

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
SITTING AS THE ENVIRONMENTAL CONTROL BOARD

BOARD APPOINTMENT SUMMARY

Meeting Date: _____
Department: Palm Beach County Health Department
Submitted by: Office of County Attorney
Advisory Board Name: Environmental Control Hearing Board

I. EXECUTIVE BRIEF

Motion/Title: Staff recommends motion to approve:

A) Reappointment of the following members to the Environmental Control Hearing Board for a term of three (3) years beginning January 13, 2011:

<u>Nominee</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated by:</u>
1. Denise J. Bleau, Esq.	1	Attorney	Palm Beach County Bar Assoc.
2. Chad Gruber, P.E.	5	Engineer	Florida Engineering Society PBC Chapter

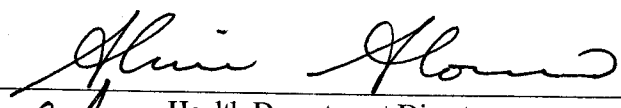
Summary: The Board is composed of five members. Membership must consist of one (1) lawyer recommended by the Palm Beach County Bar Association, one (1) medical doctor recommended by the Palm Beach County Medical Society, one (1) engineer recommended by the Palm Beach County Chapter of the Florida Engineering Society, and two (2) citizens-at-large not holding elective office. Countywide (GB)

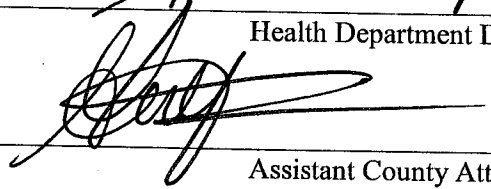
Background and Justification: Chapter 77-616, as amended, provides for the organization of the Environmental Control Hearing Board. This Special Act states that the composition of this Board shall consist of an attorney, a doctor, an engineer, and two citizens. Palm Beach County Resolution 92-123 establishes the terms for the members of the Environmental Control Hearing Board. Denise Bleau, Esq. expressed a desire to remain on the Hearing Board and was recommended by the Palm Beach County Bar Association. Chad Gruber, P.E. also expressed a desire to remain on the Hearing Board and was recommended by the Palm Beach Chapter Florida Engineering Society.

This Board consists of five (5) members: one (1) white female and four (4) white males.

Attachments:

1. Board Appointment Information Forms
2. Recommendation from the Florida Engineering Society & PBC Bar Association
3. Palm Beach County Code of Ethics Forms for Denise Bleau, Esq. and Chad Gruber, P.E.
4. Guide to Sunshine Amendment Forms for Denise Bleau, Esq. and Chad Gruber, P.E.
5. Resume of Denise Bleau, Esq. and Chad Gruber, P.E.
6. Current List of Board Members
7. Pages 10 and 11 of Chapter 77-616, Laws of Florida
8. Page 2 of Resolution 92-123

Recommended by:  11/22/10
Health Department Director Date

Legal Sufficiency:  11/24/10
Assistant County Attorney Date

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
ADVISORY BOARD NOMINEE INFORMATION FORM

The information provided on this form will be used by County Commissioners and/or the entire Board in considering your nomination. This form MUST BE COMPLETED IN FULL. Answer "none" or "not applicable" where appropriate. Further, please attach a biography or resumé to this form.

Part I (to be filled out by Department): (Please Print)

Board Name: ENVIRONMENTAL CONTROL HEARING BOARD

At Large Appointment or District Appointment

Term of Appointment: 3 Years. From: 1-12-11 To: 1-11-14

Seat Requirement: PBC Bar Association Seat #: 1

*Reappointment or New Appointment

or to complete the term of _____ Due resignation other to: _____

Completion of term to expire on: _____

*When a person is being considered for re-appointment, the number of previous disclosed voting conflicts shall be considered by the Board of County Commissioners.

