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ORDINANCE
NUMBER 2017-032

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, REPEALING ORDINANCES 2016-037 AND 2017-016 WHICH IMPOSED A TEMPORARY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR, OR THE APPROVAL OF, PERMITS OR DEVELOPMENT ORDERS FOR WIRELESS COMMUNICATIONS FACILITIES WITHIN RIGHTS-OF-WAY; CREATING DIVISION 2, "COMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY," IN CHAPTER 3-6, ARTICLE II OF THE CHARLOTTE COUNTY CODE OF LAWS AND ORDINANCES; CREATING SECTION 3-6-36, INTENT AND PURPOSE; SECTION 3-6-37, DEFINITIONS; SECTION 3-6-38, REGISTRATION FOR PLACING OR MAINTAINING COMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY; SECTION 3-6-39, NOTICE OF TRANSFER, SALE, OR ASSIGNMENT OF ASSETS IN PUBLIC RIGHTS-OF-WAY; SECTION 3-6-40, PERMIT APPLICATION; SECTION 3-6-41, STANDARDS FOR PLACEMENT OR MAINTENANCE OF A COMMUNICATION FACILITY IN PUBLIC RIGHTS-OF-WAY; SECTION 3-6-42, PERMIT REVIEW; SECTION 3-6-43, SUSPENSION OF PERMITS; SECTION 3-6-44, APPEALS; SECTION 3-6-45, INVOLUNTARY TERMINATION OF REGISTRATION; SECTION 3-6-46, EXISTING COMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY; SECTION 3-6-47, INSURANCE; SECTION 3-6-48, INDEMNIFICATION; SECTION 3-6-49, SURETY BOND; SECTION 3-6-50, ABANDONMENT OF A COMMUNICATIONS FACILITY; SECTION 3-6-51, PASS-THROUGH PROVIDER AND COMMUNICATIONS FACILITY PROVIDER FEES AND CHARGES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, the Board of County commissioners of Charlotte County, Florida is empowered, pursuant to section 447.401, Florida Statutes, to prescribe and enforce reasonable rules and regulations for the placing and maintaining of facilities within County rights-of-way; and

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WHEREAS, federal and state law require the nondiscriminatory treatment of providers of communications services; and

WHEREAS, Section 337.401, Florida Statutes requires the County to treat providers of communications services in a nondiscriminatory manner when imposing rules or regulations governing the placement or maintenance of communications facilities in the public rights-of-way; and

WHEREAS, the Board finds that the public right-of-way is valuable public property acquired and maintained by the County at taxpayer expense; and

WHEREAS, the Board has determined that proper management of this limited resource is appropriate to maximize the long term benefit to the public; and

WHEREAS, the Board finds that in order to protect the health, safety and welfare of the citizens of the County and its visitors, and minimize any adverse impacts of communications facilities, it is necessary to establish certain standards within the limitations imposed by the State of Florida in recently adopted legislation.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Charlotte County, Florida:

Section 1. Charlotte County Ordinances 2016-037 and 2017-016 are hereby repealed in their entirety.

Section 2. Division 2 in Chapter 3-6, Article II of the Charlotte County Code of Laws and Ordinances is hereby created as follows:

DIVISION 2. COMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY

Sec. 3-6-36. Intent and Purpose

It is the intent and purpose of the County to promote the public health, safety, and welfare by providing for the placement and maintenance of communications facilities in

the public rights-of-way within the County; adopting and administering reasonable rules and regulations not inconsistent with State and Federal law, including, but not limited to, Section 337.401, Florida Statutes, as may be amended from time to time; the Communications Act of 1934, as amended; and other state and federal laws; establishing reasonable rules and regulations necessary to manage the placement or maintenance of communications facilities in public rights-of-way by communications services providers; and minimizing disruption to the public rights-of-way. In regulating the County right-of-way, the County shall be governed by and shall comply with all applicable Federal and State laws.

Sec. 3-6-37. Definitions.

For purposes of this Division, the following terms, phrases, words and their derivations shall have the meanings given. Where not inconsistent with the context, words used in the present tense include the future tense, words in the plural number include the singular number, and words in the singular number include the plural number. The words "shall" and "will" are mandatory, and "may" is permissive. Words not otherwise defined shall be construed to have the common and ordinary meaning.

Abandonment means the permanent cessation of the use of a Communications Facility; provided that this term shall not include cessation of all use of a Facility within a physical structure where the physical structure continues to be used. By way of example, and not limitation, cessation of all use of a cable within a conduit, where the conduit continues to be used, shall not be "Abandonment" of a Facility in public rights-of-way. It may also mean the discontinued use of obsolete technology in favor of new technology, which would require the removal of the discontinued, abandoned technology.

