

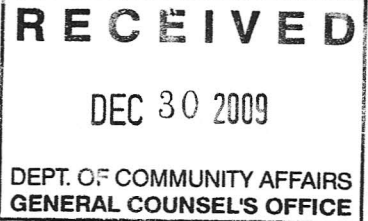
Holland Pools

1090 Kensington Park Drive Altamonte Springs, FL 32714

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December 29, 2009

PETITION FOR A DECLARATORY STATEMENT BEFORE THE FLORIDA BUILDING COMMISSION

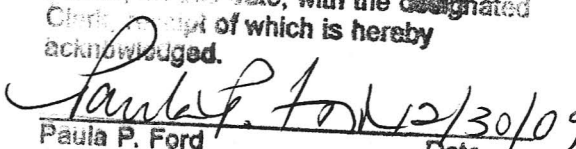
ISSUE: Recently we had an inspection rejected by THE City of Orlando. Permit # BLD 2009-02815. We installed a child safety fence 360 degs around the pool perimeter with one pole permanently affixed as per Florida Building Code 424.2.17.1.8 thru .16. As per the City of Orlando Development Code an additional fence was required along the property line. I could not find any section of this "development code that requires a driveway gate to swing in toward a pool.

Such a fence is in place with a "driveway" gate the swings inward away from the street which is typical of this type of gate. The City of Orlando failed the safety inspection stating that the provided driveway gate must swing away from the pool. Or we must provide a self closing self latching gate in the safety fence around the pool. 424.2.17.1.8 States "if provided".

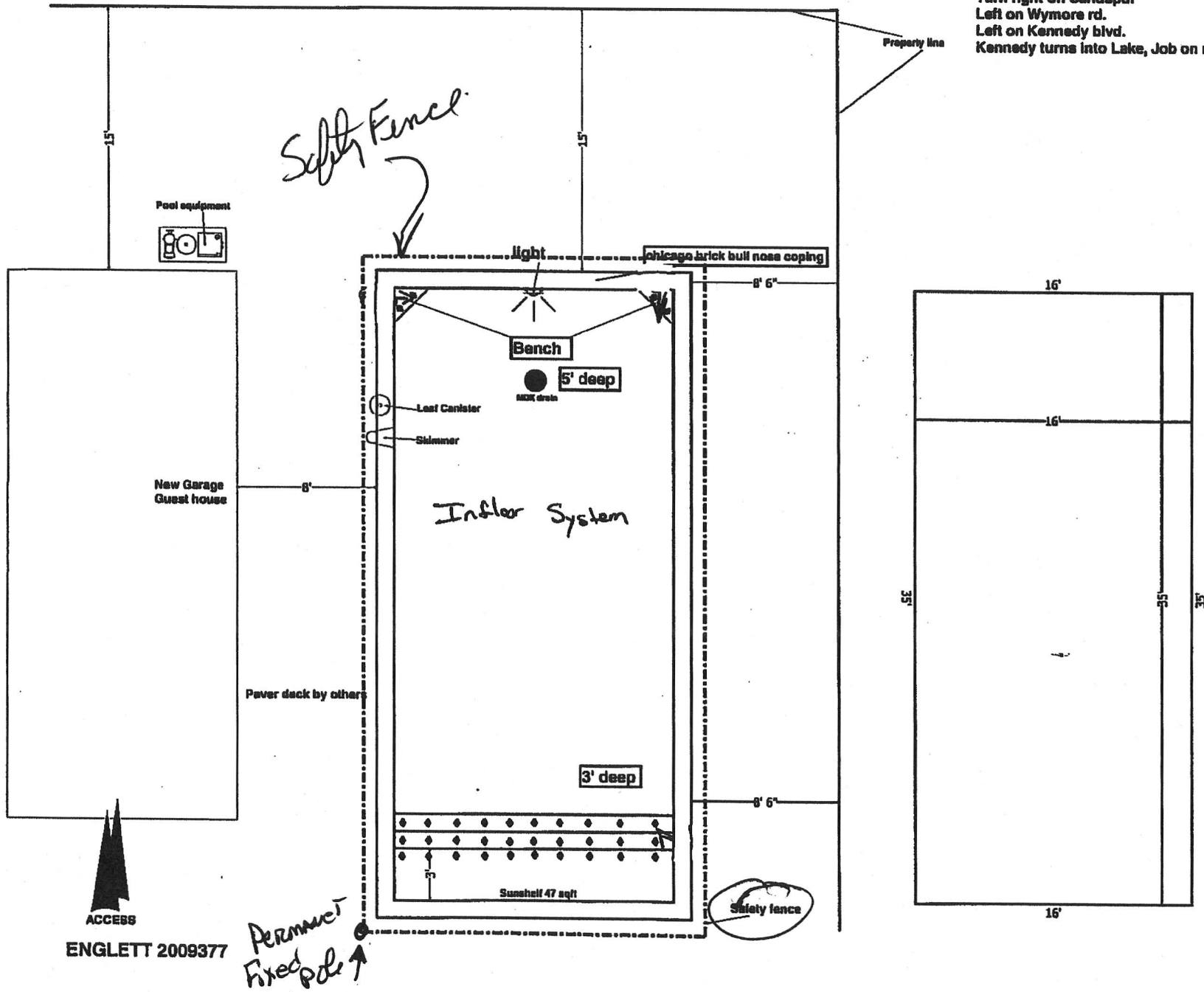
Our question is: Is it the intent of the Florida Building code to provide a "self closing self latching" gate in a "safety fence" meeting 424.2.17.1.8 thru .16 because a driveway gate swings toward the pool.

