

Broward County Board of Rules and Appeals Meeting Agenda

December 8, 2022

Time: 7:00 PM

Zoom Meeting Information:

<https://broward-org.zoomgov.com/j/1600127393>

Meeting ID: 160 012 7393

- I. **Call Meeting to Order**
- II. **Roll Call**
- III. **Approval of Agenda**
- IV. **Approval of Minutes** – November 10, 2022 Board Meeting
- V. **Public Comment (Except public hearing items on this agenda)**
Public comments limited to 3-minutes each.
- VI. **CONSENT AGENDA**
 1. **Certifications** – Staff Recommended
 - BROWARD COUNTY SHERIFF FIRE RESCUE**
Cavallari, Mindy, Fire Plans Examiner
 - CITIES OF CORAL SPRINGS & PARKLAND**
Alcalde, Harold, Fire Code Official
 - CITY OF LAUDERDALE LAKES**
Wansor, Douglas, Chief Electrical Inspector
 - CITY OF PARKLAND**
Krasniqi, Rinor, Electrical Inspector – Temporary 120-day
 - CITY OF PEMBROKE PINES**
Martinez, Giordano Nestor, Structural Inspector - Temporary 120-day
 - CITY OF PLANTATION**
Alarcon-Maclain, Edward A., Chief Electrical Inspector
- VII. **REGULAR AGENDA**
 1. **Second Reading of proposed amendments to Section F-121, Automatic External Defibrillator (AED) and Bleeding Control Kit (BCK) of the Florida Fire Prevention Code, 7th Edition (2020), recommendation of the Fire Code Committee**
 - a. Staff Report
 - b. Board Questions
 - c. Board Action
 2. **2023 Board Nominations and Election of Officers**
 - a. Staff Report
 - b. Board Questions
 - c. Board Action

3. **Director's Report**
4. **Attorney's Report**
5. **Committee Reports**
6. **General Board Member Discussion**
7. **Adjournment**

If a person desires to appeal any decision with respect to any matter considered at this meeting, such person will need a record of the proceedings and, for this reason, such person may need to ensure that a verbatim record of the proceeding is made, which includes the testimony and evidence upon which the appeal is to be based (FS Sec.286.0105)

Members: If you cannot attend the meeting, please contact Dr. Barbosa at 954-931-2393 between 6:00 p.m. and 7:00 p.m.

November 17, 2022
Board Meeting Minutes

Broward County Board of Rules and Appeals Meeting Minutes

November 17, 2022

Time: 7:00 PM

Zoom Meeting Information:

<https://broward-org.zoomgov.com/j/1614212462>

Meeting ID: 161 421 2462

I. Call Meeting to Order

Chairman Daniel Lavrich called a published virtual meeting of the Broward County Board of Rules and Appeals to order at 7 p.m.

II. Roll Call

Danial Lavrich, Chairman
Stephen Bailey
Jeff Falkanger
R. Art Kamm
Sergio Pellecer
Daniel Rourke
David Tringo
Dennis Ulmer
Derek A. Wassink (arrived at 7:09 p.m.)
Lynn E. Wolfson
Abbas Zackria

III. Approval of Agenda

Dr. Ana Barbosa, Administrative Director, requested that Item 5 be removed from the agenda.

Mr. Tringo made a motion, and Mr. Pellecer seconded the motion to approve the agenda as amended. The motion was carried out by a unanimous vote of 10-0.

IV. Approval of Minutes – October 13, 2022 Regular Meeting

Mr. Kamm made a motion, and Mr. Falkanger seconded the motion to approve the September 8, 2022, minutes as submitted. The motion was carried out by a unanimous vote of 10-0.

V. Public Comment (Except public hearing items on this agenda) Public Hearing limited to 3-minutes each - none

VI. CONSENT AGENDA

1. Certifications – Staff Recommended

CITY OF HOLLYWOOD

Grimsley, Meghan, Fire Plans Examiner
Quintana, Daniel, Assistant Building Official

CITY OF MARGATE

O'Neill, Nicole, Fire Inspector

CITY OF MIRAMAR

Gregorisch, Jose, Fire Code Official
Britton, Bruce, Fire Plans Examiner

CITY OF SUNRISE

Thomas, Temeka, Fire Inspector

CITY OF TAMARAC

Villanueva, Juan, Structural Inspector – Temporary 120-Day

CITY OF WILTON MANORS

Cuadra, Eduardo, Structural Inspector – Temporary 120-Day

COUNTYWIDE

Davalos, Robert, Electrical Plans Examiner
Haynes, James L., Structural Plans Examiner
Karttunen, Vesa, Structural Plans Examiner
Prelaz, Marino, Plumbing Inspector

Mr. Tringo made a motion, and Mr. Falkanger seconded the motion approving the certifications as recommended. The motion was carried out by a unanimous vote of 10-0.

