

**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: Palm Beach County Fire Code Board of Appeals and Adjustments

At Large Appointment or District Appointment

Term of Appointment: 3 Years. From: June 7, 2011 To: June 6, 2014
~~From: May 18, 2011 To: May 17, 2014~~

Seat Requirement: Fire Alarm Contractor Seat #: 7

*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: POLLACK Roy S
 Last First Middle

Occupation/Affiliation: FIRE ALARM CONTRACTOR

Business Name: STAY SAFE ENTERPRISES

Business Address: 1721 FARMINGTON GLEN

City & State: Wellington FL Zip Code: 33494

Residence Address: 1721 FARMINGTON GLEN

City & State: Wellington FL Zip Code: 33414

Home Phone: () Business Phone: () Ext. _____

Cell Phone: (561) 779 7199 Fax: ()

Email Address: ROY@STAYSAFE.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:

- IF (Native-American Female)
- AF (Asian-American Female)
- BF (African-American Female)
- HF (Hispanic-American Female)
- WF (Caucasian Female)
- IM (Native-American Indian Male)
- AM (Asian-American Male)
- BM (African-American Male)
- HM (Hispanic-American Male)
- WM (Caucasian Male)

Applicant's Signature: [Signature] Date: 3-25-11

Part III (to be filled out by Commissioner):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: Cindy L De Zuleppo for Date: 4/14/11
Comm. Karen T. Marlow

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- WM (Caucasian Male)

Applicant's Signature: _____ Date: 3-25-11

Part III (to be filled out by Commissioner):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: Parbetta Burdick Date: 4/19/2011

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 WF (Caucasian Female) WM (Caucasian Male)

Applicant's Signature: [Signature] Date: 3-25-11

Part III (to be filled out by Commissioner):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: [Signature] Date: 5-18-11



Fire Rescue

Chief Steven B. Jerauld
405 Pike Road
West Palm Beach, FL 33411
(561) 616-7000
www.pbcgov.com



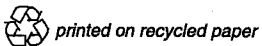
**Palm Beach County
Board of County
Commissioners**

- Karen T. Marcus, Chair
- Shelley Vana, Vice Chair
- Paulette Burdick
- Steven L. Abrams
- Burt Aaronson
- Jess R. Santamaria
- Priscilla A. Taylor

County Administrator

Robert Weisman

"An Equal Opportunity
Affirmative Action Employer"



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 and return the acknowledgment form below to: (Insert Liaison Name) (Insert Liaison Address). If you cannot access this document on the web, please contact (Insert Liaison Name) at (Insert Liaison Telephone #) for other arrangements.

Acknowledgment of Receipt

NAME: Roy Pollock
Print or Type

ADVISORY BOARD(S): Fire Code Board of Appeals & Adjustments

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: [Signature] Date: 3-25-11

Please sign and return to Administration in self-addressed envelope provided.

Revised 3/15/10

ATT. # 2



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 access the training and/or Ordinance on the web, please contact Darlene Miller at (561) 616-7030 for other arrangements.

Acknowledgment of Receipt

NAME: Roy Pollock
 Print or Type

FIRM/COMPANY/ORGANIZATION: _____

ADVISORY BOARD(S): Fire Code Board of Appeals & Adjustments

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: 3-25-11

Please sign and return this FORM to Darlene Miller, Palm Beach County Fire Rescue, 405 Pike, Road, West Palm Beach, Fl 33411. A self-addressed envelope has been provided for your convenience.

Roy Pollack, CPP SET
1721 Farmington Circle
Wellington, FL 33414
561-779-7199
roy@staysafe.net

Experience:

1997 to the Present:

Employed at Guardian International, Inc., 3880 N 28th Terrace Hollywood, Fl. 33020 as Training and Compliance Manager. Responsible to report to the President and CEO advising him on the daily operations of the installation, service, monitoring, customer service, data entry, construction, fire alarm and design and commercial divisions. Responsibilities also include maintaining the company's UL® and FM® listings and assuring compliance with all state and local licensing, registration, and contracting laws. Guardian International was acquired by Devcon Security Services in March Of 2006. Title was renamed as Director of Operations for Devcon Security Services. Major responsibility includes the overall operations of the installation and service departments as well as full autonomy on the UL and FM listings. At the time of the acquisition I was assigned to expand the central monitoring facility and prepare it for the influx of more than 120,000 additional accounts.

1998 to the Present:

President of Stay Safe Enterprises, Inc., a company formed to provide training and course development to comply with the requirements of the Florida State Statutes governing alarm companies and alarm company employees. FASA BASA (Fire Alarm System Agent and Burglar Alarm System Agent) courses have been developed for *The Alarm Association of Florida, Inc.* (AAF), and have been delivered to thousands of students throughout Florida, Georgia and Alabama by the AAF's Alarm Academy®.