Respectfully submitted,


Kenneth L. Gregory
Holland Pools
1090 Kensington Park Drive
Altamonte Springs Fla. 32817
407 830 53277 Office
407 509 6999 Cell

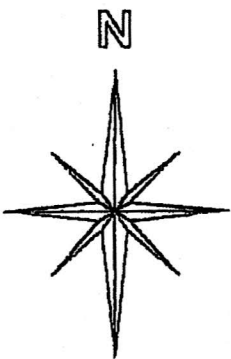
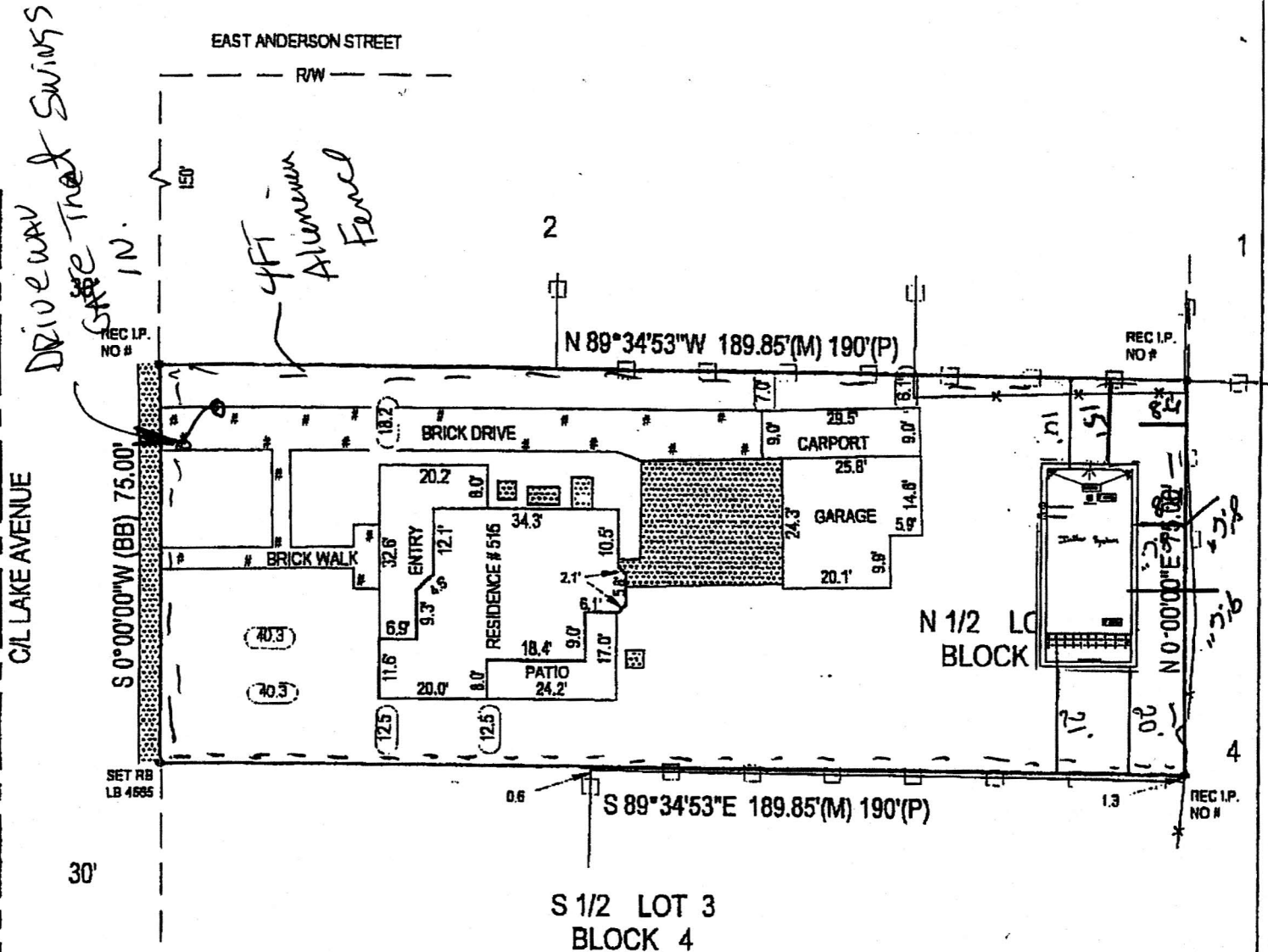
DCA09-DEC-420
FILING AND ACKNOWLEDGEMENT
FILED, on this date, with the designated
Clerk, receipt of which is hereby
acknowledged.

