

<b>FILED</b>	
Department of Business and Professional Regulation Deputy Agency Clerk	
CLERK	Brandon Nichols
Date	7/12/2011
File #	2011-04739

**DS 2011-040**

**STATE OF FLORIDA  
CONSTRUCTION INDUSTRY LICENSING BOARD**

**IN RE:**

**THE PETITION FOR DECLARATORY STATEMENT OF  
JEFFREY MAHLSTEDT**

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**FINAL ORDER**

This matter came before the Construction Industry Licensing Board (Board) pursuant to section 120.565, Florida Statutes. At a duly-noticed public meeting held on June 10, 2011 in Jacksonville, Florida, the Board considered the Petition for Declaratory Statement filed by JEFFREY MAHLSTEDT, who was present.

The Petition was filed with the Department of Business and Professional Regulation on May 12, 2011. Notice of the Petition was published on June 3, 2011, in the Florida Administrative Weekly. No comments were received.

Having considered the Petition and relevant statutes and rules, the Board issues the following:

**FINDINGS OF FACT:**

1 The facts considered by the Board are as alleged in the Petition, a copy of which is attached hereto and incorporated by reference, and presented at the meeting, with no further investigation by the Board.

- 2 Petitioner is licensed by the Board as a certified roofing contractor
3. Petitioner asks the Board whether a roofing contractor is licensed to install sun tunnel tubular skylights

**CONCLUSIONS OF LAW**

4 The Construction Industry Licensing Board has authority to issue this Final Order pursuant to Section 120.565, Florida Statutes, and Rule 28-105, Florida Administrative Code

5. Petitioner is substantially affected, as required by section 120.565, Florida Statutes.

6. Pursuant to section 489 105, Florida Statutes, roofing contractor means a contractor whose services are unlimited in the roofing trade and who can install, maintain, repair, alter, extend, and design when not prohibited by law.

Therefore, the Board hereby issues a declaratory statement that skylights and solar tunnels may be installed by a roofing contractor so long as no structural members are modified during the installation

This Final Order shall be effective upon filing with the Clerk of the Department of Business and Professional Regulation.

**DONE AND ORDERED** this 6 day of July,

2011



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MARK PIETANZA, Chair  
Construction Industry Licensing Board

**NOTICE OF RIGHT TO JUDICIAL REVIEW**

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120 68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Order has been provided by U S Mail to: JEFFREY MAHLSTEDT, 1800 South Atlantic Avenue, Cocoa Beach, Florida 32931, and by hand/ interoffice delivery to Daniel Biggins, Assistant Attorney General, Suite PL-01, The Capitol, Tallahassee, Florida 32399-1050, Tammie Britt, Suite PL-01, The Capitol, Tallahassee, Florida 32399-1050 and the Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-1039, on or before 5 00 p m , this 12<sup>th</sup> day of July, 2011

  
Brandon M. Nichols

7006 2760 0001 4028 8841

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Sent To Jeffrey Mahlstedt

Street, Apt No.,  
or PO Box No. 1800 S Atlantic Ave

City, State, ZIP+4 Cocoa Beach, FL 32931

PS Form 3800, August 2006

See Reverse for Instructions

5/12 (7)

<b>FILED</b>	
<small>Department of Business and Professional Regulation</small>	
<small>Deputy Agency Clerk</small>	
CLERK:	Brandon Nichols
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**From:** Jeffrey Mahlstedt [mailto:solarcoolcorp@yahoo.com]  
**Sent:** Thursday, May 12, 2011 11:41 AM  
**To:** Shaw, Donald  
**Subject:** Re: Contractor License CCC057194 Petition Correction

New Corrected Petition- Please Substitute For Email Dated May 11, 2011  
1:33 P.M.

Dear Mr. Shaw,

**DS 2011-040**

Thanks for speaking with me and taking the time to respond to my petition yesterday. I request that the following corrected petition (See Below) be substituted for the original I sent yesterday. Thanks again; it's greatly appreciated.

Cordially,

Jeff Mahlstedt  
**CCC057194**

Email: [jeffmahlstedt@yahoo.com](mailto:jeffmahlstedt@yahoo.com)

Tel: 321-868-1901

Fax: 321-868-1991

RM:JM

**CORRECTED VERSION FOLLOWS:**

Dear Mr. Shaw:

The writer, Jeffrey Mahlstedt, continuously has been a State of Florida Certified Roofing Contractor since November 3, 1994, # CCC057194.