1987-1997

Owner and operator of R.S.P. Security, Inc. in Boynton Beach, Florida. Regional alarm company operating in Palm Beach and Broward Counties primarily. Responsible for sales, installation and design of residential, commercial and industrial systems including commercial fire alarm systems, as well as the monitoring and service of the alarm systems. Sold the company to Guardian International after being approached by one of Guardian's executives because they were in need of a senior manager.

1991-1994

Employed by Westinghouse Security Systems, Pompano Beach, Florida as City Manager responsible for overseeing several branches in the South Florida area. Assured compliance with all state and local licensing, registration, and contracting laws.

1974-1987

Owned and operated R.S.P. Alarms, Inc. in Jericho, New York. Regional alarm company operating on Long Island, New York City and in Westchester County primarily. Responsible for sales, installation and design of residential, commercial and industrial systems including commercial fire alarm systems, as well as the monitoring and service of the alarm systems. Sold the company and moved to Florida with family.

ATT. #3

Professional Background:

Mr. Pollack has been an active industry participant and leader for over 36 years. Roy is a graduate of Long Island University, C.W. Post Center, School of Business Administration, with a Bachelor of Science Degree.

He started his career in the early 70's as a member of the Jericho Fire Department, in New York attaining the rank of Lieutenant, Paramedic and Assistant County Fire Inspector, before relocating to Florida in 1987.

Mr. Pollack formed his own security company in New York and was an active member of the Metropolitan Burglar Alarm Association for many years before relocating to Florida, and reestablishing a security installation and consulting practice in Boca Raton. In 1997 he merged his company with Guardian International and joined the management team as Codes & Compliance Manager. His exceptional technical skills and on hand experience led him to participate as an industry trainer for both the Alarm Association of Florida (AAF), and the National Burglar and Fire Alarm Association (NBFAA), training more than 1000 industry technicians and management personnel. He is a licensed contractor in Florida, Georgia, New York and New Jersey, as well as being New York City Fire Department Certified.

In 1991, Mr. Pollack earned the title of Certified Protection Professional (CPP) from ASIS (The American Society for Industrial Security) and is Board Certified in Security Management. In 1995 his experience in fire alarms and fire protection was quantified by achieving his Level IV certification in the field of fire alarms from The National Institute for Certification in Engineering Technologies (NICET). Less than 400 individuals nationwide have earned this level of distinction. He is also NICET certified in two other fire divisions: Special Hazards Suppression Systems, and Special Hazards Systems Layout.

The National Burglar and Fire Alarm Association recognized his efforts with its *Training Coordinator of the Year Award* in 1996 and *State Association President of the Year Award* in 1999. Both the AAF and the Treasure Coast Chapter of ASIS named him its *Most Valuable Person of the Year*, also in 1999.

Mr. Pollack has written several articles on security for various industry magazines and been a panelist, moderator, and guest speaker on security at a number of industry events.

He currently serves on the Palm Beach County Fire Department Board of Rules and Appeals and has served on the Board of Directors for The Alarm Association of Florida for 14 consecutive years. Roy was the AAF's President in 1999 and 2000 and reelected in 2004 through 2006 again as the AAF's President. He ran uncontested in both elections. He has also served on the Board of Directors for the National Burglar and Fire Alarm Association.

Since 1996 Mr. Pollack has either served on the AAF's Training Committee as either a member of the committee or as its Chairperson. Mr. Pollack is the primary author of several of the AAF's training courses, most of which are still being used today to train new technicians entering the alarm industry and experienced technicians and business owners who are recertifying their certifications or licenses respectively.

Education and Training:

Long Island University at C.W. Post College Campus Bachelor of Science Degree
NBFAA Level 1 Training Course
NBFAA Level 2 Training Course
NBFAA Practical Fire Alarm Training Course
Tri-State Security Institute Risk Potential and Protection Seminar
ASIS Legal Issues and the Security Manager Workshop
Fire-Lite Factory Certified
Fire-Lite Advanced Solutions to Large Addressable Systems
Fire-Lite Intro to Addressable Fire Alarm Control Systems
Silent Knight Factory Certified
DSX Factory Certified
EST Factory Certified
ADEMCO Factory Certified
ADI Residential and Commercial Structured Cabling
ON-Q Factory Certified
x-10 Pro Wiring Infrastructure for PLC Automation Systems
NFPA Fire Alarm Systems Workshop
Central Station Alarm Association Central Station Operator Level One
PC Professor Intro to AutoCad®
State of Florida Bldg Commission Core Training-Building/Fire
Sentrol NFPA 72 Significant Changes
State of Florida ECLB Courses:
 Employment Law
 Hiring in the Alarm Industry: What You Need to Know to Comply with the Law
 Closed Circuit TV Design and Application
 Security Business Practices and Legal Updates
 Commercial Fire Alarm Market
 Alarm Systems Agent
 Internet Basics
 Hiring in the Alarm Industry: New Tools for Selection
 Exit Strategies Building Strong Companies
 Florida Employment Law
 Orientation to Alarm Contracting Law
 Construction Lien Law
 Survival Skills-Alarm
 Did Your Technician Do That!
 New Florida Prevention Code
 False Alarm Dispatch Reduction
 Increasing the Life Safety Integrity of Fire Alarm Systems
 NPFA 101 Applied
AAF and State Fire Marshals Office Fire Alarm Codes and Standards Training Course
Miami-Dade County Fire Department Fire Alarm Plan Review Workshop
Miami-Dade County Fire Department Underwriter's Labs Fire Seminar
NFPA Seminar (Fire Alarm Interfaces) June 15, 2007
System Sensor Seminar (Fire Alarm Technology & Design) August 7, 2007