0 Number of previously disclosed voting conflicts during the previous term

Part II (to be filled out and signed by Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Bleau Denise J.
Last First Middle

Occupation/Affiliation: Attorney of Law

Business Name: Ward, Damon, Posner, Peterson & Bleau, P.A.

Business Address: 4420 Beacon Circle

City & State: West Palm Beach, FL Zip Code: 33404

Residence Address: 360 Mozart Rd

City & State: West Palm Beach Zip Code: 33411

Home Phone: () Business Phone: 561 842-3000 215

Cell Phone: () Fax: ()

Email Address: DBleau@warddamon.com

Mailing Address preference: Business Residence

Have you ever been convicted of a felony: Yes _____ No

If Yes, state the court, nature of offense, disposition of case and date: _____

Minority Identification Code:

- | | |
|---|---|
| <input type="checkbox"/> IF (Native-American Female) | <input type="checkbox"/> IM (Native-American Indian Male) |
| <input type="checkbox"/> AF (Asian-American Female) | <input type="checkbox"/> AM (Asian-American Male) |
| <input type="checkbox"/> BF (African-American Female) | <input type="checkbox"/> BM (African-American Male) |
| <input type="checkbox"/> HF (Hispanic-American Female) | <input type="checkbox"/> HM (Hispanic-American Male) |
| <input checked="" type="checkbox"/> WF (Caucasian Female) | <input type="checkbox"/> WM (Caucasian Male) |

Applicant's Signature: [Signature] Date: 11-19-10

Part III (to be filled out by Commissioner):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: _____ Attachment # 1
Date: _____

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
ADVISORY BOARD NOMINEE INFORMATION FORM**

The information provided on this form will be used by County Commissioners and/or the entire Board in considering your nomination. This form MUST BE COMPLETED IN FULL. Answer "none" or "not applicable" where appropriate. Further, please attach a biography or resumé to this form.

Part I (to be filled out by Department): (Please Print)

Board Name: ENVIRONMENTAL CONTROL HEARING BOARD

At Large Appointment or District Appointment

Term of Appointment: 3 Years. From: 1-12-11 To: 1-11-14

Seat Requirement: Engineer Seat #: 5

*Reappointment or New Appointment

or to complete the term of _____ Due resignation other to:

Completion of term to expire on: _____

***When a person is being considered for re-appointment, the number of previous disclosed voting conflicts shall be considered by the Board of County Commissioners.**

3 Number of previously disclosed voting conflicts during the previous term

Part II (to be filled out and signed by Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: GRUBER Last CHAD First M Middle

Occupation/Affiliation: CIVIL ENGINEER

Business Name: GRUBER CONSULTING ENGINEERS, INC.

Business Address: 2587 JAMES RIVER RD.

City & State: WEST PALM BEACH, FL Zip Code: 33411

Residence Address: SAME

City & State: _____ Zip Code: _____

Home Phone: () Business Phone: (601) 312-2041 Ext. _____

Cell Phone: (601) 312-2041 Fax: (601) 537-7229

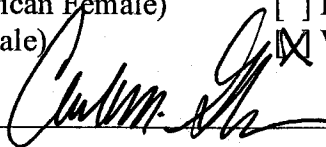
Email Address: gcei@bellsouth.net

Mailing Address preference: Business Residence

Have you ever been convicted of a felony: Yes _____ No X
If Yes, state the court, nature of offense, disposition of case and date: _____

Minority Identification Code:

- | | |
|--|---|
| <input type="checkbox"/> IF (Native-American Female) | <input type="checkbox"/> IM (Native-American Indian Male) |
| <input type="checkbox"/> AF (Asian-American Female) | <input type="checkbox"/> AM (Asian-American Male) |
| <input type="checkbox"/> BF (African-American Female) | <input type="checkbox"/> BM (African-American Male) |
| <input type="checkbox"/> HF (Hispanic-American Female) | <input type="checkbox"/> HM (Hispanic-American Male) |
| <input type="checkbox"/> WF (Caucasian Female) | <input checked="" type="checkbox"/> WM (Caucasian Male) |

