

AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY THE SEA, FLORIDA, CREATING SECTION 6-45 "FIRE HYDRANTS," OF THE CODE OF ORDINANCES TO REGULATE THE PLACEMENT OF LANDSCAPING AND SCREENING TO PROVIDE OPEN ACCESS TO FIRE HYDRANTS, FIRE STANDPIPE AND FIRE SPRINKLER SYSTEM CONNECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 6 of the Code of Ordinances regulates buildings, maintenance of properties, and work in public rights-of-way; and

WHEREAS, the Town Commission has determined that it is in the best interest of the Town to create Section 6-45 of the Code of Ordinances to regulate landscaping and screening of fire hydrants, fire standpipes, or fire sprinkler system connections and to identify unlawful actions related to the use of fire hydrants and fire-fighting appliances; and

WHEREAS, the Town Commission hereby finds and declares that adoption of this Ordinance is necessary, appropriate, and advances the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, THAT:

SECTION 1. The preceding "Whereas" clauses are ratified and incorporated as the legislative intent of this Ordinance.

SECTION 2. Section 6-45 of the Code of Ordinances is created to read as follows:

**Sec. 6-45 Fire Hydrants**

(1) No fire hydrant, fire standpipe, or fire sprinkler system connection shall be obscured from the adjacent roadway or accessway, or obstructed by any planting, wall, fence, utility box, berm, or other form of visual screening; and further, no obstruction shall be located to the front, or within seven and half (7.5) feet, of the sides or rear of such equipment.

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34 unless the equipment is wall mounted. Hydrants shall be located within  
35 fifteen (15) feet of the paved roadway or accessway with no visual or  
36 physical obstruction as outlined in this section.

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38 (2) It shall be unlawful for any person to use or operate, remove, tamper  
39 with or otherwise disturb any fire hydrant or any fire system intended for  
40 use by the fire department for fire suppression purposes except for the  
41 purpose of extinguishing fires or making necessary repairs unless such  
42 person secures written prior approval from the Town and/or the public  
43 utilities department.  
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45 **SECTION 4. Severability.** If any section, sentence, clause or phrase of this  
46 Ordinance is held to be invalid or unconditional by any court of competent jurisdiction, then  
47 said holding shall in no way affect the validity of the remaining portions of this Ordinance.

48 **SECTION 5. Effective Date.** This Ordinance shall become effective immediately  
49 upon adoption on second reading.

50 **SECTION 6. Codification.** This Ordinance shall be codified.

51 **SECTION 7. Adoption.**

52 Passed on the first reading, this \_\_\_ day of \_\_\_\_\_, 2010

53 Passed and adopted on the second reading, this \_\_\_ day of \_\_\_\_\_, 2010

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57 Mayor Roscann Minner

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60 First Reading

Second Reading

61 Mayor Minner

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62 Vice-Mayor McIntee

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63 Commissioner Clotey

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64 Commissioner Silverstone

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65 Commissioner Dodd

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67 Attest:

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Town Clerk, June White

70 (CORPORATE SEAL)

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72 Approved as to form:

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Susan L. Trevarther, Town Attorney