Personal Certifications and Approvals (Current):

State of Florida Alarm Contractor I
State of Florida ECLB Certified Training Provider
State of Florida DCA Certified Training Provider
State of Georgia Unlimited Low Voltage Contractor
State of New Jersey Certified Fire Alarm Contractor
State of New Jersey Certified Burglar Alarm Contractor
New York State Certified Alarm Contractor
New York State Watch, Guard and Patrol Agency Contractor Qualifier
New York State approved security industry instructor
New York City Fire Department Certified Fire Alarm Control Station Operator
New York City Fire Department Certified Citywide Smoke Detector Maintenance
Palm Beach County Certified Burglar and Fire Alarm Contractor
NBFAA Level 1 Training Course Instructor
NBFAA Level 2 Training Course Instructor
NBFAA Practical Fire Alarm Training Course Instructor
AAF Alarm Academy Instructor
North Carolina Electrical Contractor (limited)
North Carolina Alarm Systems Contractor
Alabama Certified Alarm Company Qualifier
Alabama Certified Alarm Company Monitoring Service
California Certified Alarm Company Qualifier
Texas Fire Alarm Contractor
Tennessee Alarm Contractor
Arkansas Alarm Contractor
Minnesota Power Limited Technician and Technology Contractor

Personal Certifications and Approvals (Previous or Expired):

Suffolk County (New York) Department of Consumer Affairs Restricted Electrical License
Town of Huntington (New York) Licensed Improvement Contractor
Old Brookville Police Department (New York) Alarm Business License
State of New York, County of Nassau, License to Install Fire Alarm Systems
Town of Brookhaven (New York) Fire Alarm License
City of Yonkers (New York) Alarm Systems License
Cobb County (Georgia) Low Voltage Contractor License
Fulton County (Georgia) Business License

Course Development and Approvals:

ECLB Department of Business and Professional Regulation	Provider #	0001394
Alarm Company Qualifier Course	Course #	0007480
FASA/BASA Course Agent Renewal Course	0007482 & ASAce	0007882
FASA/BASA Course 18 Hour Agent Course		0007483
NICET Level I & II Course		0004761
NICET Level III & IV Course		0004762
Effective Central Station Operations		0007484
Effective Central Station Operations		0007481
Fundamentals of UL Burglar & Holdup Alarm Systems (UL 681)		0004763
NFPA 101 Applied		AAF Course
NFPA 72 Applied		AAF Course
Elevator Recall		AAF Course
Sprinkler Supervisory Systems		AAF Course

Presentations and Training:

NBFAA Level 1 Courses
NBFAA Level 2 Courses
NBFAA Practical Fire Alarm Courses
AAF Sponsored, ECLB Approved Training Courses:
 Closed Circuit TV Design and Application
 Commercial Fire Alarm Market
 Alarm Systems Agent
 Did Your Technician Do That!
 New Florida Prevention Code
 False Alarm Dispatch Reduction
 Increasing the Life Safety Integrity of Fire Alarm Systems
 NPFA 101 Applied
 NFPA 72
NBFAA Level 1 Course for the Puerto Rico Alarm Association Chapter of the NBFAA
Target Zero Symposium Panel Discussion Coordinator and Moderator for the ISC Expo
False Alarm Reduction Association (FARA) Annual Training Symposium – Working with Alarm Companies
Fire Safety Course for the Palm Beach Community Managers Association
NICET LEVEL II training to alarm contractors and fire inspectors and fire marshals in the Aspen, Colorado area.
Expert witness in several security industry related cases testifying both for and against alarm contractors

Professional Affiliations:

American Society of Industrial Security (ASIS)
National Fire Protection Association (NFPA)
Alarm Association of Florida (AAF)
Alarm Industry Foundation Fund of Florida Board Member (AIFF)
New York Burglar and Fire Alarm Association (NYBFA)
National Burglar and Fire Alarm Association (NBFAA)
Central Station Alarm Association (CSAA)

Industry Awards and Recognitions and Appointments:

AAF/Palm Beach County Sheriff's Department Alarm Ordinance Committee
AAF/Fort Lauderdale Police Department Alarm Ordinance Committee
NBFAA Fire Section Committee Member
Palm Beach County Fire Rescue Fire Code Board of Adjustments and Appeals
1996 NBFAA Training Coordinator of the Year
1999 ASIS Treasure Coast Chapter Florida, Man of the Year
1999 AAF Most Valuable Person
2000 NBFAA State President of the Year
1996-Present, annually, Leadership/Service Awards from the AAF
Alarm Association of Florida President 1998-2000
Alarm Association of Florida President 2004-present
2005 FARA Award recipient for the efforts in false alarm reduction



Fire Rescue

Chief Steven B. Jerauld
405 Pike Road
West Palm Beach, FL 33411
(561) 616-7000
www.pbcgov.com



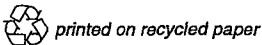
**Palm Beach County
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- Shelley Vana, Vice Chair
- Paulette Burdick
- Steven L. Abrams
- Burt Aaronson
- Jess R. Santamaria
- Priscilla A. Taylor

County Administrator

Robert Weisman

*"An Equal Opportunity
Affirmative Action Employer"*



To: The Honorable Karen Marcus, Chair and Members of the Board of County Commissioners

From: Steven B. Jerauld, Administrator
Fire-Rescue Department

Date: April 1, 2011

Subject: Fire Code Board of Appeals and Adjustments

The Fire Code Board of Appeals and Adjustments is an advisory board appointed by the County Commission to review the Fire Code, hear appeals, and make recommendations to the Commission on fire and life safety issues. This Board, established in 1984, is required by the County Fire Code, Palm Beach County Ordinance 2008-045.

Each position on the Board is representative from a segment of the fire protection community. The following members' term will expire on May 17, 2011.

Name	Industry	Term
Roy Pollack	Fire Alarm Contractor	3 years

Mr. Pollack has agreed to remain on the Board if reappointed. Mr. Pollack has completed and signed the Advisory Board Nomination Form, the Palm Beach County Code of Ethics Acknowledgment of Receipt and State Guide to the Sunshine Amendment and Code of Ethics Acknowledgment of Receipt.

If you would like to nominate the above listed applicant please sign the attached Advisory Board Nomination Form. If you would like to make a nomination for appointment or reappointment please forward the information to the office of Deputy Chief Jeffrey Collins, Palm Beach County Fire Marshal. Please submit your nominations by April 18, 2011.

Thank you for your interest and assistance in this appointment process. If there are any questions reference this process, please contact Chief Jeffrey Collins at 616-7030 or my office at 616-7001.

Attachment: Board Appointment Information Form

cc: Jeffrey P. Collins, P.E., Deputy Chief

ATT.# 4



**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
FIRE CODE BOARD OF APPEALS & ADJUSTMENTS**

I. AUTHORITY :

Ordinance No. 92-18, Section 105.1, Fire Code Ordinance; amended by Ordinance No. 94-12; amended by Ordinance No. 2001-101 and Administrative Order 03-03 on January 1, 2004; amended by Ordinance No. 2004-073; adopted on December 29, 2004.

II. APPOINTING BODY :

Board of County Commissioners

III. COMPOSITION, QUALIFICATIONS, TERMS & REMOVAL :

The Board is composed of nine (9) individuals appointed at-large. The composition is as follows: one (1) registered engineer, practicing in the mechanical field; one (1) registered engineer, practicing in the fire protection field; one (1) Florida or Palm Beach County certified general contractor; one (1) representative of the insurance field; one (1) certified fire sprinkler contractor; one (1) citizen of Palm Beach County, not eligible under other membership categories; one (1) registered architect; one (1) Palm Beach County municipal building official and one (1) Palm Beach County municipal fire service representative. Where a member is required to be registered or certified, same shall be issued by the State of Florida unless otherwise specified.

The initial terms of the appointments shall be as follows: one year: Architect, General Contractor and Fire Protection Engineer; two years: Mechanical Engineer, Building Official; and Fire Sprinkler Industry Representative and three years: Municipal Fire Representative, Insurance Industry Representative and Citizen Representative. Thereafter all appointments will be for three years and there will be no limit on the number of terms an individual may serve. Any member may be removed at any time without stated cause, by the BCC of PBC, and new members appointed by said BCC shall serve the remainder of the vacant term. Members serve at the pleasure of the BCC. All members must reside within Palm Beach County at the time of the appointment and while serving on the Board and shall be qualified electors of Palm Beach County. The Board shall adopt rules and regulations for conducting its business. A quorum for said Board shall be a majority total membership of the Board. The AHJ shall designate a representative to act as Secretary to the Board.

*NOTE: When sitting solely in its advisory capacity, the Board shall be known as the Fire Code Advisory Board and shall be composed of the same members as the Board of Appeals & Adjustments. Persons appointed to the Board of Appeals & Adjustments shall be deemed to be likewise appointed to the Fire Code Advisory Board. Each member shall have a full vote. All members are subject to the rules, adopted by the Board of County Commissioners, governing Board participation and attendance. When sitting solely in its advisory capacity, the Board shall be known as

EXTENDED COMPOSITION :

the Fire Code Advisory Board and shall be composed of the same members as the Board of Appeals and Adjustments. Persons appointed to the Board of Appeals and Adjustments shall be deemed to be likewise to the Fire Code Advisory Board.