Antenna means communications equipment that transmits or receives electromagnetic radio frequency signals used in providing wireless services.

Applicant means any person, firm, partnership or corporation who submits an application to the County for a permit to locate a communications facility in the right-of-way and is a wireless provider.

Applicable codes means uniform building, fire, electrical, plumbing, or mechanical codes adopted by a recognized national code organization or local amendments to those codes enacted solely to address threats of destruction or property or injury to persons, and the regulations and design standards contained in this Division.

Collocate or *Collocation* means to install, mount, maintain, modify, operate, or replace one or more wireless facilities on, under, within, or adjacent to a wireless support structure or utility pole.

Communications Facility or *System* means any permanent or temporary plant, equipment and property, including, but not limited to, cables, wires, conduits, ducts, fiber optics, poles, antennae, converters, splice boxes, cabinets, hand holes, manholes, vaults,

drains, surface location markers, appurtenances, and other equipment or pathways placed or maintained, or to be placed or maintained, upon, under, over, or along any public rights-of-way of the County and used or capable of being used to transmit, convey, route, receive, distribute, provide or offer Communications Services. This includes any facility that may be used to provide Communications Services. Multiple cables, conduits, strands, or fibers located within the same conduit shall be considered one Communications Facility.

Communications Facility Provider means a person who is engaged, directly or indirectly, in the business of leasing, licensing, subleasing, subletting or hiring, to one or more Communications Service Providers, all or a portion of the tangible personal property used in a Communications Facility, including, but not limited to, towers, poles, tower space, antennae, transmitters, and transmission lines placed or maintained upon, under, over, or along any public rights-of-way of the County. Provisions of this Division that apply only to Communications Facility Providers shall not apply to Communications Services Providers, even if the Communication Services Provider also operates, licenses, leases, subleases, or sublets Communications Facilities.

Communications Services shall be as defined in Section 202.11(1), Florida Statutes.

Communications Services Provider means any person, including a municipality or county, providing Communications Services through the placement or maintenance of a Communications Facility in Public Rights-of-Way. Communications Services Provider shall also include any person, including a municipality or county that places or maintains a Communications Facility in Public Rights-of-Way but does not provide Communications Services.

Communications Services Tax means the local communications services tax authorized to be levied and collected by counties and municipalities upon charges for Communications Services pursuant to Section 202.19, Florida Statutes.

County means Charlotte County, Florida.

Dealer means a person registered with the Florida Department of Revenue as a provider of communications services in this state.

FCC means the Federal Communications Commission.

In Public Rights-of-Way or in the Public Rights-of-Way means in, on over, under or across the Public Rights-of-Way.

Micro wireless facility means a small wireless facility having dimensions not larger than twenty-four (24) inches in length, fifteen (15) inches in width, and twelve (12) inches in height and that has an exterior antenna, if any, no longer than eleven (11) inches.

164 *Pass-through Provider* includes any person (other than a Communications
165 Services Provider) who places or maintains a Communications Facility in the road or
166 rights-of-way of a municipality or county that levies a tax pursuant to Chapter 202, Florida
167 Statutes, and who does not remit taxes imposed by that municipality or county pursuant
168 to Chapter 202, as per Section 337.401, Florida Statutes, as may be amended from time
169 to time. A pass-through provider does not provide communications services to retail
170 customers in the County. Provisions in this Division that apply only to pass-through
171 providers shall not apply to Communications Services Providers that provide the services
172 identical or similar to those provided by Pass-through Providers.
173

174 *Person* includes any individual, firm, association, joint venture, partnership, estate,
175 trust, business trust, syndicate, fiduciary, corporation, organization or legal entity of any
176 kind, successor, assignee, transferee, personal representative, and all other groups or
177 combinations, and shall include the County to the extent the County acts as a
178 Communications Services Provider.
179

180 *Place or maintain or placement or maintenance or placing or maintaining* means
181 to erect, construct, install, maintain, place, repair, extend, expand, remove, occupy,
182 locate, or relocate under, over, or along any public rights-of-way of the County. A person
183 that owns or exercises physical control over Communications Facilities in Public rights-
184 of-way, such as the physical control to maintain and repair, is “placing or maintaining” the
185 Facilities. A Person providing service only through resale or only through use of a third
186 party’s unbundled network elements is not “placing or maintaining” facilities in the Public
187 Rights-of-Way.
188