REGULAR AGENDA

1. Appeal #22-05 Plantation Inn, recommendation of the Fire Code Committee

a. Staff Report

Mr. Bryan Parks, Chief Fire Code Compliance Officer, advised that an appeal application was received on August 24th that was heard by the Fire Code Committee on October 20th. The Committee vote 9-2 to reject the appeal. He provided an overview of the property boundaries. This has to do NFPA 18.2.3.5.4, dead-end fire department access roads in excess of 150 feet in length shall be provided with approved provisions for the fire apparatus to turn around. The roadway is 125 feet longer with no exit. The Applicant would like to establish a gate at the far end of the roadway on the east side of the Plantation Inn building. However, staff cannot authorize use of that property. It is suggested that the Applicant seek assistance from the court system. Staff recommends denial.

Mr. Wassink arrived during the staff's presentation at 7:09 p.m.

Mr. Robert Coker, representing the Applicant, advised that every document he has submitted is contained in the staff report. In his presentation, he will reference the staff report page numbers. He noted an access drive to the west of Plantation Inn. Chief Martins pointed out at the Fire Code Committee meeting that there is an access easement available for the use of the access drive. The Plantation Inn has been in existence since approximately 1968. The area has been unchanged since 1968. The City of Plantation has decided to apply current code retroactively to this property. In 2019, the property owner of the area to the north and where the fire lane has been situated applied for a permit to install a fence. Customarily a fire department would err on the side of maintaining fire access. The simple solution would be to install a lock box to allow access to fire trucks. Shortly after the fence was constructed, the Fire Department started issuing notices of violation to the new owner of the Plantation Inn with respect to a 150-foot turnaround. The code addresses how existing conditions are to be treated. This appeal contends that Section 1.3.2.4 (Retroactivity of Referenced Standards to Existing Conditions) applies. There is no dispute that this condition has existed for over fifty years before the code went into effect. The Fire Department should not have issued a violation. He indicated that Chief Parks has referred to Section 1.3.2.4.3 where in those cases where the Authority Having Jurisdiction (AHJ) determines that the existing condition constitutes an imminent danger, the AHJ is permitted to apply retroactively any portions of the current standards deemed appropriate. It seems that the Fire Chief has to make the determination that the existing condition constitutes an imminent danger. The City of Plantation did not raise anything with respect to imminent danger. Plantation Inn is relying on an existing fire lane used by the Medical One building and turn-around space available on the southwest corner. This fire lane is enforced against Medical One by the City of Plantation at all times, and it is available if there was a fire at Plantation Inn.

b. Board Questions

Mr. Bailey asked if the 150-foot requirement is intended for the truck to turn around and if it was less, could the truck simply backup. Mr. Parks noted the area fire hydrants that would connect to the fire truck. In order to exit the truck would have to back over all of the fire water lines. The 150 number is the length of a fire water line. Mr. Bailey concluded that the 150-foot distance is for convenience. He went on to question why a key lock box is not being installed on the gate for the legally available fire lane could be used. Fire Chief Tony Martins, City of Plantation, advised that at this location there is no gate. It is fencing only. The fence was installed in 2019. Assistant City Attorney, City of Plantation, explained that the fence is on neighboring property and the City of Plantation is being asked to burden other properties with maintaining a road. The entire building could be demolished, and a new site plan submitted. Chief Martins elaborated upon difficulties firefighters could potentially encounter without this provision.

Mr. Coker responded to Mr. Rourke's question about when the access road was built however, he did not know who actually built it.

Mr. Charles Kraemer, Board Attorney, pointed out that the property is privately owned by Mr. Ricketts, not Plantation Inn. It is not the Board's business to enforce use of property that is not owned by Plantation Inn. It could be considered a taking of property. The proper course of action would be through the circuit court system.

