

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

BOARD APPOINTMENT SUMMARY

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 Meeting Date: **January 7, 2020**
 Department: **Florida Department of Health in Palm Beach County**
 Submitted by: **Legal Department**
 Advisory Board Name: **Environmental Control Hearing Board**
 =====

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: the reappointment of two (2) members to the Environmental Control Hearing Board for a term of three (3) years beginning February 1, 2020 to January 31, 2023.

<u>NOMINEE:</u>	<u>SEAT #:</u>	<u>REQUIREMENT:</u>	<u>NOMINATED BY</u>
Trevor Rosecrans	3	Citizen-at-large	Mack Bernard Melissa McKinlay Robert Weinroth
Douglas MacLaughlin	4	Citizen-at-large	Dave Kerner Melissa McKinlay

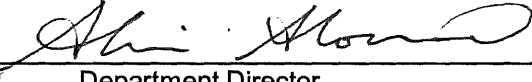
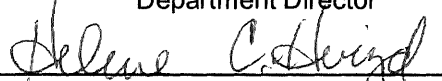
Summary: The Board is composed of five (5) members. Membership must consist of one (1) lawyer recommended by the Palm Beach County Bar Association, one (1) medical doctor recommended by the Palm Beach County Medical Society, one (1) engineer recommended by the Palm Beach County Chapter of the Florida Engineering Society, and two (2) citizens-at-large not holding elective office. On November 14, 2019, an email was sent to the Board of County Commissioners regarding the above reappointments. No additional nominations were received.

The applicant for re-appointment to Seat # 3, Trevor Rosecrans, is a citizen of Palm Beach County and recommended by the above listed County Commissioners. The applicant for re-appointment, Douglas MacLaughlin currently serves as the Attorney - Seat #1, recommended by the PBC Bar Association (Association), however, the Association is currently seeking to recommend a new member. Mr. MacLaughlin is requesting to remain on the Board and is recommended by the above listed County Commissioners, to fill Seat #4, citizen-at-large, when the current member's term expires on January 31, 2020. Carla Erskine, currently appointed to seat #4, has resigned effective January 31, 2020. With this approval, the Board will consist of four members: four (4) Caucasian (80%) and one vacant seat (20%). The gender ratio (female: male) is 0:4. Countywide (HH).

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. The Hearing Board hears and conducts hearings into the merits of alleged violations to sections promulgated under Chapter 77-616 (Environmental Control Act). Palm Beach County Resolution 92-123 establishes the terms for the members of the Environmental Control Hearing Board.

Attachments:

1. Board/Committee Applications for Douglas MacLaughlin and Trevor Rosecrans
2. Resumes for Douglas MacLaughlin and Trevor Rosecrans
3. Attendance Records- 3 year term
4. ECHB Member List
5. Memo – Application with approval signature
6. Article 2, Unified Land Development Code

=====
 Recommended by:  11/20/19
 Department Director Date
 Legal Sufficiency:  11-21-19
 Assistant County Attorney Date

Mission:

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



Ron DeSantis
Governor


Scott A. Rivkees, MD
State Surgeon General

Vision: To be the Healthiest State in the Nation

Memorandum

Date: November 15, 2019

To: The Honorable: Mack Bernard, Mayor,
Dave M. Kerner, Vice Mayor,
Hal R. Valeche
Gregg K. Weiss
Robert S. Weinroth
Mary Lou Berger
Melissa McKinlay
and as Members of the Board of County Commissioners
Sitting as the Environmental Control Board

From:  Barbara L. Sullivan, Legal Assistant
Acting Clerk to Environmental Control Hearing Board

Re: At-Large Appointment/ Environmental Control Hearing Board
Recommendations from the Board of County Commissioners

This is to inform you that **Trevor Rosecrans** current term expires on January 31, 2020, and he has expressed his **desire to be reappointed** to the Board for the "citizen-at-large" Seat #3, if the Board of County Commissioners should choose to reappoint him.

For your reference, I have attached a copy of Article 2, Chapter G, Section 3E, Uniform Land Development Code and Pages 10 and 11 of Chapter 77-616, Laws of Florida, which sets out the Board member qualifications and appointment terms, along with Mr. Rosecrans's Application and resume.