Applicant's Signature:  Date: 11/4/10

Part III (to be filled out by Commissioner):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: _____ Date: _____



PALM BEACH CHAPTER
FLORIDA ENGINEERING SOCIETY
www.pbfes.org

Via Email

November 1, 2010

Barbara L. Sullivan
Legal Assistant
Environmental Control Office
Palm Beach County Health Department

Dear Miss Sullivan,

On behalf of the Palm Beach Chapter of the Florida Engineering Society, I would like to nominate Chad Gruber, PE for the Engineer position (Seat #5) of the Palm Beach County Environmental Control Hearing Board.

If you require anything further from our chapter, please do not hesitate to contact me at (561)307-5630 or email me at president@pbfes.org.

Sincerely,

Olive T. Bailey, PE
President '10-'11
Palm Beach Chapter of the Florida Engineering Society

Attachment # 2

President Olive Bailey, PE president@pbfes.org	President Elect Joanne Koerner, PE vicepresident@pbfes.org	Secretary Jimmy Richie, PE secretary@pbfes.org	Treasurer Bonnie McLeod, PE treasurer@pbfes.org	Past President Mike Schwartz, PE pastpresident@pbfes.org	State Director Karen Brandon, PE statedirector@pbfes.org
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PALM BEACH COUNTY BAR ASSOCIATION

ESTABLISHED 1922

SUITE 302 EAST
1601 BELVEDERE ROAD
WEST PALM BEACH, FL 33406-1554
TELEPHONE: (561) 687-2800 FAX: (561) 687-9007
www.palmbeachbar.org
e-mail: info@palmbeachbar.org

MICHAEL J. NAPOLEONE
PRESIDENT
JOHN M. HOWE
PRESIDENT ELECT
C. WADE BOWDEN
ROBIN I. BRESKY
JASON J. GUARI
THEODORE S. KYPREOS
JAMES G. PRESSLY III
ADAM T. RABIN
JILL G. WEISS
JOHN R. WHITTLES
DIRECTORS

PATIENCE A. BURNS, CAE
EXECUTIVE DIRECTOR

REPLY TO:

November 5, 2010

ALLISON L. KAPNER
YOUNG LAWYERS SECTION PRESIDENT
EDWARD D. REAGAN
NORTH COUNTY SECTION PRESIDENT
MICHELLE R. SUSKAUER
IMMEDIATE PAST PRESIDENT
GREGORY W. COLEMAN
DAVID C. PRATHER
LISA S. SMALL
MICHELLE R. SUSKAUER
EX OFFICIO MEMBERS - FL BAR BOARD OF GOVERNORS MEMBERS
THEODORE L. DISALVO
EX OFFICIO MEMBER - SOUTH COUNTY BAR ASSOCIATION PRESIDENT

Barbara L. Sullivan
Palm Beach County Health Dept.
800 Clematis St.
West Palm Beach, FL 33401

Dear Barbara:

This is to advise you that the Palm Beach County Bar Association has agreed to reappoint Denise Bleau to the Environmental Control Hearing Board.

Should you have any further questions, please do not hesitate to contact me. Thank you.

Sincerely yours,

Patience A. Burns, CAE
Executive Director

PAB:lsh



TO: ADVISORY BOARD MEMBERS
 FROM: ROBERT WEISMAN
 COUNTY ADMINISTRATOR
 RE: PALM BEACH COUNTY CODE OF ETHICS

Effective May 1, 2010, contractual relationships between Palm Beach County government and advisory board members, their employers, or businesses, are prohibited conflicts of interest as set forth in the Palm Beach County Code of Ethics, Ordinance 2009-051. This conflict of interest must be waived by an affirmative vote of five (5) members of the Board of County Commissioners upon full disclosure at a public meeting in order to accept appointment to an advisory board. In the space provided below, please identify any such contractual relationships, or verify that none exist at this time. The Ordinance (2009-051) and the training requirement can be found on the web at: <http://www.pbcgov.com/ethics/advisory.htm>

<u>Type of Contract</u>	<u>Which Department/Division</u>	<u>Effective Date</u>	<u>Term</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

_____ Yes, submit a waiver to the Board of County Commissioners, since I or my employer have/has the above named contract(s);

OR

Pat ✓ _____ At this time, I nor my employer have contract(s) with the Board of County Commissioners

As a (current or potential) advisory board member you are required to receive training on the PBC Code of Ethics and acknowledge that you have read and understand the PBC Code of Ethics Ordinance.