During the last 16 years we have installed thousands of "Sun Tunnel" tubular skylights (similar to Solatube brand). These tubular skylights are always installed between trusses, and no structural alteration is ever made to the building.

Trusses or other structural members are never cut or altered.

Until today, our above referenced License has never been questioned as being appropriate. Today, the Building Official in Palm Bay, Florida (Ms. Cathy Spafford), has insisted that before she will authorize the issue of a permit to install

a tubular skylight, that she receive a written confirmation from the Construction Industry Licensing Board, that the above License is appropriate.

Our Sun Tunnel customer is flying back to their summer home in Lake Placid on May 19<sup>th</sup> and would like installation now.

With your early email response, we would hope to salvage this small job.

Attached please find the following documents: a copy of my original State License Certificate from 1994; the Florida Product Approval for the Sun Tunnel Skylights on two separate pages; a copy of my current Roofing Contractor License.

Jeff Mahlstedt  
CCC057194  
Email: [jeffmahlstedt@yahoo.com](mailto:jeffmahlstedt@yahoo.com)  
Tel: 321-868-1901  
Fax: 321-868-1991

RM:JM

**END CORRECTED VERSION**

**From:** "Shaw, Donald" <Donald.Shaw@dbpr.state.fl.us>  
**To:** 'Jeffrey Mahlstedt' <solarcoolcorp@yahoo.com>  
**Sent:** Wednesday, May 11, 2011 1:53 PM  
**Subject:** RE: Contractor License CCC057194 Clarification

Good afternoon Mr. Mahlstedt.

Thank for sending me this petition. Unfortunately, I am unable to give formal interpretations of the Florida Statutes, so this petition will be filed and scheduled to appear at the June meeting of the board. You will be notified via letter the date, time, and location of the meeting.

If I can be of further assistance to you please don't hesitate to let me know.

Thanks,  
Donald Shaw  
Construction Industry Licensing Board

850-922-5538

**Please note, if applicable:** Pursuant to Section 455.225(10), Florida statutes, the contents of this email may be confidential. If you have received this communication in error, or if you intend to use, disclose, copy, or disseminate its contents, please contact the sender at [Donald.Shaw@dbpr.state.fl.us](mailto:Donald.Shaw@dbpr.state.fl.us) immediately before doing so.

**From:** Jeffrey Mahlstedt [mailto:solarcoolcorp@yahoo.com]  
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**To:** Shaw, Donald  
**Subject:** RE: Contractor License CCC057194 Clarification

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Jeff Mahlstedt  
CCC057194  
Email: [jeffmahlstedt@yahoo.com](mailto:jeffmahlstedt@yahoo.com)  
Tel: 321-868-1901  
Fax: 321-868-1991

RM:JM

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND

PROFESSIONAL REGULATION

CONSTRUCTION INDUSTRY LICENSING BOARD

BY AUTHORITY OF CHAPTER 489, PART ONE OF THE  
FLORIDA STATUTES HEREBY CONFERS UPON

*Jeffrey Mahsted*

THIS CERTIFICATE OF COMPETENCE AS A CERTIFIED

*Roofing Contractor*

TOGETHER WITH ALL RIGHTS, PRIVILEGES, AND RESPONSIBILITIES

APPERTAINING THERETO IN TESTIMONY WHEREOF THE

UNDERSIGNED HAVE SUBSCRIBED THEIR NAMES AND AFFIXES

THE SEAL OF THE FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

**THIS 3RD DAY OF NOVEMBER 1994.**

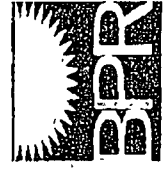
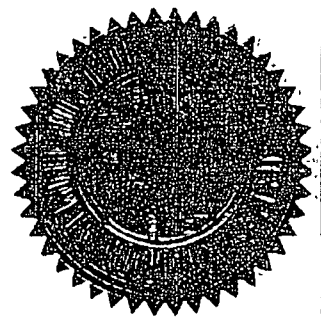
This certificate is not effective



George Stuart, Secretary

*Andrea Serrano*

Andrea Serrano, Chair







## Energy efficiency

VELUX led the industry by being the first U.S. manufacturer with all standard glass skylights meeting ENERGY STAR® criteria for all climatic regions of the U.S. Even with the more stringent criteria that became effective in 2010, VELUX has maintained the distinction. Promote energy efficiency and save money on utility bills — all while making your building safer, brighter and more comfortable.

