



TOWN OF LAUDERDALE-BY-THE-SEA

AGENDA ITEM REQUEST FORM

Development Services

Department Submitting Request

Dept Head's Signature

<u>Commission Meeting Dates</u>	<u>Last date to turn in to Town Clerk's Office</u>	<u>Commission Meeting Dates</u>	<u>Last date to turn in to Town Clerk's Office</u>	<u>Commission Meeting Dates</u>	<u>Last date to turn in to Town Clerk's Office</u>
<input type="checkbox"/> May 25, 2010	May 14 (5:00 p.m.)	<input checked="" type="checkbox"/> July 27, 2010	July 16 (5:00 p.m.)	<input type="checkbox"/> Oct 26, 2010	Oct 15 (5:00 p.m.)
<input type="checkbox"/> June 8, 2010	May 28 (5:00 p.m.)	August 2010	Commission Recess	<input type="checkbox"/> Nov 9, 2010	Oct 29 (5:00p.m.)
<input type="checkbox"/> June 22, 2010	June 11 (5:00 p.m.)	<input type="checkbox"/> Sept 14, 2010	Sept 3 (5:00 p.m.)	<input type="checkbox"/> Nov 23, 2010	Nov 12 (5:00p.m.)
<input type="checkbox"/> July 13, 2010	June 2 (5:00 p.m.)	<input type="checkbox"/> Sep 28, 2010*	Sept 17 (5:00 p.m.)	<input type="checkbox"/> Dec 14, 2010	Dec 3 (5:00p.m.)
		<input type="checkbox"/> Oct 12, 2010	Oct 1 (5:00p.m.)		

* Subject to change – Sukkot

NATURE OF AGENDA ITEM

- Presentation
- Resolution
- Manager's Report
- Public Safety Report
- Quasi Judicial
- Attorney's Report
- Consent Agenda
- Old Business
- Other
- Ordinance
- New Business

SUBJECT TITLE: First Reading, Ordinance 2010-12 - Fire Hydrants – Chapter 6-45.

EXPLANATION: Creating a new section to regulate obstructions and non-permitted use of fire hydrants. This ordinance was to be apart of the code changes that we were working on in 2009'.

STAFF RECOMMENDATION: Approval. If approved on first reading staff will combine this Ordinance with others for second reading. Staff believes this to be an important ordinance to pass as it relates to public safety.

Ordinance is attached.

BOARD/COMMITTEE RECOMMENDATION: N/A

FISCAL IMPACT AND APPROPRIATION OF FUNDS: N/A

- Amount \$ _____
- Acct # _____
- Transfer of funds required
- From Acct # _____
- Bid
- Grant
- Amount represents matching funds

Town Attorney review required
 Yes No

Town Manager's Initials: CA

ORDINANCE 2010-12

1 **AN ORDINANCE OF THE TOWN OF**
2 **LAUDERDALE-BY THE SEA, FLORIDA, CREATING**
3 **SECTION 6-45 “FIRE HYDRANTS,” OF THE CODE**
4 **OF ORDINANCES TO REGULATE THE**
5 **PLACEMENT OF LANDSCAPING AND SCREENING**
6 **TO PROVIDE OPEN ACCESS TO FIRE HYDRANTS,**
7 **STANDPIPE AND AUTOMATIC SPRINKLER**
8 **SYSTEM CONNECTIONS; PROVIDING FOR**
9 **SEVERABILITY; PROVIDING FOR**
10 **CODIFICATION; AND PROVIDING FOR AN**
11 **EFFECTIVE DATE.**

12
13
14 **WHEREAS,** Chapter 6 of the Code of Ordinances regulates buildings, maintenance
15 of properties, and work in public rights-of-way; and

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

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

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

24 **SECTION 1.** The preceding “Whereas” clauses are ratified and incorporated as
25 the legislative intent of this Ordinance.

26
27 **SECTION 2.** Section 6-45 of the Code of Ordinances is created to read as follows:

28 **Sec. 6-45 Fire Hydrants**

29
30 (1) No fire hydrant, standpipe, or automatic sprinkler system connection
31 shall be obscured from the adjacent roadway or accessway, or obstructed
32 by any planting, wall, fence, utility box, berm, or other form of visual
33 screening; and further, no obstruction shall be located to the front or

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34 within seven and half (7.5) feet of the sides or rear of such equipment
35 unless wall mounted. Hydrants shall be located within fifteen (15) feet of
36 the paved roadway or accessway with no visual or physical obstruction as
37 outlined in this section.

38
39 (2) It shall be unlawful for any person to use or operate, remove, tamper
40 with or otherwise disturb any fire hydrant or any fire system intended for
41 use by the fire department for fire suppression purposes except for the
42 purpose of extinguishing fires or making necessary repairs unless such
43 person secures written prior approval from the Town and/or the public
44 utilities department.

45
46 **SECTION 4. Severability.** If any section, sentence, clause or phrase of this
47 Ordinance is held to be invalid or unconditional by any court of competent jurisdiction, then
48 said holding shall in no way affect the validity of the remaining portions of this Ordinance.

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

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

52 **SECTION 7. Adoption.**

53 Passed on the first reading, this ___ day of _____, 2010

54 Passed and adopted on the second reading, this ___ day of _____, 2010

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Mayor Roseann Minnet

	First Reading	Second Reading
64 Mayor Minnet	_____	_____
65 Vice-Mayor McIntee	_____	_____
66 Commissioner Clotney	_____	_____

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67 Commissioner Silverstone _____

68 Commissioner Dodd _____

69

70 Attest:

71 _____

72 Town Clerk, June White

73 (CORPORATE SEAL)

74

75 Approved as to form:

76 _____

77 Susan L. Trevarthen, Town Attorney