189 *Public Rights-of-Way* means a public right-of-way, highway, street, bridge, tunnel
190 or alley for which the County is the authority that has jurisdiction and control and may
191 lawfully grant access to pursuant to applicable law, and includes the surface, the air space
192 over the surface and the area below the surface. “Public Rights-of-Way” shall not include
193 private property or easements over private property. “Public Rights-of-Way” shall not
194 include any real or personal County-owned property except as described above and shall
195 not include County buildings, fixtures, poles, conduits, facilities or other structures or
196 improvements, regardless of whether they are situated in the public rights-of-way.
197

198 *Registrant* means a Communications Services Provider or pass-through provider
199 that has registered with the County in accordance with the provisions of Section 3-6-38
200 of this Division and holds an effective registration.
201

202 *Registration or Register* means the process described in this Division whereby a
203 Communications Services Provider, Communications Facilities Provider or Pass-through
204 Provider submits certain information to the County as more fully described herein.
205

206 *Small wireless facility* means a wireless facility that meets both the following
207 qualifications:
208

(a) Each antenna associated with the facility is located inside an enclosure of no more than six (6) cubic feet in volume or, in the case of antennae that have exposed elements, each antenna and all of its exposed elements could fit within an enclosure of no more than six (6) cubic feet in volume; and

(b) All other wireless equipment associated with the facility is cumulatively no more than twenty-eight (28) cubic feet in volume. The following types of associated ancillary equipment are not included in the calculation of equipment volume: electric meters, concealment elements, telecommunications demarcation boxes, ground-based enclosures, grounding equipment, power transfer switches, cut-off switches, vertical cable runs for the connection of power and other services, and utility poles or other support structures.

Utility pole means a pole or similar structure that is used in whole or in part to provide communications services or for electric distribution, lighting, traffic control, signage, or a similar function. The term includes the vertical support structure for traffic lights but does not include a horizontal structure to which signal lights or other traffic control devices are attached and does not include a pole or similar structure fifteen (15) feet in height or less unless the County grants a waiver for such pole.

Wireless facility means equipment at a fixed location which enables wireless communications between user equipment and a communications network, including Radio transceivers, antennas, wires, coaxial or fiber-optic cable or other cables, regular and backup power supplies, and comparable equipment, regardless of technological configuration, and equipment associated with wireless communications. The term includes small wireless facilities. The term does not include:

(a) The structure or improvements on, under, within, or adjacent to the structure on which the equipment is collocated;

(b) Wireline backhaul facilities; or

(c) Coaxial or fiber-optic cable that is between wireless structures or utility poles or that is otherwise not immediately adjacent to or directly associated with a particular antenna.

Wireless infrastructure provider means a person certificated by the Florida Public Service Commission (FPSC) to provide telecommunications service in the state and who builds or installs wireless communication transmission equipment, wireless facilities, or wireless support structures, but is not a wireless services provider.

Wireless provider means a wireless infrastructure provider or a wireless services provider.

Wireless services means any services provided using licensed or unlicensed spectrum, whether at a fixed location or mobile, using wireless facilities.

255 *Wireless services provider* means a person who provides wireless services.

256
257 *Wireless support structure* means a freestanding structure, such as a monopole, a
258 guyed or self-supporting tower, or another existing or proposed structure designed to
259 support or capable of supporting wireless facilities. The term does not include a utility
260 pole.

261
262 **Sec. 3-6-38. Registration for placing or maintaining communications**
263 **facilities in public rights-of-way.**

264
265 (a) A registration application and all information required therein shall be included
266 in any permit application required by Section 3-6-40 of this Code.

267
268 (b) A Communications Services Provider, Communications Facility Provider, or
269 Pass-through Provider that desires to place or maintain a Communications
270 Facility in public rights-of-way in the County shall first register with the County
271 in accordance with this Division. This Division provides no right of access to
272 the public rights-of-way for (i) persons other than Communications Services
273 Providers, or (ii) businesses other than those providing Communications
274 Services. Other uses of the public rights-of-way reasonably related to the
275 provision of Communications Services may be allowed in the reasonable
276 discretion of the County. Subject to the terms and conditions prescribed in this
277 Division, a registrant may place or maintain a Communications Facility in public
278 rights-of-way.

