

SUNRISE, FLORIDA

ORDINANCE NO. 466

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA; AMENDING CHAPTER 6 ENTITLED "FIRE PREVENTION AND PROTECTION" BY CREATING ARTICLE V ENTITLED "LIFE SAFETY"; PROVIDING FOR AUTOMATED EXTERNAL DEFIBRILLATORS; PROVIDING A DEFINITION FOR AUTOMATED EXTERNAL DEFIBRILLATORS; REQUIRING AUTOMATED EXTERNAL DEFIBRILLATORS IN CERTAIN BUILDINGS; PROVIDING FOR INSTALLATION AND OPERATION; PROVIDING FOR INSPECTION AND PERMIT FEES FOR THE INSTALLATION AND PROVIDING FOR PENALTIES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

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

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

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are

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underscored words are additions
double underscored/bolded words are changes since first reading

hereby made a specific part of this Ordinance upon adoption hereof.

Section 2. Chapter 6 of the Code of Ordinances of the City of Sunrise shall be amended to read as follows:

ARTICLE V. LIFE SAFETY

Sec. 6-96. Intent

(a) It is the intent of the City and the purpose of this Chapter:

(1) To promote the public health, safety, and general welfare by requiring the installation of Automated External Defibrillator devices within certain buildings in the City; and

(2) To provide for the inspection of each Automated External Defibrillator device within the City ~~as required under this Ordinance~~; and

(3) To provide for the payment of Automated External Defibrillator inspection fees ~~as required under this Ordinance~~.

Sec. 6-97. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

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Automated External Defibrillators means a defibrillator device that 1) is commercially distributed in accordance with the Federal Food, Drug, and Cosmetic Act, 2) is capable of recognizing the presence or absence of ventricular fibrillation, and is capable of determining without intervention by the user of the device whether defibrillation should be performed, and 3) upon determining that defibrillation should be performed, is able to deliver an electrical shock to an individual.

Sec. 6-98. Automated External Defibrillator Devices Required.

(a) Automated External Defibrillator devices shall be installed in the following buildings located within the geographical boundaries of the City:

- (1) Gymnasiums, fitness centers, **athletic clubs** and indoor recreational centers in excess of 1,500 square feet:
- (2) Restaurants with 100 or more seats including indoor, outdoors and bar;
- (3) All hotels and motels.
- (4) Assisted Living Facilities as defined by Section 400.402 Florida Statutes, as amended from time to time.

Sec. 6-99. Installation and Operation

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

(b) Automated External Defibrillator devices shall be:

(1) Conspicuously located in plain view of the primary public entrance, with unobstructed access:

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

(3) Located below a sign having a minimum area of seventy square inches and containing the letters "AED" and the universally recognizable symbol, which shall be placed no more than sixty inches, on center, above the floor;

(4) Readily accessible and immediately available when needed for on-site employees and the general public, including disabled persons; and

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

(c) Automated External Defibrillator devices shall contain adult and pediatric pads and bandage scissors.

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

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

- (1) Install Automated External Defibrillator devices.
- (2) Provide all necessary training for appropriate use;
- (3) Maintain Automated External Defibrillator devices in accordance with manufacturer's recommended maintenance requirements and as required herein.

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

(g) Fees: Fees for Automated External Defibrillator device permits and inspections shall be set by Resolution.

(h) Penalties: It shall constitute a violation of the City Code, punishable as provided in Section 1-15, to intentional or willfully:

- (1) Render an Automated External Defibrillator device inoperative except during such time as the Automated External Defibrillator device is being serviced, tested, repaired, or recharged, except pursuant to court order;

(2) Obliterate the serial number on an Automated External Defibrillator device for purposes of falsifying service records;

(3) Improperly service, recharge, repair, test, or inspect an Automated External Defibrillator device;

a. Use the inspection certificate of another person; or

b. Hold an inspection certificate and allow another person to use said inspection certificate number.

(i) Applicability: The owner of any existing building required to have an Automated External Defibrillator device shall comply with this section within 180 days of the effective date of this Ordinance. After the effective date of this ordinance, the owner of any new building constructed required to have an Automated External Defibrillator device shall comply with this section.

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

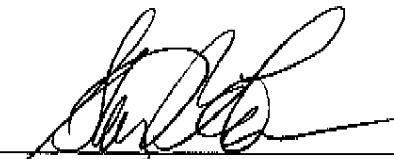
Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the City Code. It is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 6. Effective Date. This Ordinance shall be effective immediately upon its passage.

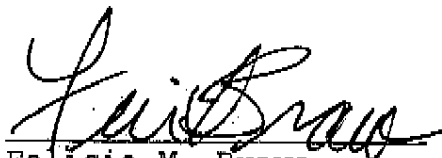
PASSED AND ADOPTED upon this first reading this 11TH DAY OF JANUARY, 2005.

PASSED AND ADOPTED upon this second reading this 25TH DAY OF JANUARY, 2005.



Mayor Steven B. Feren

Authentication:



Felicia M. Bravo
City Clerk

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FIRST READING

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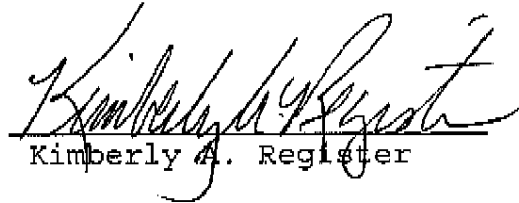
MOTION: ROSEN
SECOND: ALU

MOTION: ROSEN
SECOND: SCUOTTO

ALU: YEA
HARLEM: YEA
ROSEN: YEA
SCUOTTO: YEA
FEREN: YEA

ALU: YEA
HARLEM: YEA
ROSEN: YEA
SCUOTTO: YEA
FEREN: YEA

Approved by the City Attorney
As to Form and Legal Sufficiency.


Kimberly A. Register