If you are unable to access the training and/or Ordinance on the web, please contact Barbara L. Sullivan at (561) 671-4007 for other arrangements.

Acknowledgement of Receipt

NAME: Denise J. Bleau, Esq
 Print or Type

FIRM/COMPANY/ORGANIZATION: _____

ADVISORY BOARD(S): PBC Environmental Control Hearing Board

I acknowledge that I have taken the required training; and read and understand the Palm Beach County Code of Ethics Ordinance, the provisions of which are effective May 1, 2010. I understand that as an advisory board member of the above-mentioned board(s) that I am bound by it.

Signature: *[Signature]* Date: 11-19-10

Please sign and return this FORM to: Barbara L. Sullivan, Palm Beach County Health Dept., P.O. Box 29, 800 Clematis St., WPB, FL 33401. A self-addressed envelope has been provided for your convenience.



TO: ADVISORY BOARD MEMBERS
 FROM: ROBERT WEISMAN
 COUNTY ADMINISTRATOR
 RE: PALM BEACH COUNTY CODE OF ETHICS

Effective May 1, 2010, contractual relationships between Palm Beach County government and advisory board members, their employers, or businesses, are prohibited conflicts of interest as set forth in the Palm Beach County Code of Ethics, Ordinance 2009-051. This conflict of interest must be waived by an affirmative vote of five (5) members of the Board of County Commissioners upon full disclosure at a public meeting in order to accept appointment to an advisory board. In the space provided below, please identify any such contractual relationships, or verify that none exist at this time. The Ordinance (2009-051) and the training requirement can be found on the web at: <http://www.pbcgov.com/ethics/advisory.htm>

<u>Type of Contract</u>	<u>Which Department/Division</u>	<u>Effective Date</u>	<u>Term</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

_____ Yes, submit a waiver to the Board of County Commissioners, since I or my employer have/has the above named contract(s);

OR

At this time, I nor my employer have contract(s) with the Board of County Commissioners

As a (current or potential) advisory board member you are required to receive training on the PBC Code of Ethics and acknowledge that you have read and understand the PBC Code of Ethics Ordinance.

If you are unable to access the training and/or Ordinance on the web, please contact Barbara L. Sullivan at (561) 671-4007 for other arrangements.

Acknowledgement of Receipt

NAME: Chad Gruber
 Print or Type

FIRM/COMPANY/ORGANIZATION: GRUBER CONSULTING ENGINEERS, INC.

ADVISORY BOARD(S): PBC Environmental Control Hearing Board

I acknowledge that I have taken the required training; and read and understand the Palm Beach County Code of Ethics Ordinance, the provisions of which are effective May 1, 2010. I understand that as an advisory board member of the above-mentioned board(s) that I am bound by it.

Signature: Date: 11/4/10

Please sign and return this FORM to: Barbara L. Sullivan, Palm Beach County Health Dept., P.O. Box 29, 800 Clematis St., WPB, FL 33401. A self-addressed envelope has been provided for your convenience.

TO: ADVISORY BOARD MEMBERS

**FROM: ROBERT WEISMAN
COUNTY ADMINISTRATOR**

RE: STATE GUIDE TO THE SUNSHINE AMENDMENT & CODE OF ETHICS

As an appointee to a Palm Beach County Advisory Board, you must familiarize yourself with the State Guide to the Sunshine Amendment and Code of Ethics. The purpose of this guide is to ensure adherence to the highest standards of ethics, protect the integrity of County government and foster public confidence.