279
280 (c) A registration shall not convey any title, equitable or legal, to the registrant in
281 the public rights-of-way. Registration under this Division governs only the
282 placement or maintenance of Communications Facilities in public rights-of-way.
283 Other ordinances, codes, or regulations may apply to the placement or
284 maintenance of Communications Facilities. Registration does not excuse a
285 registrant from obtaining appropriate access or pole attachment agreements
286 before locating its facilities on the County's or another person's or business's
287 facilities. Registration does not excuse a registrant from complying with all
288 applicable County ordinances, codes or regulations, including this Division.

289
290 (d) Each Communications Services Provider, Communications Facility Provider,
291 or Pass-through Provider that desires to place or maintain a Communications
292 Facility, including without limitation, a co-location, in public rights-of-way in the
293 County, shall file an application for a single registration with the County which
294 shall include the following information:

295
296 (1) Name of the registrant;

297
298 (2) Name, address and telephone number of the registrant's primary
299 contact person and the person to contact in case of an emergency;

(3) Evidence of the insurance coverage required under this Division and acknowledgement that the registrant has received and reviewed a copy of this Division, which acknowledgment shall not be deemed an agreement; and

(4) The number of the registrant's certificate of authorization or license to provide Communications Services issued by the Florida Public Service Commission (PSC) or the Federal Communications Commission (FCC). A registrant proposing to place or maintain a wireless communications facility operating on a spectrum licensed by the FCC shall supply the file number of the FCC license authorizing such wireless service.

(e) Registration application fees: no registration application fees shall be imposed for registration under this Division.

(f) The County shall review the information submitted by the applicant. Such review shall be by the County Administrator or his or her designee. If the applicant submits information in accordance with subsection 3-6-38(d) above, the registration shall be effective and the County shall notify the applicant of the effectiveness of the registration in writing. If the County determines that the information has not been submitted in accordance with subsection 3-6-38(d) above, the County shall notify the applicant, in writing, of the non-effectiveness of registration, and reasons for the non-effectiveness. The County shall respond to an application for registration within thirty (30) days after receipt of registration information. Non-effectiveness of registration shall not preclude an applicant from filing subsequent applications for registration under the provision of this Division. An applicant has thirty (30) days after receipt of the notice of non-effectiveness of registration to appeal the decision as provided in Section 3-6-44 hereof.

(g) A registrant may cancel a registration upon written notice to the County stating that it will no longer place or maintain any Communications Facilities in public rights-of-way within the County and will no longer need to obtain permits to perform work in public rights-of-way. A registrant cannot cancel a registration if the registrant continues to place or maintain any Communications Facilities in public rights-of-way.

(h) Registration does not in and of itself establish a right to place or maintain, or the priority for the placement or maintenance of a Communications Facility in public rights-of-way within the County but shall provide the registrant with the right to apply for a permit. Registrations are expressly subject to any future amendment to or replacement of this Division and are further subject to any additional County ordinances, as well as any state or federal laws that may be enacted.

- 345 (i) A registrant shall renew its registration with the County's Public Works
346 Department by April 1 of even numbered years in accordance with the
347 registration requirements in this Division, except that a registrant that initially
348 registers during the even numbered year when renewal would be due or the
349 odd numbered year immediately preceding such even numbered year shall not
350 be required to renew until the next even numbered year. Within thirty (30) days
351 of any change in the information required to be submitted pursuant to
352 subsection (c), a registrant shall provide updated information to the County. If
353 no information in the then-existing registration has changed, the renewal may
354 state that no information has changed. Failure to renew a registration may
355 result in the County restricting the issuance of additional permits until the
356 Communications Services Provider has complied with the registration
357 requirements of this Division.
358
- 359 (j) An effective registration shall be a condition of obtaining a permit.
360 Notwithstanding an effective registration, permitting requirements shall apply.
361 A permit may be obtained by or on behalf of a registrant having an effective
362 registration if all permitting requirements are met.
363

364 **Sec. 3-6-39. - Notice of transfer, sale, or assignment of assets in public**
365 **rights-of-way.**
366