IV. MEETINGS :

Meetings are scheduled on a monthly basis, or as needed for resolution of pending appeals. Upon receipt of the notice of appeal by the Board, a hearing shall be held at the next regularly scheduled meeting of the Board, with notice to the appellant, the AHJ, and the members of the Board, at least five (5) working days prior to said hearing. Special meetings may also be called by the Board provided that five (5) working days notice is given to both parties.

ATTN: S

V. FUNCTIONS :

1) The Board shall review the Fire Code and make recommendations, in the form of specific amendments, to the Board of County Commissioners for corrections, additions, substitutions or deletions to said Code for the purposes of clarification, applicability, public safety, and changes in technology, so as to maintain this Code as an effective and responsive document; 2) To entertain appeals or decisions made jointly by the local AHJ and the local building official, in accordance with Section 553.73(8), Florida Statutes; 3) To resolve conflicts between the building code and the fire code, in accordance with Section 553.73(8), Florida Statutes.

VI. LIAISON INFORMATION :

LIAISON DEPARTMENT

Fire Rescue

CONTACT PERSON

Jeff P. Collins

ADDRESS

405 Pike Rd
West Palm Beach FL 33411
Phone # 561-616-7031



FIRE CODE BOARD OF APPEALS & ADJUSTMENTS

SEAT ID	CURRENT MEMBER	ROLE TYPE	RACE CODE	GENDER	BUSINESS / HOME PHONE	SEAT REQUIREMENT	APPOINT DATE	RE-APPOINT DATE	EXPIRE DATE
Appointed By : AT Large									
1	Vacant FL	Member	UN	M	--	General Contractor			
NOMINATED BY :									
2	David Woodside City of Boca Raton 6500 Congress Ave Ste 200 Boca Raton FL 33487	Member	AA	M	561-982-4030	Municipal Fire Representative	12/21/2010		05/17/2013
NOMINATED BY :									
3	Jacek Tomasik Village of Wellington 12794 W Forest Hill Blvd St St Wellington FL 33414	Member	CA		561-753-2505	Building Official	05/19/2009		05/18/2012
NOMINATED BY :									
4	Ronald Goodstein Ronald Goodstein AIA 712 U.S. Highway One Ste 301 North Palm Beach FL 33408	Member	CA	M	561-881-9990	Architect	05/19/2009		05/18/2012
NOMINATED BY :									

Appointed By : AT Large

5	John Whitehead J.W. Fire Sprinkler, Inc. 5730 Columbia Cir West Palm Beach FL 33407	Member	CA	M	561-863-8161	Fire Sprinkler Contractor	10/05/2010		05/17/2012
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NOMINATED BY :

6	Vacant	Member	UN	M	--	Fire Protection Engineer			
	FL								

NOMINATED BY :

7	Roy Pollack Guardian International 3880 N 28th Ter Hollywood FL 33020	Member	UN		954-926-5200	Fire Alarm Contractor	05/18/2005	05/18/2008	05/17/2011
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NOMINATED BY :

8	Vacant	Member	UN	M	--	Mechanical Engineer			
	FL								

NOMINATED BY :

Appointed by : AT Large

9 Kerry Koen Member CA M 561-368-5411 Resident of Palm Beach County 10/20/2009 05/18/2010 05/17/2013

1140 SW 15th St
Boca Raton FL 33486 6723

NOMINATED BY :

ORDINANCE NO. 2008-045

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, PROVIDING THAT THE UPDATED FLORIDA FIRE PREVENTION CODE SHALL BE DEEMED ADOPTED; PROVIDING FOR LOCAL AMENDMENTS TO THE FLORIDA FIRE PREVENTION CODE; REPEALING AND REPLACING CHAPTER 12, ARTICLE IV OF THE PALM BEACH COUNTY CODE (CODIFYING ORDINANCE 2004-073) IN ITS ENTIRETY; PROVIDING FOR LEGISLATIVE FINDINGS; PROVIDING FOR APPLICABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 633, Florida Statutes, the State Fire Marshal has adopted by rule an updated statewide minimum firesafety code, known as the Florida Fire Prevention Code, which incorporates Florida editions of NFPA 1 Uniform Fire Code and NFPA 101 Life Safety Code; and

WHEREAS, Chapter 633, Florida Statutes, requires local governments with firesafety responsibilities to enforce the Florida Fire Prevention Code as the minimum firesafety code; and

WHEREAS, Chapter 633, Florida Statutes, authorizes local governments to adopt more stringent local amendments to the Florida Fire Prevention Code which strengthen the requirements of the minimum firesafety code; and

WHEREAS, the Palm Beach County Fire Code Advisory Board has recommended that the Board of County Commissioners adopt local amendments to the Florida Fire Prevention Code as set forth in Appendix A attached hereto.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1. Chapter 12, Article IV of the Palm Beach County Code (codifying Palm Beach County Ordinance 2004-073) is hereby repealed and replaced in its entirety by the provisions set forth in this Ordinance and Appendix A attached hereto and incorporated herein.

