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<b>FILED</b>	
Department of Business and Professional Regulation	
Deputy Agency Clerk	
CLERK	Brandon Nichols
Date	<b>12/18/2012</b>
File #	

Via E-mail Transmission: [Mo.Madani@dbpr.state.fl.us](mailto:Mo.Madani@dbpr.state.fl.us)

December 18, 2012

Mr. Mo Madani  
Florida Building Commission  
c/o Florida Department of Business & Professional Regulation  
1940 North Monroe Street  
Tallahassee, FL 32399

**DS 2012-094**

SUBJECT: Petition for Declaratory Statement Before the Florida Building Commission

Dear Mr. Madani:

Please consider this letter as a request for a petition for a declaratory statement before the Florida Building Commission. The request involves one of our manufacturer members, Clopay Building Products Company, offering a state-approved, non-glazed garage door not rated for impact resistance and a state-approved, glazed garage door rated for non-HVHZ impact resistance, for separate jobs in Sarasota which is in a windborne debris region. Both doors are listed in the Florida Building Code Information System (BCIS) at the Florida Department of Business and Professional Regulations web site. Neither of these doors have a Miami-Dade County Notice of Acceptance (NOA.) Our questions involve Section 1609.1.2 of the 2010 Florida Building Code, Building volume.

Specifically, we would like to ask the following questions:

1. Does the term "protection of openings" mean the same as the term "opening protection", as found in the text of the referenced Section, and specific to "protection from windborne debris"?
2. Is the non-glazed door required to comply with Section 1609.1.2?
3. If the non-glazed door is not required to comply with Section 1609.1.2, but it complies with the wind load requirements of the code, would the door also comply with the code as "opening protection"?
4. Would the state-approved, glazed garage door rated for non-HVHZ impact resistance be acceptable for the job (which is outside the HVHZ) without an NOA?

Please advise as to when our Petition will be considered by the Commission. In the meantime, if you have any questions, please contact me. Thank you for your consideration of this matter.

Sincerely,

JOSEPH R. HETZEL, P.E.  
Technical Director

JRH/emb  
dasma

cc. Commercial & Residential Garage Door Technical Committee