- 367 (a) If a registrant transfers, sells, or assigns its assets located in public rights-of-
368 way incident to a transfer, sale, or assignment of the registrant's assets, the
369 transferee, buyer, or assignee shall be obligated to comply with the terms of
370 this Division. Written notice of any such transfer, sale, or assignment shall be
371 provided by such registrant to the County's Public Works Department within
372 twenty (20) days after the effective date of the transfer, sale, or assignment. If
373 the transferee, buyer, or assignee is a current registrant, then the transferee,
374 buyer, or assignee is not required to re-register. If the transferee, buyer, or
375 assignee is not a current registrant, then the transferee, buyer, or assignee
376 shall register as provided in section 3-6-38 within sixty (60) days of the transfer,
377 sale, or assignment. If permit applications are pending in the registrant's name,
378 the transferee, buyer, or assignee shall notify the Public Works Director that
379 the transferee, buyer, or assignee is the new applicant after the requirements
380 of this section have been satisfied.
381
- 382 (b) The County does not have the right to approve or deny registrants' asset
383 transfers or assignments to Communications Services Providers operating at
384 least one (1) Communications Facility within the County, and the failure to
385 comply with this Section does not void any such asset transfer or assignment.
386 The County reserves the right to exclude persons or entities other than
387 Communications Services Providers or Pass-through Providers from its rights-
388 of-way. Transfers or assignments of a Communications Facility to persons or
389 entities other than a Communications Services Provider or Pass-through
390 Provider who will operate at least one Communications Facility within the

County requires compliance with this section to insure continued use of the public rights-of-way.

Sec. 3-6-40. - Permit Application.

(a) A permit application to place a new or replace an existing communications facility in public rights-of-way shall include the following:

- (1) The location of the proposed communications facility, including a description of the facilities to be installed, where the facilities are to be located, and the approximate size of the facilities that will be located in public rights-of-way;
- (2) Proposals to locate a new utility pole in the right-of-way shall include engineering documentation demonstrating why an existing utility pole is not better suited or feasible;
- (3) A description of the manner in which the proposed communications facility will be installed (i.e. anticipated construction methods or techniques);
- (4) If applicable, a statement indicating whether the proposed communications facility will permit co-location;
- (5) A maintenance of traffic plan for any disruption of the public rights-of-way, in accordance with the standards promulgated by the Florida Department of Transportation;
- (6) In order to assess the impact on right-of-way resources, effects on neighboring properties, and potential for co-locations or repurposed structures, the registrant shall provide information on the ability of the public rights-of-way to accommodate the proposed facility, including information that identifies all above-ground and below ground structures including, but not limited to, light poles, power poles, equipment boxes, antennae, and underground water, sewer, electric and gas lines currently existing in the public rights-of-way in the County within a five hundred (500) foot radius of the proposed facility, if available (such information may be provided without certification as to accuracy, to the extent obtained from other registrants with facilities in the public rights-of-way). The five hundred (500) foot distance requirement may be modified if the County Administrator, or designee, determines that the proposed location: (i) better serves the County's interests in safe, aesthetic, efficient and effective management of the public rights-of-way; (ii) is necessary to address a documented lack of capacity for one or more carriers; or (iii) will help minimize the total number of communication facilities necessary to serve a particular area;

- 436 (7) A timetable for construction of the project or each phase thereof, and the
437 areas of the County that will be affected;
438
439 (8) Whether all or any portion of the proposed facilities will be rented, hired,
440 leased, sublet, or licensed from or to any third party and, if so, the identity,
441 and contact information of the third party;
442
443 (9) If appropriate, given the facility proposed, a certified estimate of the cost of
444 restoration for the public rights-of-way, subject to approval by the County
445 Engineer or designee;
446
447 (10) Such additional information as the County finds reasonably necessary, with
448 respect to the placement or maintenance of the communications facility that
449 is the subject of the permit application, to review such permit application.
450

- 451 (b) Within fourteen (14) days after the date of filing an application, the County may
452 request that the proposed location of a small wireless facility be moved to
453 another location in the right-of-way and placed on an alternative County utility
454 pole or support structure. The County and the applicant may, for up to thirty
455 (30) days after the date of the request, negotiate the alternative location,
456 including any objective design standards and reasonable spacing requirements
457 for ground-based equipment. If the alternative location cannot be agreed upon
458 by the parties, the applicant must notify the County and the County must grant
459 or deny the application within ninety (90) days after the date the application
460 was filed. The request for an alternative location, an acceptance of an
461 alternative location, or a rejection of an alternative location must be in writing
462 and provided by electronic mail.
463

464 **Sec. 3-6-41. – Standards for Placement or Maintenance of a Communications**
465 **Facility in Public Rights-of-way.**
466

- 467 (a) A registrant shall at all times comply with and abide by all applicable provisions
468 of state and federal law and county ordinances, codes, and regulations in
469 placing or maintaining a Communications Facility in public rights-of-way.
470
471 (b) A registrant shall not commence to place or maintain a communications facility
472 in public rights-of-way, including, without limitation a co-location, until all
473 applicable permits, if any, have been issued by the County or other appropriate
474 authority, provided, however, that in the event of an emergency, a registrant
475 may restore its damaged facilities in the right-of-way with facilities of the same
476 size, character and quality, without first applying for or receiving a permit. An
477 applicant seeking to collocate small wireless facilities may, at the applicant's
478 discretion, file a consolidated application and receive a single permit for the
479 collocation of up to thirty (30) small wireless facilities.
480