Please sign the Application on Page 2, Part III, to formally nominate Mr. Rosecrans for reappointment as a Palm Beach County citizen serving on the Board. Once signed, please return it by November 22, 2019 via email to: Barbara.sullivan@flhealth.gov, so that I may place the appointment on the BCC Agenda set for December 17, 2019.

If you have any questions, please do not hesitate to contact me at (561)671-4115. Thank you for your consideration of this matter.

Attachments

Florida Department of Health, Palm Beach County
Legal Office
P.O. Box 29, 800 Clematis Street
West Palm Beach, FL 33401
PHONE: 561-671-4007 • FAX: 561-837-5195
FloridaHealth.gov / palmbeach.floridahealth.gov



**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION**

The information provided on this form will be used in considering your nomination. Please **COMPLETE SECTION II IN FULL**. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

Section I (Department): (Please Print)

Board Name: ENVIRONMENTAL CONTROL HEARING BOARD Advisory Not Advisory
 At Large Appointment or District Appointment /District #: _____
Term of Appointment: 3 Years. From: 2/01/20 To: 1/31/23
Seat Requirement: Citizen Seat #: _____
 Reappointment or New Appointment
or to complete the term of _____ Due to: resignation other
Completion of term to expire on: 1/31/20

*When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners: 0

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: ROSECRANS TREVOR RICHARD
Last First Middle
Occupation/Affiliation: CIVIL ENGINEER
Owner Employee Officer
Business Name: ADA ENGINEERING
Business Address: 1800 OLD OKEECHOBEE RD.
City & State WEST PALM BEACH, FL Zip Code: 33409
Residence Address: _____
City & State BOYNTON BEACH, FL Zip Code: 33426
Home Phone: (561) 654 3863 Business Phone: () Ext. _____
Cell Phone: () Fax: ()
Email Address: trosecrans@adaeng.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: Male Female
 Native-American Hispanic-American Asian-American African-American Caucasian

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. **To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business.** This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

<u>Contract/Transaction No.</u>	<u>Department/Division</u>	<u>Description of Services</u>	<u>Term</u>
<u>Example: (R#XX-XX/PO XX)</u>	<u>Parks & Recreation</u>	<u>General Maintenance</u>	<u>10/01/00-09/30/2100</u>
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)
OR

NONE

NOT APPLICABLE/
(Governmental Entity)

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment, **Article XIII**, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Ethics training is on-going, and pursuant to PPM CW-P-80 is required before appointment, and upon reappointment.

By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

By watching the training program on the Web, DVD or VHS on JAN 20 19
 By attending a live presentation given on _____, 20____

AND

By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: [Signature] Printed Name: TREVOR ROSECRANS Date: 11/14/19

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 233-0724.

Return this FORM to:
 {Insert Liaison Name Here}, {Insert Department/Division Here}
 {Insert Address Here}

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: _____ Date: _____

Trevor R. Rosecrans, P.E.

703 SW 4th Ave , Boynton Beach, FL 33426

(561) 654-3863

trevrose@bellsouth.net

Professional Experience:

2016-Present ADA Engineering, Inc. – Project Engineer

Duties and Responsibilities

- Project Manager for C44 STA Reservoir project to construct 12,000 acres of dormant orange groves into a stormwater treatment area to equalize flows and reduce nutrient loading from Lake Okeechobee discharges
- Oversee contractor compliance to design specifications and compliance with environmental regulations and codes from federal, state, county, and other regulatory agencies
- Review contractor schedules, submittals, and pay applications; anticipate and resolve potential conflicts between clients, contractors, and associated regulating agencies

2014-2016 Caulfield & Wheeler, Inc. – Project Engineer

Duties and Responsibilities

- Oversee contractor compliance to design specifications and compliance with environmental regulations and codes from federal, state, county, and other regulatory agencies
- Engineering design of water services, sanitary sewer, site layout, paving, site grading, and drainage structures for land development projects
- Regulatory permitting with FDEP, SFWMD, LWDD, and various other state, county, and regulatory agencies
- Coach/mentor engineering interns to achieve career goals and professional growth

Duties and Responsibilities

- Provided project oversight and comprehensive site inspections to ensure contractor compliance to design specifications and compliance with environmental regulations and codes from federal, state, county, and other municipal agencies
- Coordinated and administered weekly project meetings to foster productivity and communication between U.S. Army Corps of Engineers, South Florida Water Management District, Collier County, Florida Department of Environmental Protection, and appropriate contractors
- Reviewed contractor submittals and pay applications; anticipated and resolved potential conflicts between contractor, pump station operators, and associated regulating agencies
- Collaborated with local, regional, and state governments to investigate the influence of sea level rise on SFWMD infrastructure and Everglades restoration planning and implementation efforts
- Analysis of long-term water levels in South Florida agricultural areas to ascertain any potential correlation between SFWMD operations and high groundwater levels