Paula P. Ford
Commission Clerk
Date *12/30/09*

DIRECTIONS:::
 Take I4 to Maitland blvd exit. Exit toward Sandspur.
 Turn right on Sandspur
 Left on Wymore rd.
 Left on Kennedy blvd.
 Kennedy turns into Lake, Job on right,



NOTES:

1. THIS SURVEY WAS PREPARED FROM TITLE INFORMATION FURNISHED TO THIS SURVEYOR. THERE MAY BE OTHER RESTRICTIONS OR UNRECORDED EASEMENTS THAT AFFECT THIS PROPERTY.
2. NO UNDERGROUND IMPROVEMENTS HAVE BEEN LOCATED UNLESS OTHERWISE SHOWN.
3. THIS SURVEY IS PREPARED FOR THE SOLE BENEFIT OF THOSE CERTIFIED TO AND SHOULD NOT BE RELIED UPON BY ANY OTHER ENTITY.
4. DIMENSIONS SHOWN FOR THE LOCATION OF IMPROVEMENTS HEREON SHOULD NOT BE USED TO RECONSTRUCT BOUNDARY LINES.
5. BEARINGS ARE BASED ON RECORD PLAT DATUM AND ON THE LINE SHOWN AS BASE BEARING (BB).
6. PROPERTY HEREON LOCATED IN ZONE "X" PER F.I.R.M. COMMUNITY PANEL NO. 120179 0225 E DATED 12-06-00.



SCALE 1" = 30'

CERTIFIED TO:
 JEFF KAUFMAN, MATHEW ENLETT AND CRAIG LYND
 GELCH, TAYLOR, HODKIN, KOPELOWITZ, P.A.
 FIDELITY NATIONAL TITLE INSURANCE COMPANY OF NEW YORK
 FIRST HORIZON HOME LOAN CORPORATION, I.S.A.O.A., A.T.I.M.A.

DESCRIPTION: THE NORTH 1/2 OF LOT 3, BLOCK 4, F.T. POYNTER'S ADDITION TO ORLANDO, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK C, PAGE(S) 67, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

<p>JOB NO.: 04-582 DATE: FIELD: 03-19-04 SIGNED: 03-22-04 DRAWN BY: JWJ P.C.: HD/SP REF: 02-279</p>	<p>LEGEND</p> <p>REC. - RECOVERED I.P. - IRON PIPE I.C. - ILLEGIBLE CAP # C.M. - CONCRETE MONUMENT RB - REBAR RAD. - RADIAL N.R. - NOT RADIAL (P) - PER PLAT (M) - AS MEASURED (D) - PER DESCRIPTION P.O.L. - POINT ON LINE P.C. - POINT OF CURVATURE P.T. - POINT OF TANGENCY</p>	<p>CONCRETE</p> <p>PRC - POINT OF REVERSE CURVE R.P. - RADIUS POINT R - RADIUS L - LENGTH OF ARC CA - CENTRAL ANGLE U.E. - UTILITY EASEMENT D.E. - DRAINAGE EASEMENT L.E. - LANDSCAPE EASEMENT P.E. - POOL EQUIPMENT P.P. - POWER POLE X - CHAIN LINK FENCE □ - WOODEN FENCE</p>	<p>Boundary And Mapping Associates, Inc.</p> <p>109 WEST ORANGE STREET ALTAMONTE SPRINGS, FL 32714 PH. (407) 896-1155</p>	<p>LAND SURVEYORS LB 4585</p> <p>Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper. Additions and deletions to survey maps or reports by other than the signing party or parties is prohibited without written consent of the signing party or parties.</p> <p><i>[Signature]</i> JIMMY W. JACKSON, PSM 4243 RODNEY W. JACKSON, PSM 628</p>
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