- (c) The term "emergency" means a condition that affects the public's health, safety, or welfare, which includes an unplanned out-of-service condition of a pre-existing service. The registrant shall provide prompt notice to the County of the placement or maintenance of a Communications Facility in public rights-of-way in the event of an emergency and shall be required to obtain an after-the-fact permit if a permit would have originally been required to perform the work undertaken in public rights-of-way due to an emergency. The registrant acknowledges that, as a condition of granting such permits, the County may impose reasonable rules or regulations governing the placement, relocation, or maintenance of a Communications Facility in public rights-of-way. Permits shall apply only to the areas of public rights-of-way specifically identified in the permit. The County may issue a blanket permit to cover certain activities, such as routine maintenance and repair activities that may otherwise require individual permits.
- (d) Communications Facilities Providers and Pass-through Providers understand and acknowledge that the County strongly favors strengthening utility infrastructure, in particular as it relates to flooding and hurricane-related events. Subject to any applicable regulatory approval, Communications Facility Providers and Pass-through Providers will adopt and implement an infrastructure hardening plan for any facilities located within the County.
- (e) To the extent not otherwise prohibited by state or federal law, the County shall have the power to prohibit or limit the placement of new or additional Wireless Support Structures within a particular area of public rights-of-way.
- (f) All communications facilities shall be placed or maintained so as not to unreasonably interfere with the use of the public rights-of-way by the public and with the rights and convenience of property owners who adjoin any of the public rights-of-way. The use of trenchless technology (i.e., directional bore method) for the installation of facilities in the public rights-of-way, as well as joint trenching or the co-location of facilities in existing conduit, is required. The County Engineer or designee may promulgate reasonable rules and regulations concerning the placement or maintenance of a communications facility in public rights-of-way consistent with this Division and other applicable law.
- (g) All safety practices required by applicable law or accepted industry practices and standards shall be used during the placement or maintenance of communications facilities.
- (h) The registrant shall notify the County prior to commencement of construction in the right-of-way and upon completion of the work.
- (i) After the completion of any placement or maintenance of a communications facility in public rights-of-way, or each phase thereof, a registrant shall, at its

own expense, restore the public rights-of-way to their original condition before such work. If the registrant fails to make such restoration within thirty (30) days, or such longer period of time as may be reasonably required under the circumstances, following the completion of such placement or maintenance, the County may perform restoration and charge the costs of the restoration against the registrant in accordance with Section 337.402, Florida Statutes, as it may be amended. For twelve (12) months following the original completion of the work, the registrant shall guarantee its restoration work and shall correct, at its own expense, any restoration work that does not satisfy the requirements of this Division.

- (j) Removal or relocation, at the direction of the County, of a registrant's communications facility in public rights-of-way shall be governed by the provisions of Sections 337.403 and 337.404, Florida Statutes, as they may be amended.
- (k) A permit from the County constitutes authorization to undertake only certain activities in public rights-of-way in accordance with this Division, and does not create a property right or grant authority to impinge upon the rights of others who may have an interest in the public rights-of-way.
- (l) A registrant shall maintain its Communications Facility in public rights-of-way in a manner consistent with accepted industry practice and applicable law.
- (m) For installations involving excavation in the public rights-of-way, a registrant shall, where applicable, comply with the Underground Facility Damage Prevention and Safety Act set forth in Chapter 556, Florida Statutes, as it may be amended.
- (n) The registrant shall use and exercise due caution, care, and skill in performing work in the public rights-of-way and shall take all reasonable steps to safeguard worksite areas.
- (o) Upon the request of the County, and as notified by the County of the other work, construction, installation, or repairs referenced below, a registrant may be required to coordinate placement or maintenance activities under a permit with any other work, construction, installation, or repairs that may be occurring or scheduled to occur within a reasonable time frame in the subject public rights-of-way, and the registrant may be required to reasonably alter its placement or maintenance schedule as necessary so as to minimize disruptions and disturbance in the public rights-of-way.
- (p) A registrant shall not place or maintain its communications facilities so that they interfere with, displace, damage, or destroy any facilities, including, but not limited to, sewers, gas or water mains, storm drains, pipes, cables, or conduits

of the County or any other entity's facilities lawfully occupying the public rights-of-way.