Mr. Coker explained that the basis of the appeal is according to Code Section 1.3.2.4 code provisions cannot be applied retroactively unless there is a determination of an imminent danger. The City is applying the code retroactively without any determination that there is any imminent danger.

Chairman Lavrich asked if this has to do with solely the use of this property or that there is a fence as well. Mr. Kraemer advised that the Applicant does not have standing to bring the issue forward because the property is not owned by the Applicant. Mr. Coker explained that the basis of the appeal is two-fold. First, the Plantation Inn has been in existence since 1968 and under the code, this section of the code cannot be applied without a finding that such application would present an imminent danger. No such finding has been made. Secondly, the Plantation Inn has access through the Medical One gate.

Mr. Zackria noted that Plantation Inn using another property for access is no longer an option. Mr. Coker indicated that Chief Martins has advised that the only option is a full sprinkler system for Plantation Inn.

In response to Ms. Wolfson, Mr. Parks indicated that the size of fire trucks has changed over the years. Also, there will be other vehicles in addition to the fire trucks on the alleyway.

In response to Mr. Bailey, Mr. Parks advised that there was discussion between the Plantation Inn and the City of Plantation Fire Department. One alternative raised was a sprinkler system for the building. Mr. Coker advised that it is not possible to install a turn-around in the alleyway.

c. Board Action

Mr. Pellecer made a motion, and Mr. Zackria seconded the motion to deny the appeal as recommended. The motion was carried out by a unanimous vote of 11-0.

2. Second Reading of proposed revisions to Broward County Uniform Data Form for Residential and Light Air Conditioning Replacements, Board Policy 19-02.

a. Staff Report

Mr. Rolando Soto, Chief Mechanical Code Compliance Officer, noted this is a second reading and, as such, he is available for any questions.

Chairman Lavrich opened the floor for public comment but there was no one wishing to speak.

b. Board Questions - none

- c. Board Action
Mr. Zackria made a motion, and Mr. Falkanger seconded the motion approving the proposed revision on final reading as recommended. The motion was carried out by a unanimous vote of 11-0.

3. Second Reading of proposed revisions to Broward County Amendments (Chapter 1), Florida Building Code 7th Edition (2020), Appendix A, Broward County Uniform Building Permit Application

- a. Staff Report
Mr. Rolando Soto, Chief Mechanical Code Compliance Officer, noted this is a second reading and, as such, he is available for any questions.

Chairman Lavrich opened the floor for public comment.

Mr. Joseph Pasquariello, Assistant Building Official, City of Fort Lauderdale, asked if there will be any clarification with respect to owner signature. Mr. Soto advised that there is no change to this policy. The owner's signature is not required if the owner's agent signs. Mr. Zackria noted that this has already been vetted by the Board. Mr. Pasquariello advocated for the owner signing the permit application and the code be revised accordingly. Mr. Zackria believed that state law governs the issue. Mr. Charles Kraemer, Board Attorney, advised that the law specifies signature of property owner or agent. Mr. Pasquariello indicated there is confusion on this point. It is being interpreted differently by some municipalities. Mr. Kraemer advised that the role of the Board is not one of policing.

- b. Board Questions – none
- c. Board Action
Mr. Falkanger made a motion, and Mr. Bailey seconded the motion approving the proposed revision on final reading as recommended. The motion was carried out by a unanimous vote of 11-0.

4. First Reading of proposed amendments to Section F-121, Automatic External Defibrillator (AED) and Stop the Bleed Kit (SBK) of the Florida Fire Prevention Code, 7th Edition (2020), recommendation of the Fire Code Committee

- a. Staff Report
Mr. Bryan Parks, Chief Fire Code Compliance Officer, advised that the Fire Code Committee voted unanimously to move these amendments forward. The amendments were suggested by the Broward Fire Chiefs Fire Prevention Committee earlier this year however some discrepancies were found. Stop the Bleed Kit is trademarked; therefore, it is proposed to be changed to Bleeding Control Kit (BCK). There are additional modifications as outlined in his agenda memorandum, dated November 10, 2022, provided to the Board.

- b. Board Questions
In response to Mr. Zackria, Mr. Parks advised that anyone could buy and install the equipment, but he was not aware of any fire department maintaining the equipment. He added that the departments are inspecting the equipment. Assistant Fire Chief, John Preston, City of Oakland Park, confirmed Mr. Parks is correct. There are multiple vendors from which to purchase the equipment and those vendors would likely be retained for maintaining the equipment.