SECTION 2. In accordance with Sections 633.0215 and 633.025, Florida Statutes, the updated "Florida Fire Prevention Code" adopted by the State Fire Marshal in Rule Chapter 69A-60 of the Florida Administrative Code, as may be amended, including the Florida editions.

of NFPA 1 Uniform Fire Code and NFPA 101 Life Safety Code, is deemed adopted by reference as the minimum firesafety code, and is hereby amended by the local amendments set forth in Appendix A attached hereto and incorporated herein. The local amendments adopted by this Ordinance shall be known as the "Palm Beach County Local Amendments to the Florida Fire Prevention Code." The updated Florida Fire Prevention Code as amended by the Palm Beach County Local Amendments to the Florida Fire Prevention Code may be hereinafter referred to as "this Code."

SECTION 3. Legislative Findings: The Board of County Commissioners hereby determines that the local amendments set forth in Appendix A are more stringent than the minimum firesafety code and strengthen the minimum firesafety code in accordance with Sections 633.025 and 633.0215, Florida Statutes.

SECTION 4. Applicability: The provisions of this Ordinance shall be in full force and effect in Palm Beach County within the boundaries of any Fire-Rescue municipal service taxing unit (MSTU) established by ordinance, and within any municipality that has entered into an interlocal agreement for fire protection services from Palm Beach County Fire-Rescue and enacted an ordinance to adopt the Palm Beach County Local Amendments within the municipality, unless otherwise provided by the interlocal agreement.

SECTION 5. Repeal of Laws in Conflict: Any laws or ordinances in conflict with this Ordinance which Palm Beach County is authorized to repeal are hereby repealed to the extent of such conflict.

SECTION 6. Savings Clause: Notwithstanding the provisions of Sections 1 and 5 of this Ordinance, all provisions of Palm Beach County Ordinance 2004-073 (codified at Chapter 12, Article IV of the Palm Beach County Code) as originally enacted and amended are specifically preserved, and shall remain in full force and effect, for the limited purpose of enforcing any alleged violations of said law which occurred prior to its repeal or replacement.

SECTION 7. Severability: If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by a court of competent jurisdiction to be

unconstitutional, inoperative or void, such holding shall not affect the remainder of this Ordinance.

SECTION 8. Inclusion in the Code of Laws and Ordinances: The provisions of this Ordinance shall become and be made a part of the Code of Laws and Ordinances of Palm Beach County, Florida. The sections of this Ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section," "article," or any other appropriate word.

SECTION 9. Effective Date: The provisions of this Ordinance shall become effective on December 31, 2008.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on the 18th day of November, 2008.

SHARON R. BOCK, CLERK
BOARD OF COUNTY COMMISSIONERS

By: Judith Coakley
Deputy Clerk



PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY
COMMISSIONERS

By: Shelley Vana
Chairman
Shelley Vana for
John F. Koons Chairman

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

BY: Sharon Burrows
County Attorney

Filed with the Department of State on the 24th day of November, 2008.

Code Board of Appeals and Adjustments within thirty (30) days after the AHJ's issuance of a written order. Such appeal shall not be a hearing de novo. The appeal shall be limited to appellate review of the record created before the AHJ. The Board shall reverse the decision of the AHJ only if it determines that there is no substantial competent evidence to support the AHJ's decision.

If the written order of the AHJ or the Board of Appeals and Adjustments determines that the challenged Local Amendment or any part thereof does not comply with the applicable statutory requirements, then said Local Amendment or part thereof shall be deemed void effective as of the date of the written order. Such holding shall not affect the remainder of the Local Amendments or this Code.

The decision of the Board of Appeals and Adjustments shall be final action which may be appealed by the challenging party to the State Department of Financial Services in accordance with Section 633.025(4) (d), Florida Statutes.

1.10 Board of Appeals and Adjustments.

1.10.1 General. Whenever it is claimed that the provisions of this Code do not apply or have been misapplied, or when it is claimed that the true intent and meaning of this Code or any of the regulations there under have been misconstrued or misapplied, or when it is claimed that a decision is unreasonable or arbitrary as it applies to alternatives, the owner or his duly authorized agent may appeal the decision of the AHJ to the Board of Appeals and Adjustments. Notice of appeal shall be in writing and filed with the AHJ within thirty (30) days after the decision is rendered by the AHJ. Appeals shall be on forms provided by the AHJ.