This guide addresses conflict of interest, disclosure, acceptance and reporting of gifts, use of position or property, voting conflicts, political activities, prohibition against misuse of the code, and enforcement. This Guide also addresses conflicts, prohibitions on doing business with the County or having conflicting employment or contractual relationships. ~~The Guide can be found on the web at:~~ <http://www.pbcgov.com/ethics/advisory.htm>

Please read and make yourself familiar with the Guide ^(attached) and return the acknowledgment form below to: (Barbara Sullivan, Palm Beach County Health Dept., P.O.Box 29, 800 Clematis St., WPB, FL 33402). If you cannot access this document on the web, please contact Barbara Sullivan at 671-4007 for other arrangements.

Acknowledgement of Receipt

NAME: Denise J. Bleau, Esq.
Print or Type

ADVISORY BOARD(S): Environmental Control Hearing Board

I acknowledge that I have read the State of Florida Guide to the Sunshine Amendment and the Code of Ethics. I understand that as an advisory board member of the above-mentioned board(s) that I am bound by it.

Signature:  Date: 11-19-10

Please sign and return to (Insert Liaison Information) in self-addressed envelope provided.

Revised 3/15/10

Attachment # 4

TO: ADVISORY BOARD MEMBERS

**FROM: ROBERT WEISMAN
COUNTY ADMINISTRATOR**

RE: STATE GUIDE TO THE SUNSHINE AMENDMENT & CODE OF ETHICS

As an appointee to a Palm Beach County Advisory Board, you must familiarize yourself with the State Guide to the Sunshine Amendment and Code of Ethics. The purpose of this guide is to ensure adherence to the highest standards of ethics, protect the integrity of County government and foster public confidence.

This guide addresses conflict of interest, disclosure, acceptance and reporting of gifts, use of position or property, voting conflicts, political activities, prohibition against misuse of the code, and enforcement. This Guide also addresses conflicts, prohibitions on doing business with the County or having conflicting employment or contractual relationships. ~~The Guide can be found on the web at: <http://www.pbcgov.com/ethics/advisory.htm>~~

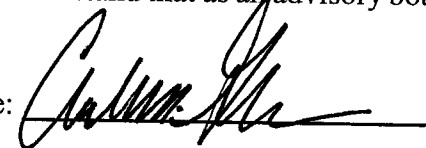
Please read and make yourself familiar with the Guide ^(attached) and return the acknowledgment form below to: (Barbara Sullivan, Palm Beach County Health Dept., P.O.Box 29, 800 Clematis St., WPB, FL 33402). If you cannot access this document on the web, please contact Barbara Sullivan at 671-4007 for other arrangements.

Acknowledgement of Receipt

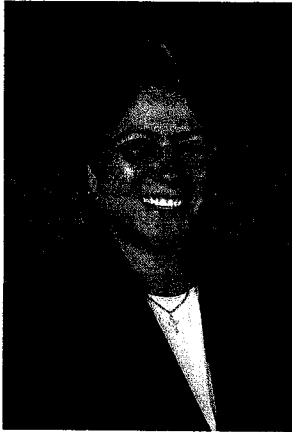
NAME: Chad Gruber
Print or Type

ADVISORY BOARD(S): Environmental Control Hearing Board

I acknowledge that I have read the State of Florida Guide to the Sunshine Amendment and the Code of Ethics. I understand that as an advisory board member of the above-mentioned board(s) that I am bound by it.

Signature:  Date: 11/4/10

Please sign and return to (Insert Liaison Information) in self-addressed envelope provided.