South Florida Water Management District – Relevant Project Experience

Joint USACE/SFWMD Picayune Strand Restoration Pump Stations, Naples, FL

Miller Weir #3 Replacement, Naples, FL

C-51 Reservoir Study, Palm Beach/Broward County, FL

Southwest Miami-Dade Agricultural Flooding Study, Miami-Dade County, FL

SFWMD Climate Change Group, Palm Beach, FL

Agricultural Field Scale Irrigation Requirements Modeling, Various Locations, FL

Duties and Responsibilities

- Coordinated and administered bi-weekly project meetings between Florida Inland Navigation District, County, Port Everglades Authority, U.S. Army Corps of Engineers, Florida Department of Environmental Protection, and other regulatory agencies
- Conducted comprehensive site inspections and environmental monitoring to ensure contractor compliance to design specifications and compliance with environmental regulations and codes from federal, state, county, and other regulatory agencies
- Reviewed contractor submittals and pay applications; anticipated and resolved potential conflicts between contractor, land owner, and regulating agencies; identified current and impending issues and recommended appropriate steps for resolution
- Provided design specifications, bid packages, permit assistance, and construction administration to manage the Jupiter Inlet jetty construction and maintenance activities; Jupiter Inlet Sand Trap Maintenance Dredging and subsequent Beach Nourishment, Loxahatchee River Main Channel Maintenance Dredging, and Loxahatchee River South Channel Maintenance Dredging
- Conducted environmental resource investigations with Florida Department of Environmental Protection to determine environmental impacts and potential remediation procedures
- Generated coastal and hydrologic parameters based on land use and soil characteristics, geo-referenced channel, delineated basins and stream centerlines, and incorporated hydraulic structure surveys to complete detailed hydrologic and hydraulic models
- Recommended monitoring and/or corrective actions to improve or restore deficient segments of SFWMD canal system to its design capacity
- Characterized the conditions of bulkhead, culvert, bridge, dock, seawall, ramp, bank, or other in-stream structures or obstructions, including assessing the impacts on conveyance capacity of open channel conveyance systems
- Performed detailed hydrologic modeling (HEC-HMS) and hydraulic modeling (HEC-RAS) to establish 10-, 50-, 100-, and 500-year flood hazards

Taylor Engineering, Inc. - Relevant Project Experience

Dania Cutoff Canal Dredging, City of Dania Beach, FL

Jupiter Inlet District General Engineering Services, Town of Jupiter, FL

City of West Palm Beach Waterfront Commons, West Palm Beach, FL

Lantana Park Emergency Seawall Installation, Town of Lantana, FL

FEMA Region VI Flood Insurance Study, Volusia and Hendry Counties, FL

Education:

- **Florida Atlantic University; B.S. in Civil Engineering** (*May 2008*)
 - **Leadership Palm Beach County; (Current)**
-

Professional Development Coursework:

- Strategic Management, Budgeting and Finance, Time Management for the 21st Century, Public Management and Administration, Building Rapport with Clients, Customer Focused Culture, Dealing with Difficult Clients, Active Listening, and more
-

Volunteer Activities:

- Planning and Development Board; City of Boynton Beach
- Recreation and Parks Advisory Board; City of Boynton Beach
- Engineering Mentor, SECME Club; Morikami Elementary
- Engineering Judge - Drop it, Build it, Fly it, Float it; ASCE Palm Beach County

Section II Continued:

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(Attach Additional Sheet(s), if necessary)
OR

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(Governmental Entity)

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Commissioner's Signature: [Signature] Date: _____

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{Insert Liaison Name Here}, {Insert Department/Division Here}
{Insert Address Here}

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on:

Commissioner's Signature: Melissa McKeel Date: 11/19/19

Section II Continued:

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{Insert Liaison Name Here}, {Insert Department/Division Here}
{Insert Address Here}

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on:

Commissioner's Signature: R. Warrick (15) Date: 11/21/19

Mission:

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



Ron DeSantis
Governor


Scott A. Rivkees, MD
State Surgeon General

Vision: To be the **Healthiest State** in the Nation

Memorandum

Date: November 14, 2019

To: The Honorable: Mack Bernard, Mayor,
Dave M. Kerner, Vice Mayor,
Hal R. Valeche
Gregg K. Weiss
Robert S. Weinroth
Mary Lou Berger
Melissa McKinlay
and as Members of the Board of County Commissioners
Sitting as the Environmental Control Board

From:  Barbara L. Sullivan, Legal Assistant
Acting Clerk to Environmental Control Hearing Board

Re: At-Large Appointment/ Environmental Control Hearing Board
Recommendations from the Board of County Commissioners

This is to inform you that **Douglas MacLaughlin's** current term expires on January 13, 2020, and he has expressed his **desire to be reappointed** to the "citizen-at-large" Seat #4, if the Board of County Commissioners should choose to reappoint him.

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Attachments

Florida Department of Health, Palm Beach County
Legal Office
P.O. Box 29, 800 Clematis Street
West Palm Beach, FL 33401
PHONE: 561-671-4007 • FAX: 561-837-5195
FloridaHealth.gov / palmbeach.floridahealth.gov

 **Accredited Health Department**
Public Health Accreditation Board

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION**

The information provided on this form will be used in considering your nomination. Please **COMPLETE SECTION II IN FULL**. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

Section I (Department): (Please Print)

Board Name: Environmental Control Hearing Board Advisory Not Advisory

At Large Appointment or District Appointment / District #: _____

Term of Appointment: 3 Years. From: 1/19/20 To: 1/13/23

Seat Requirement: Attorney Citizen - at large Seat #: 4

*Reappointment or New Appointment

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

Completion of term to expire on: _____

*When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners: 0

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: MacLaughlin Douglas Harold
Last First Middle

Occupation/Affiliation: Retired Attorney
Owner Employee Officer

Business Name: ~~AA~~ Douglas MacLaughlin, Esq.

Business Address: ~~AA~~ 319 Greenwood Drive

City & State: ~~AA~~ West Palm Beach, FL Zip Code: 33405

Residence Address: 319 Greenwood Drive

City & State: West Palm Beach, FL Zip Code: 33405

Home Phone: (561) 329-4403 Business Phone: (561) 329-4403 Ext.

Cell Phone: (561) 329-4403 Fax: ()

Email Address: douglasmaclaughlin@aol.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: Male Female
 Native-American Hispanic-American Asian-American African-American Caucasian

DOUGLAS H. MACLAUGHLIN

319 Greenwood Drive West Palm Beach, Florida 33405 | 561.329.4403 | dmaclaugh@aol.com

CAREER SUMMARY

Over 40 years of experience resolving environmental issues for state and regional agencies, including 35 years in Florida. Significant experience in permit negotiations, settlement of enforcement matters, administrative litigation, state environmental and administrative appellate law, federal water law, development of rules and legislation, and mentoring and supervising environmental professionals.

EDUCATION

Jurist Doctorate 1977
University of Miami School of Law | Miami, FL
Bachelor of Sciences in Biology 1970
University of Wisconsin | Eau Claire, WI

EXPERIENCE

Nason, Yeager, Gerson, White and Lioce, P.A. **2015-Present**
Of Counsel **(As Needed)**

- Representing client’s environmental interests in state and federal permitting and enforcement matters.

South Florida Water Management District **1998-2014**
Environmental Practice Group Manager and Senior Attorney

- Represented the District’s legal interests concerning water management regulatory and planning matters, including permitting, enforcement and rule making.
- Managed the attorneys and support staff in the District’s Regulatory Section for 10 years

Florida Department of Environmental Regulation **1977-1998**
Assistant General Counsel

- Represented the Department’s legal interests in regulatory programs for solid and hazardous waste, water and air.
- Practiced in all legal disciplines including litigation, rulemaking and appeals.

Wisconsin Department of Natural Resources **1970-1975**
Natural Resource Specialist

- Coordinated with local governments to implement new State solid waste disposal rules.
- Conducted landfill inspections and met with local officials to address permitting and compliance issues.

