

1 EXHIBIT 1

2 ORDINANCE NO. 2017 –

3  
4 AN ORDINANCE OF THE CITY OF HALLANDALE BEACH,  
5 FLORIDA, AMENDING CHAPTER 11 ENTITLED “FIRE  
6 PROTECTION AND PREVENTION” BY CREATING ARTICLE III,  
7 ENTITLED “LIFE SAFETY,” SECTION 11-21, ENTITLED  
8 “AUTOMATED EXTERNAL DEFIBRILLATORS”; PROVIDING A  
9 DEFINITION FOR AUTOMATED EXTERNAL DEFIBRILLATORS;  
10 REQUIRING AUTOMATED EXTERNAL DEFIBRILLATORS IN  
11 CERTAIN BUILDINGS; PROVIDING FOR INSTALLATION AND  
12 OPERATION; PROVIDING FOR INSPECTION AND PERMIT FEES  
13 FOR THE INSTALLATION AND PROVIDING FOR PENALTIES;  
14 PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY;  
15 PROVIDING FOR CODIFICATION; AND PROVIDING AN  
16 EFFECTIVE DATE.

17  
18 **WHEREAS**, the City’s existing Code for regulating the health, safety, and general  
19 welfare does not recognize that there are devices that may be desirable to provide emergency  
20 medical treatment to City residents at certain buildings; and

21  
22 **WHEREAS**, it is the intent of the City and the purpose of this Ordinance to promote the  
23 public health, safety, and general welfare by requiring the installation of Automated External  
24 Defibrillator devices within certain buildings in the City; and

25  
26 **WHEREAS**, the proposed Ordinance provides for the inspection and permit fees of  
27 each Automated External Defibrillator device within the City as required under this Ordinance;  
28 and

29 **WHEREAS**, it is in the best interest of the citizens of the City that the following  
30 regulations governing the general welfare of City residents be adopted.

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32 **NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION**  
33 **OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

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35 **SECTION 1.** The foregoing “Whereas” clauses hereby incorporated herein.



66 (5) Ambulatory Health Care Occupancies as defined by the Florida Fire  
67 Protection Association (NFPA) 99, Health Care Facilities;

68 (6) Office buildings with interior corridors and a square footage greater  
69 than 20,000 sf.

70 (7) Commercial and retail spaces with a square footage greater than  
71 30,000 sf.

72

73 (c) Installation and Operation

74 (1) The Fire Chief, or designee, shall inspect all Automated External  
75 Defibrillator devices for operation prior to being placed in service or available  
76 for use, and on an annual basis.

77 (2) Automated External Defibrillator devices shall be:

78 a. Conspicuously located in plain view of the primary public  
79 entrance, with unobstructed access:

80 b. Housed in a cabinet with a clear window in the door, an audible  
81 alarm signaling the opening of a door, permanently affixed to a wall,  
82 and whose top is no more than forty-eight inches above the floor;

83 c. Located below a visible sign having a minimum area of seventy  
84 square inches and containing the letters "AED" and the universally  
85 recognizable symbol;

86 d. Readily accessible and immediately available when needed for  
87 on-site employees and the general public, including disabled persons;  
88 and

89 e. Placed near the elevator(s) in the first floor lobby, if the building  
90 contains an elevator.

91 (3) Automated External Defibrillator devices shall contain two sets of  
92 adult pads and bandage scissors.

93 (4) All Automated External Defibrillator devices shall be used in  
94 accordance with the manufacturer's guidelines.

95 (5) It shall be the responsibility of the owner of the building to:

96 a. Install Automated External Defibrillator devices.

97                                    b. Maintain Automated External Defibrillator devices in accordance  
98                                    with manufacturer’s recommended maintenance requirements and as  
99                                    required herein.

100                                  (6) If an Automated External Defibrillator device is removed for repair, a  
101                                  replacement shall be provided.

102                                  (7) Fees: Fees for Automated External Defibrillator device permits and  
103                                  inspections shall be set by Resolution, and will be included in the Fee  
104                                  Booklet.

105                                  (8) Penalties. It shall constitute a violation of the City Code, punishable  
106                                  as provided in Section 1-8, to intentional or willfully:

107                                    a. Render an Automated External Defibrillator device inoperative  
108                                    except during such time as the Automated External Defibrillator  
109                                    device is being services, tested, repaired, or recharged, except  
110                                    pursuant to court order;

111                                    b. Obliterate the serial number on an Automated External  
112                                    Defibrillator device for purposes of falsifying service records;

113                                    c. Improperly service, recharge, repair, test, or inspect an  
114                                    Automated External Defibrillator device;

115    (i) Use the inspection certificate and allow another person to  
116    use said inspection certificate number.

117    (ii) Hold an inspector certificate and allow another person to use  
118    said inspection certificate number.

119                                  (9) Applicability: The owner, or, if leased or otherwise let, the tenant, of  
120                                  any existing building, structure or portion thereof required to have an  
121                                  Automated External Defibrillator device shall comply with this section within  
122                                  twelve (12) months of the effective date of this ordinance. After the effective  
123                                  date of this ordinance, the owner of any new building constructed required  
124                                  to have an Automated External Defibrillator device shall comply with this  
125                                  section.

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127           **SECTION 3. Conflict.** All ordinances or portions of the Code of Ordinances of the City  
128 of Hallandale Beach in conflict with the provisions of this ordinance shall be repealed to the  
129 extent of such conflict.

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131           **SECTION 4. Severability.** Should any provision of this ordinance be declared by a  
132 court of competent jurisdiction to be invalid, the same shall not affect the validity of the  
133 ordinance as a whole, or any part thereof, other than the part declared to be invalid.

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135           **SECTION 5. Codification.** It is the intention of the Mayor and the City Commission  
136 that the provisions of this ordinance be incorporated into the Code of Ordinances; to effect  
137 such intention the words "ordinance" or "section" may be changed to other appropriate words.

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139           **SECTION 6. Effective Date.** This Ordinance shall take effect immediately upon  
140 adoption on second reading.

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142           PASSED AND ADOPTED on 1st reading on \_\_\_\_\_, 2017.

143           PASSED AND ADOPTED on 2nd reading on \_\_\_\_\_, 2017.

144           EFFECTIVE DATE \_\_\_\_\_, 2017.

145

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147

\_\_\_\_\_  
JOY F. COOPER  
MAYOR

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149           ATTEST:

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\_\_\_\_\_  
MARIO BATAILLE, CMC  
CITY CLERK

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156           APPROVED AS TO LEGAL SUFFICIENCY AND  
157 FORM

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\_\_\_\_\_  
JENNIFER MERINO  
CITY ATTORNEY

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