DENISE J. BLEAU, ESQUIRE

**Ward, Damon, Posner, Pheterson & Bleau, PL
4420 Beacon Circle
West Palm Beach, Florida 33407**

Curriculum Vitae

EDUCATION

*JURIS DOCTOR, UNIVERSITY OF FLORIDA, Gainesville, Florida. May, 1986.
With Honors*

*LOYOLA UNIVERSITY, New Orleans, Louisiana. August, 1983 to May, 1984.
Law Review Invitation, Top 10%*

*BACHELOR OF ARTS, UNIVERSITY OF SOUTH FLORIDA, Tampa, Florida. May, 1982.
With Honors*

EMPLOYMENT HISTORY

*Attorney - Partner
May, 2009 - present*

*Ward, Damon, Posner, Pheterson & Bleau, PL
4420 Beacon Circle
West Palm Beach, Florida 33407*

*Attorney - Partner
June, 2005 - May, 2009*

*Buckingham, Doolittle & Burroughs, LLP
5355 Town Center Road, Suite 900
Boca Raton, Florida 33486*

*Attorney - Partner
March, 1997 - June, 2005*

*Pheterson & Bleau
400 South Dixie Highway, Suite 420
Boca Raton, Florida 33432
33432*

*Assistant County Attorney
July, 1991 - March, 1997*

*Palm Beach County
County Attorney's Office
301 N. Olive Avenue
Suite 601
West Palm Beach, Florida 33414*

*Attorney - Partner
August, 1989 - July, 1991*

*Fernandez and Bleau, P.A.
1309 E. Robinson Street
Orlando, Florida 32801*

PUBLISHED WORKS

Do's and Don'ts of Discipline and Discharge
Avoiding the Pitfalls of Emails
Employment Law 101
Weathering the Storm: Employers' Rights and Obligations in a Natural Disaster
Overtime Law Exemptions

COURTS MEMBERSHIPS

Florida Bar (1986)
United States District Court, Southern District of Florida, General and Trial Bar
United States District Court, Northern District of Florida, General and Trial Bar
United States District Court, Middle District of Florida, General and Trial Bar
United States Circuit Court of Appeal, Eleventh Circuit
United States Supreme Court

PROFESSIONAL & CIVIC AFFILIATIONS

American Bar Association – Member
Palm Beach County Bar Association – Member & Employment Law CLE Committee
South Palm Beach County Association – Member & Co-Chair Employment Committee
Florida Association for Women Lawyers (FAWL) - Member
South Palm Beach County Chapter of the Florida Association for Women Lawyers - Member
American Woman's Society of CPAs (AWSCPA) - Corporate Sponsor

Town of Lantana, Florida - Former Mayor and Council Member
Centre D'Action Pour Le Developpement, Haitian Orphanage Fund - Organizer
Florida's Children First, Inc. - Volunteer

Chad M. Gruber, P.E.

Civil Engineer

Expertise Water Resources, Hydraulics, Land Development

Education Msc. Civil Engineering, Colorado State University (1999)
Bsc. Civil Engineering, Colorado State University (1995)

Experience and Achievements

- President, Gruber Consulting Engineers, Inc. [July 2008 to Present]. Founded civil engineering practice specializing in civil engineering design for residential and commercial projects. Design and permitting of various civil engineering projects for residential and commercial development requiring water, sewer, septic, paving and drainage systems.
- Civil Engineer, Doug Winter Companies, Inc. [January 1998 to July 2008]. Responsible for design and permitting of various civil engineering projects for residential and commercial development specializing in water, sewer, septic, paving and drainage systems.
- Independent Programming Contractor, [April 1997 to April 1998]. Involved with the creation and maintenance of World Wide Web documents for businesses. Maintained several monthly and bi-monthly online magazines as well as a large number of product data sheets. Duties included computer programming, project management, proposal writing, book keeping, and invoicing.
- Internet Specialist, ElektraVision Corporation [March 1996 to March 1997]. Duties included creation and maintenance of World Wide Web documents for the Hewlett-Packard Intranet and web site. Built and maintained an online metrics program for the Computer Systems Organization of Hewlett-Packard.
- Graduate Research Assistant, Department of Civil Engineering Groundwater Program [August 1995 to March 1997]. Involved with groundwater modeling projects for the Rocky Mountain Arsenal. Used Earthvision to generate 2D and 3D graphics.
- Civil Engineer, Techlink Environmental Inc. [June 1995 to March 1996]. Duties included, project member on water resources, hydrogeologic, and environmental projects. Performed work on computer visualization and HTML programming.