MEMBERSHIPS, CERTIFICATIONS, VOLUNTEER WORK, AWARDS

- Florida Bar Association.
- Florida Bar Board Certified for State and Federal Government and Administrative Practice.
- Florida Certified Mediator.
- Volunteer for the Guardian ad Litem Program in Palm Beach County.
- “Distinguished Service Award” by the Government Lawyer Section of the Florida Bar, 2014

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. **To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business.** This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

<u>Contract/Transaction No.</u>	<u>Department/Division</u>	<u>Description of Services</u>	<u>Term</u>
<u>Example: (R#XX-XX/PO.XX)</u>	<u>Parks & Recreation</u>	<u>General Maintenance</u>	<u>10/01/00-09/30/2100</u>
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)
OR

NONE



NOT APPLICABLE/
(Governmental Entity)



ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment, Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Ethics training is on-going, and pursuant to PPM CW-P-79 is required before appointment, and upon reappointment.

By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

X By watching the training program on the Web, DVD or VHS on Oct. 5 2019
 _____ By attending a live presentation given on _____, 20____

AND

By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: *Douglas H. MacLaughlin* Printed Name: Douglas H. MacLaughlin Date: 10/5/19

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 355-1915.

Return this FORM to:
{Insert Liaison Name Here}, {Insert Department/Division Here}
{Insert Address Here}

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: *[Signature]* Date: 11/19/19

Pursuant to Florida's Public Records Law, this document may be reviewed and photocopied by members of the public.

Revised 02/01/2016

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. **To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business.** This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

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<u>Example: (R#XX-XX/PO XX)</u>	<u>Parks & Recreation</u>	<u>General Maintenance</u>	<u>10/01/00-09/30/2100</u>

(Attach Additional Sheet(s), if necessary)
OR

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NOT APPLICABLE/
(Governmental Entity)



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*Applicant's Signature: Douglas H. MacLaughlin Printed Name: Douglas H. MacLaughlin Date: 10/5/19

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Return this FORM to:
 {Insert Liaison Name Here}, {Insert Department/Division Here}
 {Insert Address Here}

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on:

Commissioner's Signature: Melisse Melkild Date: 11/19/19

Pursuant to Florida's Public Records Law, this document may be reviewed and photocopied by members of the public.

Revised 02/01/2016



**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
ENVIRONMENTAL CONTROL HEARING BOARD**

I. AUTHORITY :

PBC Environmental Control Act, Chapter 77-616, Section 9, Laws of Florida, Ordinance No. 78-5; as amended by Ordinance No. 79-15; amended by Ordinance No. 85-25; as amended by Ordinance No. 87-22. Unified Land Development Code, Section 4.12, amended by Resolution No. R92-123.

II. APPOINTING BODY :

Board of County Commissioners

III. COMPOSITION, QUALIFICATIONS, TERMS & REMOVAL :

The Board shall be composed of five (5) members. Membership shall consist of one (1) lawyer, recommended by the PBC Bar Association; one (1) medical doctor, recommended by the PBC Medical Society; one (1) engineer, recommended by the PBC chapter of the Florida Engineering Society; and two (2) citizens at-large. The term of appointments shall be for three (3) years. Appointments to fill any vacancy on the Hearing Board shall be for the remainder of the unexpired term of office. Members shall receive no compensation for their services. Travel reimbursements are limited to expenses incurred only for travel outside PBC necessary to fulfill the responsibilities of membership of the Board.

EXTENDED COMPOSITION :

IV. MEETINGS :

Every forty-five (45) days at 8:30a.m., 800 Clematis, West Palm Beach, FL

V. FUNCTIONS :

To hear and conduct hearings into the merits of alleged violations to sections promulgated under Chapter 77-616, Special Act, Laws of Florida, and PBC Ordinance No. 78-5, as amended, and to issue injunctive and affirmative relief for violations; and after due public hearing upholding a violation, to reach a decision setting forth such findings of fact and conclusions of law as are required in view of the issues presented. The decision shall contain an order which may be framed in the manner of a writ of injunction requiring the violator to conform with either or all of the following requirements: (a) to refrain from committing, creating, maintaining, or permitting the violations; (b) to take such affirmative action as the ECHB deems necessary and reasonable under the circumstances to correct such violation; (c) to issue orders imposing civil penalties of up to \$500 for each day of violation; (d) to issue subpoenas to command the appearance of any person before a hearing at a specified time and place to be examined as a witness. Such subpoenas may require such person to produce all books, papers and documents in that person's possession or under that person's control, material to such hearings; and (e) to administer oaths to any or all persons who are to testify before the ECHB.