1.10.2 Board of Appeals and Adjustments Created.

There is hereby created a Fire Code Board of Appeals and Adjustments, herein after referred to as the "Board", consisting of nine (9) members who are qualified by training and experience to vary the application of the provisions of this code, and act on related matters, and to perform such other duties as established herein. The Board shall be appointed by the Board of County Commissioners. All members must reside within Palm Beach County at the time of appointment and while serving on the Board and shall be qualified electors of Palm Beach County. The Board shall adopt rules and regulations for conducting its business. A quorum for said Board shall be 5 members of the Board. The AHJ shall designate a

representative to act as Secretary to the Board. Public Notice of all Board meetings shall be provided. All Board meetings shall be open to the public and shall comply with the applicable requirements of the Florida "Government in the Sunshine" and "Public Records" laws. Minutes shall be taken at each meeting.

1.10.3 Recommendations to Board of County Commissioners. The Board shall review this Code and make recommendations, in the form of specific amendments, to the Board of County Commissioners for corrections, additions, substitutions or deletions to said Code for the purposes of clarification, applicability, public safety, and changes in technology, so as to maintain this Code as an effective and responsive document.

1.10.4 Composition. The composition of the Board of Appeals and Adjustments shall be as follows:

- a. One (1) registered engineer, practicing in the mechanical field.
- b. One (1) registered engineer, practicing in the fire protection field.
- c. One (1) Florida or Palm Beach County certified general contractor.
- d. One (1) certified fire alarm contractor.
- e. One (1) certified fire sprinkler contractor.
- g. One (1) citizen of Palm Beach County, not eligible under other membership categories.
- h. One (1) registered architect.
- i. One (1) Palm Beach County municipal building official.
- j. One (1) Palm Beach County municipal fire service representative.

Where a member is required to be registered or certified, same shall be issued by the State of Florida unless otherwise specified.

1.10.5 Vote Calculation. Each member shall have a full vote.

1.10.6 Term. The members shall serve three (3) year terms. There shall be no limit on the number of terms an individual may serve.

1.10.7 Removal/Absences. All members shall be subject to the rules, adopted by the Board of County Commissioners, governing Board

participation and attendance.

1.10.8 Fire Code Advisory Board. When sitting solely in its advisory capacity, the Board shall be known as the Fire Code Advisory Board and shall be composed of the same members as the Board of Appeals and Adjustments. Persons appointed to the Board of Appeals and Adjustments shall be deemed to be likewise appointed to the Fire Code Advisory Board.

1.10.9 Procedures on Appeal.

1.10.9.1 Hearing. Upon receipt of the notice of appeal by the AHJ, a hearing shall be held at the next regularly scheduled meeting of the Board, with notice to the appellant, the AHJ, and the members of the Board, at least five (5) working days prior to said hearing. Special meetings may also be called by the Board provided that five (5) working days notice is given to both parties. If the applicant requires a special meeting to be called, the appeal fee shall be One Hundred Dollars (\$100.00). Both the appellant and the AHJ, or their representatives, shall attend the hearing and may present evidence at same. The Board shall consider each appeal on its own merits and shall base its decision only on the evidence presented at said hearing.

1.10.9.2 Board Action. The Board, upon an affirmative vote of a majority of the votes present, shall either 1) affirm the decision of the AHJ; 2) modify the decision of the AHJ; or 3) reverse the decision of the AHJ and affirm the appellant's position. The Board's decision, with the reasons therefore, shall be transcribed in writing and a copy shall be mailed, by certified mail, to the appellant, within ten (10) days after the hearing. All such decisions shall be final, subject to judicial review as provided by law.

1.10.9.3 Tie Vote. In the event the Board is deadlocked in a tie vote, the appellant may request the Board to defer final action until the next regular meeting date or a specific date certain. The appellant shall be entitled to one (1) such deferral as of right. The matter shall be deferred and heard de novo, unless the majority then present at the time deferral is requested vote for the matter to be determined upon the record only at the upcoming hearing after deferral.

1.10.10 Decisions.

1.10.10.1 The Board shall provide for reasonable interpretation of the provisions of this Code and rule on appeals from decisions of the AHJ. The Board may approve an equivalent alternative in accordance with Section 1.4 of this Code.

1.10.10.2 Action. The Board shall, in every case, reach a decision without unreasonable or unnecessary delay. If a decision of the Board reverses or modifies a refusal, order, or disallowance of the AHJ, the AHJ shall immediately take action in accordance with such decision.

1.10.11 Fire Marshal Order Stayed, Exception. Pending the disposition of an appeal scheduled for hearing, the order or decision of the AHJ sought to be appealed shall be stayed unless the AHJ certifies under oath, based upon available data, that an extreme danger to life or property exists, warranting immediate compliance under this Code. Said certification must be included in the order and be filed with the Board within ten (10) days after the notice of appeal is filed.

1.10.12 Conflict Resolution

1.10.12.1 Any conflict between the Florida Building Code and the Florida Fire Prevention Code and Life Safety Code as applied to a specific project shall be resolved in accordance with Section 553.73(10), Florida Statutes.

