a substantial hardship.

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

NOTICE IS HEREBY GIVEN THAT on December 13, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Florida Statutes (SFWMD 2007-873-DAO-ROW), on December 13, 2007, to Olimpia T. Ruiz. The petition for waiver was received by the SFWMD on November 8, 2007. Notice of receipt of the petition requesting the waiver was published in the F.A.W., Vol. 33, No. 47, on November 23, 2007. An amended petition was received by the SFWMD on November 19, 2007. Notice of receipt of the amended petition was published in the F.A.W., Vol. 33, No. 49, on December 7, 2007. No public comment was received. This Order provides a waiver to allow a proposed fence enclosure encroaching 2'-3' and an existing concrete air conditioner slab encroaching 0.5' within the north right of way of C-4 adjacent to 651 S. W. 130th Avenue in Sweetwater Estates under Right

of Way Occupancy Permit Number 13203; Section 2, Township 54 South, Range 39 East, Miami-Dade County. Specifically, the Order grants a waiver of subsections 40E-6.011(4) and (6), Florida Administrative Code, which governs the placement of permanent and semi-permanent encroachments 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 granting of this waiver 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 is based upon principles of fairness.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on December 10, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from China Fun located in Pace. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of twenty-four (24).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Xenia.Bailey@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on December 14, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from El Caballo Blanco Cafeteria located in Miami. The above referenced F.A.C. states ...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of twenty (20).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Xenia.Bailey@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on December 14, 2007, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance Request for subsection

61C-4.010(7), Florida Administrative Code, from Lin's Cutting Board located in Orlando. The above referenced Florida Administrative Code states that each food service establishment must maintain a minimum of one public bathroom for each sex, properly designated...They are requesting a variance to use public restrooms that are beyond 300 feet in distance.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Xenia.Bailey@dbpr.state.fl.us.

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 December 20, 2007, the Board of Massage Therapy, received a petition for a waiver or variance of paragraph 64B7-25.001(1)(d), F.A.C., by Stanley Gerome, with respect to the following licensure requirement: that each applicant for a Massage Therapist license successfully completes a national examination approved by the Board.

Comments on this petition should be filed with: Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Pamela King, Executive Director, at the above address or telephone (850)245-4161.

NOTICE IS HEREBY GIVEN THAT on December 19, 2007, the Board of Medicine, received a petition for Waiver submitted by Marianne Donner, seeking a waiver from subsection 64B8-52.003(5), F.A.C., with regard to the limitation on the number of hours permitted for home study continuing education. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on December 19, 2007, the Florida Housing Finance Corporation, received a petition for Variance and Waiver of subsection 67-48.002(83), and Section 10 of the 2006 Qualified Allocation Plan, Florida Administrative Code, and paragraph 67-48.004(14)(e), F.A.C.,

from Winter Haven Lakeside Terrace, Ltd., LLLP ("Petition"). The Petition is seeking a waiver to the 2006 QAP's requirement for returning Housing Credit allocations. The Petition is also seeking a waiver from the requirements regarding a change in the development site.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. 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 at: Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on December 21, 2007, the Florida Housing Finance Corporation, received a petition for Variance of paragraph 67-21.018(4)(f), Florida Administrative Code, from Eastridge Partners, Ltd. ("Petition"). The Petition is seeking a variance of the requirement from the rule to allow for a five-year period of interest only payments, followed by an amortization period for the remaining life of the refunding bonds.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. 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 at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on December 21, 2007, the Florida Housing Finance Corporation, received a petition for Variance of paragraph 67-21.008(2)(b), Florida Administrative Code, from Lamson Avenue Apartments, Ltd. ("Petition"). The Petition is seeking a variance of the requirement from the rule which mandates that each recipient of a mortgage loan shall provide for a fully amortized payment of the loan beginning on the earlier of 36 months after closing, or stabilized occupancy or conversion to permanent financing pursuant to the loan documents.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. 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 at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on December 21, 2007, the Florida Housing Finance Corporation, received a petition for Variance of subsection 67-21.006(2) and Part III A.3.b. and 4 of the Universal Instructions, Florida Administrative Code from The Landings at Carver Park, LLLP (“Petition”). The Petition is seeking a variance of the requirement that buildings within a multifamily residential rental property have at least five dwelling units.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. 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 at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on December 21, 2007, the Florida Housing Finance Corporation, received a petition for Variance of subsections 67-48.002(83) and Chapter 67-48, Florida Administrative Code, from Pebble Hill Estates Limited Partnership (“Petition”). The Petition is seeking a variance to return housing credit allocation and request an immediate allocation of 2008 housing credits.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. 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 at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on December 21, 2007, the Florida Housing Finance Corporation, received a petition for Waiver of paragraph 67-48.004(1)(a), Florida Administrative Code from St. Giles Manor, Ltd. (“Petition”). The Petition is seeking a waiver of the requirement for a change in ownership structure.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. 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 at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The: Florida **Commission on the Status of Women** announces a: telephone conference call.

DATE AND TIME: January 8, 2008, 10:00 a.m. – 12:00 noon
PLACE: Please call (850)414-3300 for instructions on participation.

Legislative Committee & Awards & Recognition Committee

DATE AND TIME: January 9, 2008, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

DATE AND TIME: January 10, 2008, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance & Budget Committee

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050; Phone: (850)414-3300; Fax: (850)921-4131.

For more information, you may contact: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050; Phone: (850)414-3300; Fax: (850)921-4131

DEPARTMENT OF EDUCATION

The **Division of Blind Services** announces a public meeting to which all persons are invited.

DATE AND TIME: January 10, 2008, 1:00 p.m. – 4:00 p.m.

PLACE: Blind Services Foundation, 4700 Millenia Boulevard, Suite 175, Orlando, Florida 32839, (407)210-6607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting: Gil Robinson, 4700 Millenia Boulevard, Suite 175, Orlando, Florida 32839, (407)210-6607.