- c. Board Action
Mr. Tringo made a motion, and Mr. Wassink seconded the motion approving the proposed amendments on first reading as recommended. The motion was carried out by a unanimous vote of 11-0.

5. First Reading of proposed amendment to Section F-112.3, Fire Sprinklers One and Two-Family Homes and Townhomes, of the Florida Fire Prevention Code, 7th Edition (2020), recommendation of the Fire Code Committee

This item was removed from the agenda.

6. Proposed formal interpretation pertaining to the maximum distance from the source of hot water to the fixture in commercial buildings per Section 607.2 of the Florida Building Code, Plumbing Code and C404.5 of the Florida Building Code, Energy Conservation Code

- a. Staff Report
Mr. Jose Cruz-Vellon, Chief Plumbing Code Compliance Officer, explained there is a conflict between the general requirement, and the specific and more restrictive requirement. The specific requirement (Energy Code) shall be applicable
- b. Board Questions - none
- c. Board Action
Mr. Falkanger made a motion, and Mr. Zackria seconded the motion approving the formal interpretation (#33) on first reading as recommended. The motion was carried out by a unanimous vote of 11-0.

7. Proposed revisions to the Rooftop Mounted Equipment Affidavit, Board Policy 22-03, recommendation of the Roofing Committee

- a. Staff Report
Mr. Jack Morell, Chief Structural Code Compliance Officer, advised that this recommendation of the Roofing Committee is to revise the affidavit to provide that any rooftop equipment removed during reroofing shall be reinstalled in compliance with the code in effect at the time a reroofing permit is issued. Boxes (to indicate applicable existing rooftop equipment) were added to the affidavit template.
- b. Board Questions - none
- c. Board Action
Mr. Bailey made a motion, and Ms. Wolfson seconded the motion approving affidavit revisions as recommended. The motion was carried out by a unanimous vote of 11-0.

8. Request to postpone the implementation of amendments to Section 104.1.1, Appointment of a Building Official and Section 104.3, Appointment of Chief Electrical, Mechanical, Plumbing and Structural Inspector, Chapter 1, Florida Building Code, 7th Edition (2020)

- a. Staff Report
Dr. Ana Barbosa, Administrative Director, requested a postponement in order to form an ad hoc committee to understand the needs of the cities and develop something that is amenable to at least most of the cities. The cost will take a toll on some cities.
- b. Board Questions
In response to Mr. Bailey, Dr. Barbosa explained some cities have individuals on-call when a need arises as opposed to being present when there is nothing to do at that time.
- c. Board Action
Mr. Tringo made a motion, and Mr. Zackria seconded the motion to postpone implementation for one-year from the April 2023 implementation date and authorize formation of an ad hoc committee for further study of the matter. The motion was carried out by a unanimous vote of 11-0.

9. Director's Report

Office of Inspector General (OIG) Report

Dr. Barbosa advised that staff has completed a thorough review of the report. Everything has been addressed and closed.

Building Safety Inspection Program

Dr. Barbosa advised that the Florida Building Commission is preparing a proposal to present potential changes to the Governor. The Commission is asking for the 3-mile coastline to be

eliminated and consequently eliminating the 25-year inspection that would be expensive. Staff will proceed as normal with the 30-year inspection protocol.

December Board of Rules and Appeals Meeting

Dr. Barbosa noted the need for a December meeting in order to elect officers for 2023.

10. Attorney's Report

Virtual Inspections Lawsuit – Inspected.com

With reference to a lawsuit against the Board of Rules and Appeals and the City of Hollywood concerning virtual inspections, Mr. Kramer explained that their claim was that those new statutes enacted this year allowed for virtual inspections in all disciplines by camera. The court ruled in the Board's favor originally and Inspected's second request for rehearing. Inspected has now filed another suit at the court of appeals' level.