Computer Skills

- Operating Systems - UNIX, Mac OS X, Windows, DOS
- Programming Languages - FORTRAN, HTML, Java, Perl, PHP, Visual Basic
- Software Packages - GEOPACK, VS2D, USGS (PTM/MOC), AutoCAD

Professional Honors and Affiliations

- Florida Licensed Professional Engineer No. 57466
- Member of the National Society of Professional Engineers (NSPE)
- Member of the American Society of Civil Engineers (ASCE)
- Member of the Florida Engineering Society (FES)
- Palm Beach County Environmental Control Hearing Board Member (2005 - Present)

ENVIRONMENTAL CONTROL HEARING BOARD DIRECTORY

Authority: Chapter 77-616, Special Laws of Florida **Terms: 3 Years for All** *(See Resolution 92-123)*

Seat ID	Name/address	Telephone	Requirement	BCC Appt'd.	Term	Initial Appt.	Re- Appt.
1	Denise J. Bleau, Esq. (CHAIR) Ward, Damon, Posner, Pheterson, & Bleau 4420 Beacon Circle, Ste 100 West Palm Beach, FL 33407	Work: (561) 842-3000 Email Dbleau@warddamon.com Cell: (561) 329-9862	Attorney-Recommended by PBC Bar (Filling this seat requires contacting the PBC Bar at least 4 months prior to end of this term)	1/13/09	1-13-09 to 1-12-11 (Complete term of Jane West)	X	
2	Lewis E. Green, M.D. 6613 Sand City Way Delray Beach, FL 33416	561/637-1802 home 561/542-0493 cell lewg10@aol.com	Medical Doctor-Recommended by PBC Medical Society (Filling this seat requires contacting the PBC Medical Society at least 4 months prior to end of this term)	09-11-07	4-7-09 to 4-6-2012		X
3	Edwin Sherman 4740 South Ocean Boulevard Apt. 1105 Highland Beach FL 33487	392-5115 Home 609-823-9325 Home away Cell 561-654-5115 Fax FL 561-395-0986 Fax Away 609-823-7441 Email aabirder@aol.com Away Address: 111 S. 16 th Avenue, Apt. 718, Longport NJ 08403	Citizen Recommended by BCC	12-18-07	1-13-08 to 1-12-11		X
4	David L. Freudenberg 3735 Victoria Way Boca Raton FL 33434	*Cell 561-213-3524 *Use this # 561-482-5436 Home Fax 561-883-9709 Email dfreud@usa.net	Citizen Recommended by BCC	12-18-07	1-13-08 to 1-12-11		X
5	Chad Gruber, P.E. (VICE CHAIR) Gruber Consulting Engineers 2587 James River Road West Palm Beach FL 33411	Email gcei@bellsouth.net Cell: 312-2041 Fax: 537-7229	Engineer-Recommended by Florida Engineering Society, PBC Chapter (Filling this seat requires contacting the FL Engineering Society, PBC Chapter at least 4 months prior to expiration of this term)	12-18-07	1-13-08 to 1-12-11		X

