



# TOWN OF LAUDERDALE-BY-THE-SEA

## AGENDA ITEM REQUEST FORM

### Development Services

Department Submitting Request

*[Signature]*  
Dept Head's Signature

| Commission Meeting Dates               | Last date to turn in to Town Clerk's Office | Commission Meeting Dates                          | Last date to turn in to Town Clerk's Office | Commission Meeting Dates              | Last date to turn in to Town Clerk's Office |
|--|---|---|---|---------------------------------------|---|
| <input type="checkbox"/> May 25, 2010  | May 14 (5:00 p.m.)                          | <input 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.)                          | <input type="checkbox"/> 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 checked="" 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 checked="" type="checkbox"/> Sep 27, 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: Ordinance 2010- 14 Amending Chapter 10, "Garbage and Refuse" (Attachment "1")**

**EXPLANATION:** To be eligible for FEMA reimbursement the Town must demonstrate the legal basis established by Ordinance upon which it exercised its responsibility following a major disaster. This Ordinance authorizes the Town in the event of declared public emergency to remove debris from private roads. The Ordinance only allows the removal of debris for the purposes of clearing streets for emergency vehicles, municipal service providers, and delivery of services essential to the public health and safety.

**STAFF RECOMMENDATION:** We recommend approval

**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





49 This authority applies only to those areas where the Town is regularly provided access for emergency  
50 vehicles and municipal and other public service vehicles and for enforcement of Town regulations.  
51 Debris will be removed only where there is unrestricted access during removal times.

52 (e) The Town shall conduct similar operations on public streets.

53 \* \* \* \* \*

54 **Section 2: Codification.** This Ordinance shall be codified in accordance with the foregoing.  
55 It is the intention of the Town Commission that the provisions of this Ordinance shall become and be  
56 made a part of the Town of Lauderdale-by-the-Sea Code of Ordinances; and that the sections of this  
57 Ordinance may be renumbered or re-lettered and the word “ordinance” may be changed to “section”,  
58 “article” or such other appropriate word or phrase in order to accomplish such intentions.

59 **Section 3: Severability.** If any section, sentence, clause, or phrase of this Ordinance is held  
60 to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no  
61 way affect the validity of the remaining portions of this Ordinance.

62 **Section 4: Conflicting Ordinances.** All prior ordinances or resolutions, or parts thereof, in  
63 conflict herewith are hereby repealed to the extent of said conflict.

64 **Section 5: Effective Date.** This Ordinance shall be in full force and effect immediately  
65 upon its passage.

66  
67 Passed on the first reading, this \_\_\_ day of \_\_\_\_\_, 2010.

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

69  
70 \_\_\_\_\_  
71 **MAYOR ROSEANN MINNET**

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|                      | First Reading | Second Reading |
|----------------------|---------------|----------------|
| Mayor Minnet         | _____         | _____          |
| Vice-Mayor Dodd      | _____         | _____          |
| Commissioner Clotney | _____         | _____          |

77 Commissioner Sasser \_\_\_\_\_  
78 Commissioner Vincent \_\_\_\_\_

79  
80 ATTEST:

81  
82  
83 \_\_\_\_\_  
84 June White, Town Clerk

85  
86 APPROVED AS TO FORM:

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88  
89 \_\_\_\_\_  
90 Susan L. Trevarthen, Town Attorney