* indicates a member having an action pending

VI. LIAISON INFORMATION :

LIAISON DEPARTMENT

Florida Dept. of Health - Palm Beach Count

CONTACT PERSON

Precious Woods

ADDRESS

800 Clematis St
West Palm Beach FL 33401
Phone # 561-671-4008

* indicates a member having an action pending



ENVIRONMENTAL CONTROL HEARING BOARD

SEAT ID	CURRENT MEMBER	ROLE TYPE	RACE CODE	GENDER	BUSINESS / HOME PHONE	SEAT REQUIREMENT	APPOINT DATE	REAPPOINT DATE	EXPIRE DATE
Appointed By : At-Large/Palm Beach County Board of County Commissioners									
1	Douglas H. MacLaughlin douglasmaclaughlin@aol.com 319 Greenwood Dr West Palm Beach FL 33405	Member	CA	M	561-329-4403	Attorney	01/14/2017		01/13/2020
NOMINATED BY : Palm Beach County Bar Association									
2	David Shulan ragweed@msn.com 12264 Bear River Rd Boynton Beach FL 33473	Member	CA	M	562-374-9221	Medical Doctor/ER Physician	11/20/2018		11/19/2021
NOMINATED BY : Palm Beach County Medical Society									
3	Trevor Richard Rosecrans trosecrans@adaeng.net 703 SW 4th Ave Boynton Beach FL 33426	Member	CA	M	561-200-0900	Resident of Palm Beach County	02/01/2017		01/31/2020
NOMINATED BY :									
4	Carla E. Erskine carla.erskine@gmail.com Ciklin Lubitz & O'Connell 515 N Flagler Dr Ste 2000 West Palm Beach FL 33401	Member	AA	F	561-832-5900	Resident of Palm Beach County	02/01/2017		01/31/2020
NOMINATED BY :									

* indicates a member having an action pending

Appointed By : At-Large/Palm Beach County Board of County Commissioners

5	Terrence R. Horan thoran@ecslimited.com ECS Florida, LLC 2000 Avenue "P" Ste 3 West Palm Beach FL 33404	Member	CA	M	561-840-3667	Engineer	02/04/2014	02/07/2017	02/06/2020
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NOMINATED BY : Florida Engineering Society - PBC Chapter

* indicates a member having an action pending

3. Board Membership

a. Qualifications

The EAB shall be composed of five members appointed by the Environmental Control Board (ECB). The membership of the EAB shall consist of one professional engineer registered by the State of Florida and nominated by the Palm Beach branch of the American Society of Civil Engineers, one water resource professional employed by SFWMD, one drinking water engineer employed by the FDEP, one member of the Gold Coast Builders Association, and one attorney nominated by the PBC Bar Association. [Ord. 2011-016]

b. Terms of Office

All EAB members shall serve a term of three years. Beginning on or after March 2, 2013, no person shall be appointed or reappointed to this Board for more than three consecutive terms. [Ord. 2014-001]

4. Officers

a. Secretary

PBC Environmental Control Officer shall provide a staff person to the EAB and that staff member shall be designated as Secretary of the EAB.

b. Staff

The PBCHD shall be the professional staff of the EAB.

5. Meetings

a. General or Special Meetings

General meetings of the EAB shall be held no less frequently than once every 60 days. Special meetings may be called by the Chair of the EAB, or in writing by a majority of the members of the Board. Staff shall provide 24-hour written notice to each EAB member for a special meeting.

E. Environmental Control Hearing Board

1. Establishment

There is hereby established an Environmental Control Hearing Board (ECHB).

2. Powers and Duties

The ECHB has the following powers and duties:

- a. to conduct hearings into the merits of alleged violations to Sections promulgated under Chapter 77-616, Special Act, Laws of Florida, and PBC Ord. 78-5, as amended; and
- b. after due public hearing, to reach a decision setting forth such findings of fact and conclusions of law as are required in view of the issues presented. The decision shall contain an order which may be framed in the manner of a writ of injunction requiring the violator to conform to either or both of the following requirements:
 - 1) to refrain from committing, creating, maintaining, or permitting the violations;
 - 2) to take such affirmative action as the ECHB deems necessary and reasonable under the circumstances to correct such violation;
 - 3) to issue orders imposing civil penalties of up to \$500 dollars for each day of violation;
 - 4) to issue subpoenas to command the appearance of any person before a hearing at a specified time and place to be examined as a witness. Such subpoenas may require such person to produce all books, papers and documents in that person's possession or under that person's control, material to such hearings; and,
 - 5) to administer oaths to any or all persons who are to testify before the ECHB.

