

RESOLUTION NO. 2017-

1
2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
4 PERTAINING TO THE ENVIRONMENTAL PROTECTION
5 AND GROWTH MANAGEMENT DEPARTMENT;
6 PROVIDING FOR A TEMPORARY WAIVER OF BUILDING
7 PERMIT, ENVIRONMENTAL REVIEW, AND ANIMAL
8 IMPOUNDMENT FEES FOR REPAIRS AND
9 IMPOUNDMENTS RELATED TO HURRICANE IRMA; AND
10 PROVIDING FOR SEVERABILITY AND AN EFFECTIVE
11 DATE.

12 WHEREAS, on September 3, 2017, in response to Hurricane Irma approaching
13 the state of Florida, Executive Order 17-235 was issued declaring a state of emergency
14 in all sixty-seven (67) counties within the State; and

15 WHEREAS, on September 6, 2017, a Local State of Emergency was declared in
16 Broward County as a result of Hurricane Irma; and

17 WHEREAS, as a result of Hurricane Irma, structures within Broward County have
18 suffered damage and animals have become separated from their owners; and

19 WHEREAS, Chapter 40 of the Broward County Administrative Code
20 ("Administrative Code") establishes fees to be assessed for services to be provided by
21 Broward County relative to building permitting and animal impoundments; and

22 WHEREAS, the Board of County Commissioners deems it in the best interests of
23 the citizens of Broward County to waive certain fees associated with building permitting
24 and animal impoundments in this time of disaster recovery to allow for the repair of
structures that were in existence and damaged due to Hurricane Irma and for the
expeditious reunification of pet owners with their lost pets, NOW, THEREFORE,

1 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
2 BROWARD COUNTY, FLORIDA:

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4 Section 1. The impoundment and boarding fees set forth in Section 40.9(a) of
5 the Administrative Code are hereby temporarily waived and shall not be assessed
6 during the time period commencing retroactively on September 13, 2017, until and
7 including September 29, 2017. Any impoundment and boarding fees paid during said
8 period and prior to the effective date of this Resolution shall be refundable to the payor,
9 upon written request and confirmation by the Animal Care and Adoption Division of
10 payment of same.

11
12 Section 2. The environmental review fees set forth in Section 40.23(b) of the
13 Administrative Code for environmental review are hereby temporarily waived and shall
14 not be assessed during the time period retroactively commencing on
15 September 12, 2017, until and including November 13, 2017, for permit applications for
16 repair work related to damage as a result of Hurricane Irma that are submitted for
17 environmental review. As a condition of said waiver, permit applicants seeking
18 environmental review shall submit a verified affidavit, in substantially the same form as
19 Exhibit A, attached hereto, attesting that the repair work for which permit application is
20 being made is the direct result of damage caused by Hurricane Irma. Any
21 environmental review fees that were paid during said period and prior to the effective
22 date of this Resolution shall be refundable to the payor, upon written request,
23 submission of the verified affidavit, and confirmation by the Planning and Development
24 Management Division of payment of same.

1 Section 3. The permit fees for set forth in Sections 40.29 through 40.32, and
2 43.1 of the Administrative Code for building, electrical, mechanical, plumbing, and
3 demolition permits are hereby temporarily waived and shall not be assessed during the
4 time period retroactively commencing on September 12, 2017, until and including
5 November 13, 2017, for permit applications submitted for property within the Broward
6 Municipal Services District for repair work related to damage as a result of Hurricane
7 Irma. As a condition of said waiver, permit applicants shall submit a verified affidavit, in
8 substantially the same form as Exhibit A, attached hereto, attesting that the repair work
9 for which permit application is being made is the direct result of damage caused by
10 Hurricane Irma. Any permit fees paid during said period and prior to the effective date
11 of this Resolution shall be refundable to the payor, upon written request, submission of
12 the verified affidavit, and confirmation by the Building Code Services Division of
13 payment of same.

14
15 Section 4. SEVERABILITY.

16 If any portion of this Resolution is determined by any Court to be invalid, the
17 invalid portion shall be stricken, and such striking shall not affect the validity of the
18 remainder of this Resolution. If any Court determines that this Resolution, or any
19 portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies),
20 property(ies), or circumstance(s), such determination shall not affect the applicability
21 hereof to any other individual, group, entity, property, or circumstance.

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Section 5. EFFECTIVE DATE.

This Resolution shall become effective upon adoption.

ADOPTED this ____ day of _____, 2017.

Approved as to form and legal sufficiency:
Joni Armstrong Coffey, County Attorney

By /s/ Maite Azcoitia 09/21/17
Maite Azcoitia (date)
Deputy County Attorney

MA/gmb
09/21/17
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#17-56 & 17-111