- (q) The County makes no warranties or representations regarding the fitness, suitability, or availability of the County's public rights-of-way for the registrant's Communications Facilities, and any performance of work, costs incurred, or services provided by the registrant shall be at the registrant's sole risk. Nothing in this Division shall affect the County's authority to add, vacate, or abandon public rights-of-way, and the County makes no warranties or representations regarding the availability of any added, vacated, or abandoned public rights-of-way for communications facilities.
- (r) The County shall have the right to make such inspections of communications facilities placed or maintained in public rights-of-way as it finds necessary to ensure compliance with this Division.
- (s) A permit application to place a new or replace an existing communications facility in public rights-of-way shall include plans showing the location of the proposed installation of facilities in the public rights-of-way. If the plans so provided require revision based upon actual installation, the registrant shall promptly provide revised plans. The plans shall be in a hard copy format or an electronic format specified by the County, provided such electronic format is maintained by the registrant. Such plans in a format maintained by the registrant shall be provided at no cost to the County.
- (t) The County reserves the right to place and maintain, and permit to be placed or maintained, sewer, gas, water, electric, storm drainage, communications, and other types of facilities, cables, or conduit, and to do, and to permit to be done, any underground and overhead installation or improvement that may be deemed necessary or proper by the County in public rights-of-way occupied by the registrant. The County further reserves, without limitation, the right to alter, change, or cause to be changed the grading, installation, relocation, or width of the public rights-of-way within the limits of the County and within said limits as same may, from time to time, be altered. Should the registrant be required to relocate its facilities in conjunction with such installation and alteration, the registrant shall be required to pay all costs associated with such relocation.
- (u) A registrant shall, on the request of any person holding a permit issued by the county, temporarily raise or lower its communications facilities to permit the work authorized by the permit. The expense of such temporary raising or lowering of facilities shall be paid by the person requesting the same, and the registrant shall have the authority to require such payment in advance. The registrant shall be given not less than thirty (30) days' advance written notice to arrange for such temporary relocation.

(v) A small wireless facility that is a portion of a communication facility, such as an antenna which is attached to a legally maintained vertical structure in the public rights-of-way, such as a light pole or utility pole ("vertical structure(s)"), shall be subject to the following regulations:

- (1) Such small wireless facilities may not extend more than ten (10) feet above the highest point of the vertical structure;
- (2) Small wireless facilities located on new or existing utility poles may be required to locate equipment other than the antenna (such as meter boxes) at a location separate from the utility pole. This requirement may be waived by the County upon a showing that such a requirement is not reasonably compatible for the particular location or that the requirement imposes an excessive expense to the applicant.
- (3) The County may require stealth design and color matching of small wireless facilities in areas where the County has provided facilities such as decorative light poles and other streetscape enhancements. This requirement may be waived by the County upon a showing that such a requirement is not reasonably compatible for the particular location or that the requirement imposes an excessive expense to the applicant.
- (4) The height for a new utility pole erected to support a small wireless facility is limited to the tallest utility pole located in the same right-of-way and that existed on July 1, 2017 measured from grade in place within five hundred (500) feet of the proposed location of the new utility pole. If there is not a utility pole within five hundred (500) feet of the proposed location, the height of the new utility pole shall not exceed fifty (50) feet.
- (5) Such wireless facilities shall not have any type of lighted signal, lights, or illuminations unless required by an applicable federal, state, or local rule, regulation, or law.
- (6) Such wireless facilities shall comply with any applicable Federal Communications Commission Emissions Standards.
- (7) The design, construction, and installation of wireless facilities shall comply with any applicable local building codes.
- (8) No commercial advertising shall be allowed on wireless facilities.
- (9) Any accessory equipment and related housing in the public rights-of-way that are used in conjunction with such a wireless facility shall comply with any applicable local rules, regulations, ordinances, or laws governing the placement and design of such equipment.

(10)The rate to collocate small wireless facilities on a County utility pole shall be \$150 per pole annually.

- (w)Vertical structures, such as towers, whose sole purpose is to serve as a mounting device for antennae, are expressly prohibited from being located in any public rights-of-way.

Sec. 3-6-42. – Permit review.