11. Committee Reports - none

12. General Board Member Discussion - none

13. Adjournment – The meeting adjourned at 8:38 p.m.

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R
A
F
T

Consent Agenda

Section 1

Broward County Board of Rules and Appeals

BROWARD COUNTY SHERIFF FIRE RESCUE

CAVALLARI, MINDY, FIRE PLANS EXAMINER

CITIES OF CORAL SPRINGS & PARKLAND

ALCALDE, HAROLD, FIRE CODE OFFICIAL

CITY OF LAUDERDALE LAKES

WANSOR, DOUGLAS, CHIEF ELECTRICAL INSPECTOR

CITY OF PARKLAND

KRASNIGI, RINOR, ELECTRICAL INSPECTOR – TEMPORARY 120-DAY

CITY OF PEMBROKE PINES

MARTINEZ, GIORDANO NESTOR, STRUCTURAL INSPECTOR – TEMPORARY 120-DAY

CITY OF PLANTATION

ALARCON-MACLAIN, EDWARD A., CHIEF ELECTRICAL INSPECTOR

Regular Agenda

Section 1



Broward County Board of Rules and Appeals

1 N. University Drive Suite, 3500B, Plantation, FL 33324

Phone: 954-765-4500 | Fax: 954-765-4504

broward.org/CodeAppeals

TO: Members of the Board of Rules and Appeals

FROM: Administrative Director

DATE: December 8, 2022

RE: 2nd Reading of proposed revisions to proposed amendments to Section F-121 Automatic External Defibrillator (AED) and Bleeding Control Kit (BCK) of the Florida Fire Prevention Code, 7th Edition (2020), recommendation of the Fire Code Committee.

This code amendment was approved on 1st Reading on November 10, 2022. It is now scheduled for 2nd Reading and public hearing.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "A Barbosa".

Dr. Ana Barbosa



Broward County Board of Rules and Appeals

1 N. University Drive Suite, 3500B, Plantation, FL 33324
Phone: 954-765-4500 | Fax: 954-765-4504
broward.org/CodeAppeals

TO: Members of the Board of Rules and Appeals

FROM: Chief Fire Code Compliance Officer

DATE: December 8, 2022

RE: First Reading of proposed amendments to Section F-121 Automatic External Defibrillator (AED) and Bleeding Control Kit (BCK) of the Florida Fire Prevention Code, 7th Edition (2020), recommendation of the Fire Code Committee

Recommendation

The Board of Rules and Appeals, Fire Code Committee voted unanimous to approve the modifications along with staff recommends support the proposal to renaming of SBK to BCK and the modifying code section F-121 AED and BCK which provides more clarity and is more resendable in its application and provides better guidance to number of units and locations along with appropriate quantities.

Reasons

This proposal is to modify F-121 as it relates to BCK has been suggested by the Broward Fire Chiefs, Fire Prevention Sub-committee (Fire Marshals) as it has been found that previously enacted language relating to Stop the Bleed (SBK) is trademarked and the FM Group is proposing to amend this title to Bleeding Control Kit (BCK) as found in the following code sections.

Definitions W, F-121 Title, F-121.2, F-121.2.7 (a), F-121.3.1, F-121.3.2, F-121.3.2 (c), (e), (f), F-121.3.4, F-121.3.5, F-121.3.6, F-121.3.7 (a), (c), F-121.3.8, F-121.3.9, F-121.3.9.1, F-121.3.9.2, F-121.3.9.3, F-121.3.9.5, F-121.3.9.6, F-121.3.9.8, F-121.3.9.9, and F-121.3.9.10. It was also found that in section F-121.2.1 (b), and F-121.3.9.2 that the verbiage was not clear and needed to be modified for clarity.

Section F-121.2.1.1, as it deals with assembly occupancies is a new section being added for clarification as it relates to the size and travel distance, Mercantile occupancies is also being added F-121.2.6.1 as a new section to also add more clarity to what travel distance, Residential occupancies F-121.2.7.1 is removing the numbers based on floors of AED and BCK and new language as to placement at specific location closer to elevators and adding language AHJ to use the design of the building to determine such as it private elevators only serving individual dwelling units. Sections found in F-121.3.2 (f) has been added as it relates to the placement of units at entrances or exits of buildings.

It was also found that the numbers of items in section F-121.3.4 were duplicated for over 500 and under the items required and the quantities have been adjusted to be more in line with the perceived need.

Additional Information

An underlined/strikethrough, local Fire Code is attached to indicate the proposed modification for consideration of section F-121.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Bryan Parks".