3. Qualifications

The ECHB shall be composed of five members. The membership of the ECHB shall consist of one attorney recommended by the PBC Bar Association; one medical doctor recommended by the PBC Medical Society; one engineer recommended by the PBC chapter of the Florida Engineering Society; and two citizens at large.

4. Officers

a. Secretary

The Environmental Control Officer shall serve as Secretary of the ECHB.

b. Staff

The PBCHD shall be the professional staff of the ECHB.

5. General or Special Meetings

General meetings of the ECHB shall be held no less frequently than every 45 days. The ECHB may set the date of future meetings during any meeting. Special meetings may be called by the Chair of the ECHB, or in writing by a majority of the members of the Board. Staff shall provide 24-hour written notice to each ECHB member for a special meeting.

6. Term Limits

Beginning on or after March 2, 2013, no person shall be appointed or reappointed to this Board for more than three consecutive terms. **[Ord. 2014-001]**

F. Groundwater and Natural Resources Protection Board

1. Establishment

There is hereby established a Groundwater and Natural Resource Protection Board (GNRPB).

2. Powers and Duties

The GNRPB shall have the following powers and duties:

- a. to hold hearings as necessary to enforce Art. 14, Environmental Standards. ERM may refer alleged violations of Art. 14 Environmental Standards, and applicable Art. 4.B.10, Excavation Uses, Ord. No. 2003-020, Petroleum Storage Systems, Ord. No. 2003-021, Petroleum Contamination Clean-up criteria, Ord. No. 2004-050, Stormwater Pollution and Prevention, Natural Areas, Ord. No. 1994-014, and Ord. No. 1993-003, Water and Irrigation Conservation as amended to the GNRPB, if there has been a failure to correct a violation within the time specified by the Code Inspector, if the violation has been repeated, or is of such a nature that it cannot be corrected; **[Ord. 2006-004]** **[Ord. 2010-022]** **[Ord. 2017-007]**
- b. to adopt rules of procedure for the conduct of hearings;
- c. to issue subpoenas compelling the presence of persons at Board hearings. Subpoenas may be served by the PBC Sheriff's Department, or other authorized persons consistent with Florida Law;
- d. to issue subpoenas compelling the provision of evidence at GNRPB hearings;
- e. to take testimony under oath;
- f. to issue orders having the force of law commanding whatever steps are necessary to achieve compliance with the violation of Art. 14, Environmental Standards;
- g. to lien property; and,
- h. to assess administrative fines and costs pursuant to Art. 14, Environmental Standards.

3. Board Membership

a. Qualifications

The GNRPB shall be composed of seven members appointed by the BCC upon a recommendation by the organization listed in Table 2.G.3.F, GNRPB Membership. The membership of the Board shall consist of a professional engineer registered by the State of Florida, an attorney licensed to practice in Florida, a hydrologist or a hydrogeologist, a citizen possessing expertise and experience in managing a business, a biologist or a chemist, a member of an environmental organization, and a concerned citizen. **[Ord. 2011-001]**

Table 2.G.3.F – GNRPB Membership

Affiliation	Organizations
Professional Engineer	Palm Beach Chapter Florida Engineering Society
Attorney	Palm Beach County Bar Association
Hydrologist or Hydrogeologist	Florida Association of Professional Geologists Society
Citizen with Business Management Expertise	At Large
Biologist or Chemist	Florida Association of Environmental Professionals
Environmental Organization	Native Plant Society
Concerned Citizen	At Large
[Ord. 2011-001]	

b. Terms of Office

All members shall serve a term of three years. Beginning on or after March 2, 2013, no person shall be appointed or reappointed to this Board for more than three consecutive terms. **[Ord. 2014-001]**

4. Secretary and Staff

The Director of ERM shall serve as Secretary of the GNRPB. ERM shall be the professional staff of the GNRPB.

5. Meetings

a. General

General meetings of the GNRPB shall be held no more frequently than once every month. Special meetings may be called by the Chair of the GNRPB, or in writing by a majority of the members of the Board. Staff shall provide 24-hour written notice to each Board member prior to a special meeting.