## Impact areas

All VELUX impact-resistant skylights are designed and certified to meet skylight requirements in hurricane-prone regions specified in the International Building Code (IBC), International Residential Code (IRC) and Florida Building Code as wind-borne debris regions. The map on this page references a portion of the basic wind speed map from American Society of Civil Engineers (ASCE) Standard 7. The building codes use the ASCE 7 basic wind speed map to define wind-borne debris regions. These regions are defined as:

- ☒ Portions of hurricane-prone regions that are within one mile of coastal mean high water line where the basic wind speed is 110 mph or greater.
- ☒ Portions of hurricane-prone regions where the basic wind speed is 120 mph or greater.

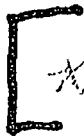


All VELUX impact-resistant skylights are rated for basic wind speeds up to 140 mph, and we even offer a product line that meets the higher wind speed requirements of the Florida High Velocity Hurricane Zone (HVHZ).

Note: As always, installer should consult their local building code prior to product selection in order to insure products meet the local code requirements.

## VELUX impact product summary

Product	Sizes	WDMA hallmark certification	FL product approval #	Rating
FS 2006 <sup>^</sup> Fixed deck mounted	All sizes S06 and smaller	426-H-674.00	13308	Wind Zone 3, Missile Level C Cycle Pressure +50/-50
FS 2006 <sup>^</sup> Fixed deck mounted	All sizes M08 and smaller	426-H-673.00	13308	Wind Zone 3, Missile Level C Cycle Pressure +50/-50
VS/VSE 2006 <sup>^</sup> Venting deck mounted	All sizes S06 and smaller	426-H-685.00	13309	Wind Zone 3, Missile Level C Cycle Pressure +50/-50
VS/VSE 2006 <sup>^</sup> Venting deck mounted	All sizes M08 and smaller	426-H-685.01	13309	Wind Zone 3, Missile Level C Cycle Pressure +50/-50
FCM 0006 <sup>^</sup> Fixed curb mounted	All sizes 4646 and smaller	426-H-667.03	13303	Wind Zone 3, Missile Level C Cycle Pressure +50/-50
FCM 0007 Fixed curb mounted	All sizes 4646 and smaller	-	6183 Miami-Dade NOA #10-0412.01	Large and Small Missiles Cycle Pressure +70/-70
VCM/VCE 2006 Venting curb mounted	All sizes 4646 and smaller	426-H-684.03	13360	Wind Zone 3, Missile Level C Cycle Pressure +50/-50
QPF 2006 <sup>^</sup> Part-flashed	All sizes 4646 and smaller	426-H-676.03	13300	Wind Zone 3, Missile Level C Cycle Pressure +50/-50
TMF & TMR 1000 <sup>^^</sup> SUN TUNNEL™	All sizes O14 and smaller	426-H-633.00	6393	Wind Zone 3, Missile Level C Cycle Pressure +50/-50
TGF & TGR 1000 <sup>^^</sup> SUN TUNNEL™	All sizes O21 and smaller	426-H-634.00	6393	Wind Zone 3, Missile Level C Cycle Pressure +50/-50



<sup>^</sup>Products also are covered in Texas under TDI Product Evaluations SK-14 (skylights) & SK-15 (VELUX SUN TUNNEL™).  
Note: The ^^ symbol is for all standard sizes. For special orders, please call 1-800-283-2831.

VELUX America Inc.  
450 Old Brickyard Road • PO Box 5001 • Greenwood, SC 29648-5001  
Tel 1-800-888-3589 • Fax 1-864-943-2631 • www.veluxusa.com

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AC# 5036838

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# LP0081102016

DATE	BATCH NUMBER	LICENSE NBR
08/11/2010	100065770	CCC057194

The ROOFING CONTRACTOR  
Named below IS CERTIFIED  
Under the provisions of Chapter 489, FS  
Expiration date: AUG 31, 2012

MAHLSTEDT, JEFFREY  
SOLAR COOL CORPORATION  
1800 SOUTH ATLANTIC AVENUE  
COCOA BEACH FL 32931

CHARLIE CRIST  
GOVERNOR

CHARLIE LIEM  
SECRETARY

DISPLAY AS REQUIRED BY LAW