Bryan Parks

Broward County Local Amendments to the Florida Fire Prevention Code

F-121 Automatic External Defibrillator (AED) and ~~Stop the Bleed Kit (SBK)~~ Bleeding Control Kit (BCK)

F-121.1.1 All new and existing buildings needing to comply with the following sections, shall be provided a maximum of eighteen (18) months from the date approved by the Broward County Board of Rules and Appeals to comply.

F-121.2 AED(S) and ~~SBK(S)~~ BCK'S shall be installed in the following occupancies as defined in NFPA 101, Life Safety Code.

F-121.2.1 Assembly occupancy:

- a. Fitness centers, gymnasiums, and indoor recreational centers in excess of one thousand five hundred (1,500) square feet.
- b. ~~Theaters, restaurants, drinking establishments,~~ Any assembly occupancy with a capacity of one hundred (100) or greater.
- c. Places of worship with a capacity of one hundred (100) or greater.

F-121.2.1.1 Assemblies exceeding 30,000 square feet and multi-story assemblies shall require additional devices where the travel distance exceeds five hundred (500) feet between AED'S

F-121.2.2 Business occupancy:

- a. Office buildings/business occupancies with a square footage greater than twenty thousand (20,000) square feet.
- b. All Dental offices in accordance with Florida Administrative Code 64B5-17.015.

F-121.2.3 Day Care occupancy:

- a. All adult day care facilities

F-121.2.4 Educational occupancy:

- a. All Charter and Private Schools.

F-121.2.5 Healthcare occupancy:

- a. Assisted living facilities as defined by section 429.021(5) Florida Statute as amended from time to time.

- b. Ambulatory surgical centers as defined by section 395.002 (3) Florida Statute as amended from time to time.
- c. Walk in medical care facilities.
- d. Hospitals providing emergency services, including freestanding facilities, shall be excluded.

F-121.2.6 Mercantile occupancy:

- a. Commercial and retail spaces with a square footage greater than thirty-five thousand (35,000) square feet.

F-121.2.6.1 Mercantile Class A and multistory occupancies shall require additional devices where the travel distance exceeds five hundred (500) feet between AEDs

F-121.2.7 Residential occupancy:

- a. All hotels and motels.
- b. Multi-story residential/~~dormitory~~ buildings five (5) floors or more. Residential elevators supplying services to an independent dwelling unit only, shall be exempt from this requirement.

~~F-121.2.7.1 Multi-story occupancies listed above shall place an AED and SBK on every other floor beginning on the first floor. The AED and SBK shall be placed near the elevator(s) beginning in the first floor lobby (first floor, third floor, fifth floor etc.)~~

F-121.2.7.1 Multi-story residential occupancies listed above shall place an AED and BCK at every building entrance lobby no further than 15 feet from any elevator. The AHJ can modify the requirements of F-121.2.7 requirements based on the footprint of the residential building.

F-121.3 Installation and Operation.

F-121.3.1 The Authority Having Jurisdiction (AHJ) shall verify all AED devices and ~~SBK's~~ BCK'S for operation prior to being placed in service or available for use, and on an annual basis.

F-121.3.2 AED(S) devices and Bleeding Control Kit ~~SBK(S)~~ BCK(S) shall be:

- a. Conspicuously located in plain view of the primary public entrance or by the elevator lobby with unobstructed access.

- b. Readily accessible and immediately available when needed for on-site employees and the general public, including disabled persons.
- c. The AED(S) and ~~SBK(S)~~ BCK(S) shall be housed in a cabinet with a clear window in the door, an audible alarm signaling the opening of the door, permanently affixed to a wall, and whose top is no more than forty-eight (48) inches above the floor to prevent tampering, theft, or damage.
- d. The AED shall be located below a sign having a minimum area of seventy (70) square inches and containing the letters "AED" and the universally recognizable symbol, which should be placed no more than sixty (60) inches, on center, above the floor.
- e. The ~~SBK BCK~~ shall be located below a ~~SBK BCK~~ sticker. The ~~SBK BCK~~ sticker may also be placed on the cabinet containing the ~~SBK-BCK~~.
- f. If there is more than one entrance or exit in the building, or if the building is multiple stories, the business owner shall place a sign at each entrance, exit, or elevator indicating the location of the automated external defibrillator device.

F-121.3.3 AED devices shall contain adult pads and pediatric pads as required by the AHJ.