Updated as of 5/18/09

Attachment #

4

1	Section 8. Exemptions.--The provisions of this act do	1.15/17
2	not apply to:	1.15/179
3	(a) Agricultural operations in the growing, harvesting	1.15/179
4	or processing of crops and the raising of fowls or animals.	1.15/176
5	(b) Use of equipment in the performance of such	1.15/177
6	agricultural operations.	
7	(c) Barbecue equipment or outdoor fireplaces used for	1.15/178
8	noncommercial purpose.	
9	(d) Agricultural land clearing operations or	1.15/179
10	agricultural land grading.	
11	(e) Incinerators and heating equipment in or used in	1.15/180
12	connection with residences used exclusively as dwellings for	1.15/181
13	not more than four (4) families.	
14	(f) Fires set or permitted by any public officer,	1.15/182
15	board, council or commission when such fire is set or	1.15/183
16	permission given in the performance of such duty of the	
17	officer for the purpose of weed abatement, the prevention or	1.15/184
18	elimination of the fire hazard, or the instruction of	1.15/185
19	employees in the methods of fire fighting which is in the	1.15/186
20	opinion of such officer necessary, or from fires set pursuant	
21	to permit for purpose of instruction of employees of private	1.15/187
22	industrial concerns in methods of fire fighting, or for civil	1.15/188
23	defense instruction.	
24	(g) The use of an orchard or citrus grove heater which	1.15/189
25	does not produce unconsumed solid carbonaceous matter at a	1.15/190
26	rate in excess of one (1) gram per minute.	
27	(h) Odors emanating from agricultural operations in	1.15/191
28	the growing, harvesting or processing of crops or raising of	1.15/192
29	fowls or animals.	
30	Section 9. Hearing board; organization.--The Board	1.15/193
31	shall appoint a five (5) member Hearing Board, the members of	

1	which shall have the following qualifications and terms of	1.15/
2	office:	
3	(a) Members of the Hearing Board shall be residents of	1.15/
4	the County. Members of the Hearing Board, while serving,	1.15/
5	shall not become candidates for the election to any public	
6	office, nor hold any other appointive office or position under	1.15/
7	federal, state, county or municipal government, except for an	1.15/
8	office or position on a governmental board having advisory	1.15/
9	powers only. Appointments shall be made by the Board on the	1.15/
10	basis of, experience of interest in the field of environmental	
11	control. The composition and representative membership of the	1.15/
12	Hearing Board shall be as follows:	1.15/
13	(1) One (1) member shall be a lawyer, recommended to	1.15/
14	the Board by a representative of the County Bar Association.	1.15/
15	(2) One (1) member shall be a medical doctor,	1.15/
16	recommended to the Board by the County Medical Society.	1.15/
17	(3) One (1) member shall be an engineer, recommended	1.15/
18	to the Board by the local chapter of the Florida Engineering	1.15/
19	Society.	
20	(4) Two (2) members shall be citizens not holding	1.15/
21	elective office.	
22	(b) Members appointed to the Palm Beach County	1.15/
23	Environmental Control Hearing Board under Chapter 70-862, as	1.15/
24	amended, shall continue to serve on the Hearing Board but all	1.15/
25	Hearing Board members shall serve at the pleasure of the	
26	Board.	
27	(c) The members of the Hearing Board shall elect a	1.15/
28	chairman. The presence of three (3) or more shall constitute	1.15/
29	a quorum of the Hearing Board. Members shall serve without	1.15/
30	compensation, but may be reimbursed for such travel expenses,	
31	mileage expenses, and/or per diem expenses as may be	1.15/

1 The following resolution is hereby approved and adopted:

2 Section 1. Terms and Length of Service.

3
4 A. Members of the Environmental Control Hearing
5 Board shall be subject to the following terms
6 and length of service:

7
8 (1) The lawyer, engineer, and two citizens
9 shall serve for one (1) year.

10
11 (2) The medical doctor shall serve for two
12 (2) years.

13
14 (3) Thereafter, all appointments shall be
15 made for a term of three (3) years.
16 Appointments to fill any vacancy on the
17 Hearing Board shall be for the remainder
18 of the unexpired term of office.

19
20 (4) Members of the Hearing Board shall be
21 automatically removed for lack of
22 attendance. Lack of attendance is
23 defined as failure to attend three (3)
24 consecutive meetings or failure to attend
25 more than one-half of the meetings
26 scheduled during a calendar year.
27 Participation for less than three-fourths
28 of a meeting shall constitute lack of
29 attendance. Excused absences due to
30 illness, absence from the County, or
31 personal hardship shall not constitute
32 lack of attendance.
33
34

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