1 2 3	<b>ORDINANCE</b> 2014-026	
3 4 5 6 7 8 9 10 11 12	AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, SITTING AS THE ENVIRONMENTAL CONTROL BOARD, AMENDING THE UNIFIED LAND DEVELOPMENT CODE, ORDINANCE 2003-068, AS AMENDED, AS FOLLOWS: <b>ARTICLE 15 – HEALTH REGULATIONS</b> ; CHAPTER B, (PBC ENVIRONMENTAL CONTROL RULE II) DRINKING WATER SUPPLY SYSTEMS; PROVIDING FOR: REPEAL OF LAWS IN CONFLICT; SEVERABILITY; A SAVINGS CLAUSE; INTERPRETATION OF CAPTIONS; INCLUSION IN THE UNIFIED LAND DEVELOPMENT CODE; AND, AN EFFECTIVE DATE.	
13	WHEREAS, the Palm Beach County Environmental Control Act, Chapter 77-616, Laws	
14	of Florida, as amended, authorized the Palm Beach County Board of County Commissioners to	
15	sit as the Palm Beach County Environmental Control Board to adopt, amend, or repeal various	
16	Environmental Control Rules; and	
17	WHEREAS, pursuant to its authority, the Environmental Control Board adopted	
18	Environmental Control Rule II, concerning Drinking Water Supply Systems; and	
19	WHEREAS, pursuant to Section 163.3202, Florida Statutes, the Board of County	
20	Commissioners sitting as the Environmental Control Board codified these rules into the Unified	
21	Land Development Code, Ordinance 03-068, as amended from time to time; and	
22	WHEREAS, the County has received public participation and input regarding these	
23	Environmental Control Rules through the Land Development Regulation Advisory Board; and	
24	WHEREAS, the Board of County Commissioners hereby elects to conduct its public	
25	hearings on this Ordinance at 9:30 a.m.; and	
26	WHEREAS, public hearings have been held in conformance with the requirements set	
27	forth in Section 125.66, Florida Statutes, and the Palm Beach County Environmental Control	
28	Act.	
29	NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF	
30	PALM BEACH COUNTY, FLORIDA, as follows:	
31	Section 1. Adoption	
32	The amendments set forth in Exhibit A, attached hereto and made a part hereof, are	
33	hereby adopted.	
34	Section 2. Providing for Repeal of Laws in Conflict	
35	All local laws and ordinances in conflict with any provisions of this Ordinance are hereby	
36	repealed to the extent of such conflict.	
37	Section 3. Severability	
38	If any section, paragraph, sentence, clause, phrase, word, map, diagram, or any other	
39	item contained in this Ordinance is for any reason held by the Court to be unconstitutional,	
40	inoperative, void, or otherwise invalid, such holding shall not affect the remainder of this	
41	Ordinance.	

1	Section 4. Providing for a Savings Clause
2	All development orders, permits, enforcement orders, ongoing enforcement actions, and
3	all other actions of the Board of County Commissioners, the Environmental Control Hearing
4	Board, the Environmental Appeals Board, all other County decision-making, enforcement, and
5	advisory boards, Special Masters, Hearing Officers, and all other County officials, issued
6	pursuant to the regulations and procedures established by prior Palm Beach County land
7	development regulations, shall remain in full force and effect.
8	Section 5. Interpretation of Captions
9	All headings of articles, sections, paragraphs, and sub-paragraphs used in this
10	Ordinance are intended for the convenience of usage only and have no effect on the
11	interpretations of the provisions of this Ordinance and may be renumbered or re-lettered to
12	effectuate the codification of this Ordinance.
13	Section 6. Inclusion in the Unified Land Development Code
14	The provisions of this Ordinance shall be codified in the Unified Land Development Code
15	and may be reorganized, renumbered or re-lettered to effectuate the codification of this
16	Ordinance.
17	Section 7. Providing for an Effective Date
18	The provisions of this Ordinance shall become effective upon filing with the Department
19	of State.
20	
21	APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach
22	County, Florida, on this the 28th day of <u>August</u> , 20 <u>14</u> .
23 24	SHARON R. BOCK, CLERR & PALM BEACH COUNTY, FLORIDA, BY ITS COMPTROLLER By: Deputy Clerk LORIDA Deputy Clerk LORIDA APPROVED AS TO FORM AND LEGAL SUFFICIENCY
25 26 27	By: County Attorney EFFECTIVE DATE: Filed with the Department of State on the _3rd_day of
28	
29	<u> </u>
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## EXHIBIT A

## ARTICLE 15 – HEALTH REGULATIONS SUMMARY OF AMENDMENTS

2 Part 1. ULDC Art. 15.B.13, Operation and Maintenance [Related to Drinking Water Supply 3 Systems] (page 16 of 24), is hereby amended as follows:

## 4 CHAPTER B (PBC ENVIRONMENTAL CONTROL RULE II) DRINKING WATER SUPPLY SYSTEMS

5 Section 13 Operation and Maintenance

I. Fire hydrant maintenance and fire flow testing shall be the responsibility of the owner of the fire hydrant. Maintenance and fire flow testing shall be performed in accordance with the "Standards of the American Water Works Association Manual M-17" and as indicated below: [Ord. 2006-004]

- 1. A routine maintenance program shall be established for each fire hydrant. [Ord. 2006-004]
- 2. Fire flow testing of hydrants shall be performed on a three year cycle, such that all hydrants in a system are fire flow tested at least once every three years unless recommended by the manufacturer or the Department to be more frequent. Owners of fire hydrants which do not utilize local fire departments or water utility departments to perform or oversee the fire flow testing shall report all available results of testing to the local fire department and water utility department have completed all testing and submitted a letter of completion to the local fire authority by January 1st of each year with all hydrants accounted for within the required cycle. These records shall be maintained on site for review by the applicable fire authority. [Ord. 2006-004] [Ord. 2013-002]
  - 3. The minimum required fire flow from fire hydrants shall be determined as per Art. 15.B.8.A.21.a. [Ord. 2006-004]
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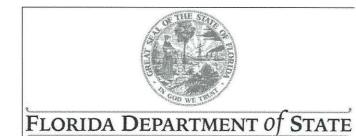
Notes:

Underlined indicates new text.

Stricken indicates text to be deleted. Stricken and italicized means text to be totally or partially relocated. If being relocated destination is noted in bolded brackets [Relocated to: ].

Italicized indicates text to be relocated. Source is noted in bolded brackets [Relocated from: ].

<sup>....</sup> A series of four bolded ellipses indicates language omitted to save space.



RICK SCOTT Governor **KEN DETZNER** Secretary of State

September 3, 2014

Honorable Sharon R. Bock Clerk and Comptroller Palm Beach County 301 North Olive Avenue West Palm Beach, Florida 33401

Attention: Glendia Harvey, Board Services

Dear Ms. Bock:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Palm Beach County Ordinance No. 2014-026, which was filed in this office on September 3, 2014.

Sincerely,

Ernest L. Reddick Program Administrator

ELR

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