F-121.3.4 ~~SBK-BCK(S)~~ with the exception of large occupancy ~~SBK-BCK(S)~~, shall minimally contain:

- a. Two (2) ~~Eight~~ commercially manufactured tourniquets; and
- b. Two sets of ~~Eight~~ gloves; and
- c. One (1) scissor; and
- d. Two (2) 3-inch gauze rolls; and
- e. Two (2) gauze combine pads.

F-121.3.5 Places of occupancy that hold 500 or more persons, regardless of occupancy classification, shall have a large occupancy ~~SBK BCK~~, which minimally contain:

- a. Eight (8) commercially manufactured tourniquets; and
- b. Four (4) Sets of ~~Eight~~ gloves; and
- c. Two (2) scissors; and
- d. Eight (8) 3-inch gauze rolls; and
- e. Eight (8) gauze combine pads.

F-121.3.6 The AED(S) devices and ~~SBK BCK(S)~~ shall be used in accordance with the manufacturer's guidelines.

F-121.3.7 It shall be the responsibility of the owner/occupant to:

- a. Install the AED device and ~~SBK BCK~~;
- b. Provide all necessary training and appropriate use; and
- c. Maintain AED devices and ~~SBK BCK~~ in accordance with manufacture recommended maintenance requirements and as required herein.

F-121.3.8 If an AED device or ~~SBK BCK~~ is removed for repair, a replacement shall be provided by the owner/occupant or by the manufacturer.

F-121.3.9 Requirements and procedures. The following shall be the requirements and procedures for use, training, and data collection of the AED and ~~SBK BCK~~ program:

F-121.3.9.1 The implementation of an AED and/or ~~SBK BCK~~ shall occur only after a written notification is made to the Fire Chief or designee by the individual, entity, organization, or company acquiring an AED. The written notification must contain the facility or business name, street address, specific location of the AED and/or ~~SBK BCK~~, the number employees at the facility or business, the total number of persons trained or to be trained in the use of the AED and ~~SBK BCK~~, and name of manufacturer and model number of each AED.

F-121.3.9.2 Prior to implementation of an AED or ~~SBK BCK~~, in any non-residential occupancy, the individual, organization or company will obtain and send to the AHJ, proof of standardized training for all intended users of the AED and ~~SBK BCK~~. The training shall consist of a class provided by a nationally recognized organization, or locally approved by the AHJ, including, but not limited to, the American Heart Association, the American Red Cross, and the National Safety Council, and shall follow a standardized curriculum. The standardized curriculum shall include, at a minimum:

- a. Signs and symptoms of sudden cardiac arrest.
- b. Cardiopulmonary resuscitation (CPR); and
- c. Proper use, maintenance, and inspection of AEDs.

F-121.3.9.3 The training for the ~~SBK BCK~~ shall consist of a class provided by a nationally recognized organization or locally approved by the AHJ. The standardized curriculum shall include, at a minimum:

- a. Tourniquet application and use

F-121.3.9.4 The owner of the AED will ensure that the use of the AED follows the policies and procedures developed and authorized by the AHJ, and the provision of F.S. § 401.2915, as may be amended.

F-121.3.9.5 Recertification of users, maintenance, and inspection of the AED and ~~SBK BCK~~ is the responsibility of

the owner/occupant and shall be done on a periodic basis, as prescribed by the manufacturer and/or certifying agency. Recertification of users will consist of a class, which will review the techniques for using the AED and ~~SBK~~ BCK and follow a standardized curriculum. Recertification training shall be provided as in section F-121.2 and F-121.3 above. Maintenance of the AED device and SBK shall be in accordance with the manufacturer's recommendations.

F-121.3.9.6 The AHJ may conduct a quality assurance review after the use of an AED or ~~SBK~~ BCK that includes gathering clinical data and information from the person that used the AED or ~~SBK~~ BCK and from the AED itself.

F-121.3.9.7 Any person who uses an AED is required to contact the AHJ by calling 9-1-1 immediately prior to, or immediately upon use of the AED (F.S. § 401.2915 (c)).

F-121.3.9.8 The owner and user of the AED or ~~SBK~~ BCK will not withhold consent for a quality assurance review by the AHJ after the use of an AED or to the retrieval of clinical data from the device itself.

F-121.3.9.9 The AHJ shall verify the presence of the AED device and/or ~~SBK~~ BCK and may inspect any maintenance records and documentation of training to ensure compliance with the community AED and stop the bleed program.