1.10.12.2 The Fire Code Board of Appeals and Adjustments is hereby designated and authorized to perform the local administrative board functions set forth in Section 553.73(10), Florida Statutes. In accordance with Section 553.73(10), Florida Statutes, the duties and functions of the Fire Code Board of Appeals and Adjustments shall include the following:

- a. To hear and render decisions in appeals of conflict decisions made jointly by the local AHJ and the local building official, in accordance with Section 553.73(10), Florida Statutes.
- b. To resolve conflicts between the building code and the fire code, in accordance with Section 553.73(10), Florida Statutes, in those instances where the local AHJ and the local building official are unable to agree on a resolution of said conflict.

1.10.12.3 If the County has, or does, designate another local board to perform the functions set out in Section 553.73(10), Florida Statutes, then said board and the Fire Code Board of Appeals and Adjustments shall rotate the duty to fulfill the functions as set forth in this Section 1.10.12 and in Section 553.73(10), Florida Statutes, on an annual basis or as otherwise agreed to by the AHJ and the local building official.

1.10.12.4 Any conflict between the Building Code and the Fire Code that involves the County's local amendments to either Code shall likewise be resolved in the manner set forth in Section 553.73(10), Florida Statutes, and this Section 1.10.12.

1.10.13 Additional Powers and Functions. The Board of Appeals and Adjustments is hereby authorized and empowered to: 1) hear and rule upon appeals from orders of the AHJ in Local Amendment challenges brought pursuant to Section 633.025(4) (d), Florida Statutes, and in accordance with Section 1.7.19 of this Code; 2) hear and rule upon appeals from decisions of the AHJ relating to false alarms as set forth in Section 10.7.6 of this code; 3) perform any other functions authorized for the Board by this Code.

1.10.14 Fireworks Board of Appeals. The members of the Fire Code Board of Appeals and Adjustments shall serve ex-officio as members of the Fireworks Board of Appeals and perform the functions of that Board, all as set forth in Palm Beach County Ordinance No. 2004-020, as it may be amended from time to time.

1.10.15 Any decision of the Fire Code Board of Appeals and Adjustments shall be final and reviewable in the manner and within the time provided by the Florida Rules of Appellate Procedure only by a petition for writ of certiorari filed with the Circuit Court in Palm Beach County.

1.12 Permits and Approvals.

1.12.19.4 Any permit authorized to be issued by the AHJ pursuant to this Code shall be subject to immediate suspension, revocation or denial by the AHJ upon the AHJ's determination that conditions exist which make the permitted activity imminently dangerous to life or property. The AHJ's order immediately suspending or revoking a permit shall cite with particularity the facts supporting the suspension or revocation. The suspension or revocation shall be effective immediately upon notice to the permittee at the location indicated on the permittee's application. Upon such immediate suspension or revocation of a permit, the permittee shall be entitled to appeal the decision of the AHJ at a subsequent hearing of the Board of Appeals and Adjustments. Upon the Board's receipt of a written notice requesting a hearing with respect to an immediate permit suspension or revocation, the Board shall set such a hearing for a date no later than five (5) working days from the Board's receipt of the written notice. The Board's written decision shall be mailed by certified mail to the permittee within two (2) working days after the hearing. In all other respects, the procedures of

Palm Beach County Fire Code Board of Appeals and Adjustments

2006 – A Board meeting was held on February 15, 2006. Mr. Roy Pollack was in attendance.
A Board meeting was held on November 15, 2006. Mr. Roy Pollack was in attendance.

2007 – There were no Board meetings held in 2007

2008 – A Board meeting was held on May 21, 2008. Mr. Roy Pollack was in attendance.
A Board meeting was held on June 18, 2008. Mr. Roy Pollack was in attendance.

2009 – A Board meeting was held on June 17, 2009. Mr. Roy Pollack was not in attendance.

2010 – There were no Board meetings held in 2010.

2011 – As of April 2011 there have been no Board meetings scheduled.

ATT.# 7

PALM BEACH COUNTY FIRE-RESCUE
Bureau of Safety Services
405 Pike Road
West Palm Beach, FL 33411
(561) 616-7030

PALM BEACH COUNTY FIRE CODE
BOARD OF APPEALS AND ADJUSTMENTS

(Third Wednesday of the Month)

2011 MEETING SCHEDULE

Date	Room
January 19	Everglades Conference Room
February 16	Everglades Conference Room
March 16	Everglades Conference Room
April 20	Everglades Conference Room
May 18	Everglades Conference Room
June 15	Everglades Conference Room
July 20	Everglades Conference Room
August 17	Everglades Conference Room
September 21	Everglades Conference Room
October 19	Everglades Conference Room
November 16	Everglades Conference Room
December 21	Everglades Conference Room

- X Meetings will be held, as needed, at Fire-Rescue Headquarters, Everglades Conference Room, 2nd Floor at **9:00 a.m.**
- X Please contact Darlene Miller at 561-616-7030 if you are unable to attend

ATT.#8