

Rec'd

Filed w/ court

FILED

Department of Professional Regulation  
AGENCY CLERK

Docketed by \_\_\_\_\_  
BEFORE THE BOARD OF PROFESSIONAL LAND SURVEYORS

CLERK \_\_\_\_\_

DATE 8-9-89

IN RE: The Petition for  
Declaratory Statement of:

E. R. EMERSON

DS-89-3

FINAL ORDER

Pursuant to Section 120.565, Florida Statutes, and Rule 28-4, Florida Administrative Code, the above referenced petition of E. R. Emerson, came before the Board of Professional Land Surveyors for consideration on May 11, 1989, in Tallahassee, Florida. This matter was referred to a special committee which met on July 12, 1989, in Tallahassee, and its recommendation was submitted to the full Board on July 13, 1989, in Tallahassee. Upon consideration of the petition and being otherwise fully advised in the premises, the Board makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. Petitioner, E. R. Emerson, is a licensed land surveyor in the State of Florida, having been issued licensed No. 1867.
2. Petitioner, as of the filing of the Petition for Declaratory Statement, was engaged in the practice of land surveying as the Sarasota County, Florida, Land Surveyor.
3. Petitioner states that Rule 21EE-6.003(5), Florida Administrative Code requires "[a]ny abbreviations used on the drawing must be clearly noted within a legend appearing on the face of the drawing." Petitioner inquires whether such common abbreviations as dates and directions are considered "any abbreviations" which must be in the legend.

4. The Petition was notice by the Board in the Florida Administrative Weekly in Vol. 15, No. 18 at page 1902 on May 5, 1989.

CONCLUSIONS OF LAW

1. The Board has jurisdiction in this matter pursuant to Section 120.565, Florida Statutes, and Rule Chapter 28-4, Florida Administrative Code.

2. The Board concludes that Petitioner has the requisite substantial interest to bring this Petition, and further concludes that the petition is in substantial compliance with Rule Chapter 28-4, Florida Administrative Code.

3. Upon consideration, ~~the~~ the Board concludes that "any abbreviation" as stated in Rule 21HH-6.003(5), Florida Administrative Code means any and all abbreviations must be noted in the legend. The Board acknowledges some of the suggested common abbreviations in the Petition may not need to be explained. Therefore, the Board upon suggestion of the special committee also treats this as a petition for rulemaking under Section 120.54(5), Florida Statutes. The Board is noticing proposed changes in the minimum technical standards involving the use of abbreviations. Until such time as Rule 21HH-6.003(5), Florida Administrative Code is amended to reflect changes in the use of abbreviations, all abbreviations must be noted on the legend.

DONE AND ORDERED this 3 day of August, 1989.

BOARD OF PROFESSIONAL  
LAND SURVEYORS

Allen R. Smith, Jr.  
ALLEN R. SMITH, JR.,  
EXECUTIVE DIRECTOR

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the  
foregoing has been furnished by Certified U.S. Mail this 9th  
day of August, 1989 to E. R. EMERSON, 1301 Cattleman  
Road, Sarasota, Florida 34232-9631.

Dandra R. Henry