



BROWARD COUNTY

# Board of Rules & Appeals

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<http://www.broward.org/codeappeals.htm>

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## **BOARD OF RULES AND APPEALS**

January 10, 2008

### **Meeting Minutes**

#### **Call to order.**

A published meeting of the Board of Rules and Appeals was called to order by Chair John R. Smith at 6:58 P.M.

#### **Roll Call**

John R. Smith – Chairman

Gregg D'Attile

Gary Elzweig

John Famularo

Steve Kastner

Albert Korelishn

Daniel Lavrich

David Rice

Jay Shechter

John Sims

Manny Synalovski

Don Zimmer

The presence of a quorum was established.

#### **Approval of Minutes**

The Chairman asked for a Motion. Mr. Korelishn MOVED the motion to approve the December 6, 2007 Board meeting minutes. This motion was duly seconded by Mr. Elzweig. **THE MOTION PASSED UNANIMOUSLY 12 - 0.**

## **CONSENT AGENDA**

### **1. Certifications.**

Mr. DiPietro requested that staff approved certifications, including the addition of George Oliva, Limited Structural Building Inspector for the City of Fort Lauderdale be approved by the Board. A Motion was made by the Chairman and seconded by Mr. Lavrich. The Motion passed unanimously with a vote of 12 – 0.

2. **Appeal #07-09** Villas of Positano, Hollywood, FL 33019  
Chair noted there will be no action with respect to this appeal as it has been withdrawn.
3. **Fire Code Appeal #07-11** 300 N.W. 82<sup>nd</sup> Avenue, Suite 700, Plantation, FL 33324

The Chair noted that the parties are reaching an agreement and requested a continuance to be heard at the next official meeting of the Board of Rules and Appeals.

**The Chairman asked for a MOTION. Mr. Lavrich MOVED, and proposed a MOTION for a continuance. Mr. Elzweig duly seconded. THE MOTION PASSED UNANIMOUSLY 12-0.**

4. **Proposed change to the Broward County Local Amendment to the Florida Fire Prevention Code, Section F-27 relating to storage of flammable and combustible liquids.**

Bryan Parks, Chief Fire Code Compliance Officer addressed the Board. There have been several changes with F-27 since the local Broward County codes came out, we have been trying to work through them with the current economy, and it has compelled the local cities and municipalities to look at ways to help the budgeting process. Part of that was if they can purchase, at today's rate, fuel in large enough quantities to hold them over; they would be able to handle the budget more efficiently. The Federal Government has mandated that underground tanks be removed and replaced with a newer or a different type tank. They have had to dig these tanks up. Now they want to increase the gallonage that they could put underground. This code, Section F-27, was never intended to deal with cities or municipalities. According to the old members who helped write this code in 2001, it dealt with the mom and pop gas stations on the corner. That's why the square footage is determined for a roadway or a waterway. Mr. Parks went on to say that what they are proposing is to clean up the language and put in NFPA-30 to use as their regulatory document by the local cities, and what was intended back when the code was first written, but wasn't clearly designated. The Fire Code Committee voted 10 -0 to approve.

**The Chairman asked for a MOTION. Mr. Kastner MOVED, and proposed a MOTION to approve the changes and was seconded by Mr. Elzweig. THE MOTION PASSED UNANIMOUSLY WITH A VOTE OF 12-0.**

5. **Hurricane Mitigation Retrofits for Existing Site Built Single Family Residential Structures, Amendment to Board Policy #06-07**

Mr. Dumbaugh, Chief Structural Code Compliance Officer addressed the Board explaining the change to be a one question and answer update to our existing Board policy.

**The Chairman asked for a MOTION. Mr. LAVRICH MOVED, and proposed a MOTION to approve the change and was seconded by Mr. Elzweig. THE MOTION PASSED UNANIMOUSLY WITH A VOTE OF 12-0.**

6. **Audit of purchasing files by County Purchasing Division Personnel for Fiscal Year 2006-07.**

Mr. DiPietro noted that the County Purchasing Division has audited the Board of Rules and Appeals' files for the first time in nearly fifteen years; some minor comments were received and the Director has responded.

Mr. DiPietro pointed out that although the Board of Rules and Appeals is not obligated to conform to the County's bid procedures, we follow the County's Purchasing Division's guidelines in the vast majority of cases. When we do not follow County procedures we will request a Broward County Board of Rules and Appeals vote or follow a Broward County Board of Rules and Appeals policy.

**The Chairman asked for a MOTION. Mr. Korelishn MOVED, and proposed a MOTION to accept the report submitted by the Administrative Director and seconded by Mr. Elzweig. THE MOTION PASSED UNANIMOUSLY WITH A VOTE OF 12-0.**

7. **Director's Report**

None.

8. **General Discussion**

As there is no public access at our new location at 1 North University; we are considering the possibility of selling codebooks solely on-line. Our intention will be to drop ship quantities of ten or more to the cities.

Committee meeting locations were discussed. There are two current locations:

The Plumber's Hall  
2502 South Andrews Avenue  
Fort Lauderdale, FL 33316, and

The Government Center  
115 S. Andrews Avenue  
Fort Lauderdale, FL 33316

9. **Adjournment**

The Chairman asked for a MOTION. Mr. Korelishn moved and proposed a MOTION to adjourn. The MOTION was seconded by Mr. Elzweig. **THE MOTION PASSED UNANIMOUSLY 12 – 0 AND THE MEETING ADJOURNED AT 7:14 P.M.**



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**Board Chairman**