F-121.3.9.10 The AHJ is not liable for any damages experienced by the AED and by the ~~SBK~~ BCK, or any person or entity arising as a result of

- a. business's use or misuse of the equipment or supplies.
- b. business's failure to provide services pertaining to the equipment supplies
- c. any defects in the equipment or supplies.

Immunity from civil liability provisions. The provisions of F.S.768.1325, and specifically the immunity from civil liability for any harm resulting from the use or attempted use of an automated external defibrillator (AED) device as found in F.S. 768.1325(3) as may be amended from time to time are hereby adopted and incorporated into the ordinance.

Section 2



Broward County Board of Rules and Appeals

1 N. University Drive Suite, 3500B, Plantation, FL 33324

Phone: 954-765-4500 | Fax: 954-765-4504

broward.org/CodeAppeals

TO: Members of the Board of Rules and Appeals

FROM: Administrative Director

DATE: December 8, 2022

RE: 2023 Board Nominations and Election of Officers

As a tradition, the Board of Rules and Appeals elects its officers for the new year in December. As a reminder, both positions must come from the voting members. The current voting members are as follows:

- Daniel Lavrich, P.E. – Current Chair
- Stephen E. Bailey, P.E. – Vice Chair
- Ron Burr
- Gregg D’Attile
- John Famularo
- Shalanda Giles Nelson
- R. Art Kamm, P.E.
- Sergio Pellecer
- Daniel Rourke
- John Sims
- Dennis A. Ulmer
- Lynn E. Wolfson
- Abbas H. Zackria, CSI

An alternate member of the Board who is seated for the meeting may vote but may not be a candidate for these positions. The effective date and time of the newly elected Chair and Vice Chair to assume office will be at the close of the session. Attached you will find a record of meeting attendance, a practice requested by a former Board chair. If you have any questions regarding this matter, please contact me.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "A Barbosa".

Dr. Ana Barbosa

BORA MEETING ATTENDANCE

		5 years 2018-2022																																	(*)Total # of Meetings											
Percentage of total of meetings since 2018	Attended Meet. Attended	Last	Member since **	2018								2019							2020						2021						2022						41									
				1/11	2/8	3/8	4/12	5/10	6/10	9/13	10-22 10-23	1/10	2/14	3/14	4/11	5/9	6/13	9/12	10/10	11/14	1/9	2/13	3/12	7/9	9/10	10/8	1/14	2/11	3/11	5/13	8/12	9/9	10/14	11/10	1/13	3/10	4/14	5/12	6/9	7/14	8/11	9/8	10/13	11/17	Meet. attended	
82.93	34	Burr	Jan-09		1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	34				
75.61	31	D'Atile	Oct-07	1	1		1	1		1	1	1	1	1	1		1		1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	31			
53.66	22	Famularo	Sep-07		1			1		1	1	1	1	1	1						1	1	1	1	1	1	1	1	1	1	1					1		1	1	1		22				
56.10	23	Giles Nelson	May-03	1		1	1	1				1		1	1	1					1	1	1	1	1	1	1	1	1	1	1	1	1		1	1		1		1		23				
95.12	39	Lavrich	Mar-16	1		1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	39			
70.73	29	Kamm	Apr-16	1	1	1		1	1		1		1	1	1	1					1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	29			
80.49	33	Rourke	Mar-16	1	1	1	1	1	1	1	1		1	1		1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1		1	1		1	1	33			
9.76	4	Sims	Nov-06	1	1			1	1																																		4			
68.29	28	Bailey PE	Feb-17	1	1		1			1	1	1		1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1		1	1		1	1	1	28			
87.80	36	Ulmer	Jun-17	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	1	36			
51.22	21	Zackria	Jul-09	1	1	1					1		1		1		1	1	1	1	1	1						1	1			1	1	1					1	1	1	1	1	21		
57.14	12	Pellecer	May-20																																			1	1	1	1	1	1	12		
46.15	6	Wolfson	Sept.21																																					1	1	1	1	1	1	6

* Grey indicates the member was not appointed at the time

* 41 is the total number of meetings that happened since Jan. 2018

Blank one is a missed meeting

** Please note that percentages of member attendance is defined using the member since column as a regular Board Member and does not include service time as an alternate .