- (a) Within fourteen (14) days after receiving an application, the County will determine and notify the applicant by electronic mail whether the application is complete. If an application is deemed incomplete, the County will specifically identify the missing information and allow the applicant to submit the missing information. If the County fails to notify the applicant of deficiencies within fourteen (14) days after receiving the application, the application will be deemed complete.
- (b) The County will process all applications in the same manner. A complete application will be deemed approved if the county fails to approve or deny the application within sixty (60) days of receipt. The application review period may be extended upon mutual agreement of the parties.
- (c) A permit issued pursuant to an approved application shall remain effective for (1) year unless extended by the County.
- (d) The County will notify the applicant of approval or denial by electronic mail. If the application is denied, the County shall specify in writing the basis for denial, including the specific code provisions on which the denial was based. An applicant may cure the deficiencies and resubmit the application within thirty (30) days after notice of the denial is sent to the applicant. The County shall approve or deny the revised application within thirty (30) days after receipt of the application shall be deemed approved.
- (e) The County may deny a proposed collocation of a small wireless facility in the public rights-of-way if the proposed collocation:
- (1) Materially interferes with the safe operation of traffic control equipment.
 - (2) Materially interferes with sight lines or clear zones for transportation, pedestrians, or public safety purposes.
 - (3) Materially interferes with compliance with the Americans with Disabilities Act or similar federal or state standards regarding pedestrian access or movement.

(4) Materially fails to comply with the 2010 edition of the Florida Department of Transportation Utility Accommodation Manual.

(5) Fails to comply with applicable codes.

Sec. 3-6-43. -- Suspension of permits.

(a) The County may suspend a permit for work in the public rights-of-way for one (1) or more of the following reasons:

(b) Violation of permit conditions, including conditions set forth in the permit, this Division, or other applicable County ordinances, codes, or regulations governing placement or maintenance of communications facilities in public rights-of-way;

(c) Misrepresentation or fraud by registrant in a registration or permit application to the county;

(d) Failure to properly renew or ineffectiveness of the registration; or

(e) Failure to relocate or remove facilities as may be lawfully required by the County.

(f) The Public Works Director shall provide notice and an opportunity to cure any violation of subsections (1) through (4) above, each of which shall be reasonable under the circumstances.

Sec. 3-6-44. - Appeals.

Final, written decisions of the Public Works Director or designee suspending or denying a permit, denying an application for a registration, or denying an application for renewal of a registration are subject to appeal. An appeal must be filed with the Public Works Director within thirty (30) days of the date of the final, written decision to be appealed. Any appeal not timely filed as set forth above shall be waived. The County Administrator shall hear the appeal. The hearing shall occur within forty-five (45) days of the receipt of the appeal, unless waived by the registrant, and a written decision shall be rendered within twenty (20) days of the hearing. Upon correction of the grounds that gave rise to a suspension or denial, the suspension or denial shall be lifted.

Sec. 3-6-45. - Involuntary termination of registration.

(a) The County may terminate a registration if:

(1) A federal or state authority suspends, denies, or revokes a registrant's certification or license to provide communications services;

(2) The registrant's placement or maintenance of a Communications Facility in the public rights-of-way presents an extraordinary danger to the general public or other users of the public rights-of-way, and the registrant fails to remedy the danger promptly after receipt of written notice; or

(3) The registrant ceases to use all of its Communications Facilities in public rights-of-way and has not complied with section 3-6-50 of this Division.

(b) Prior to termination, the registrant shall be notified, in writing, by the County Engineer or designee. Said notice shall set forth all matters pertinent to the proposed termination action, including which of subsections (1) through (3) above is applicable as the reason therefor, and describing the proposed action of the County with respect thereto. The registrant shall have sixty (60) days after receipt of such notice within which to address or eliminate the reason or within which to present a plan satisfactory to the County Engineer or designee to accomplish same. If the plan is rejected, the County Engineer or designee shall provide written notice of such rejection to the registrant and shall make a recommendation to the County Administrator regarding a decision as to termination of registration. A registrant shall be notified in writing of a decision by the County Administrator to terminate its registration. Such written notice shall be sent within seven (7) days after the decision.

(c) In the event of termination, the former registrant shall:

(1) Notify the County of the assumption or anticipated assumption by another registrant of ownership of the registrant's Communications Facilities in public rights-of-way; or

(2) Provide the County with an acceptable plan for disposition of its Communications Facilities in public rights-of-way. If a registrant fails to comply with this subsection (c), which determination of non-compliance is subject to appeal as provided in section 3-6-44, the County may exercise any remedies or rights it has at law or in equity, including, but not limited to, taking possession of the facilities where another person has not assumed the ownership or physical control of the facilities or requiring the registrant, within ninety (90) days of the termination, or such longer period as may be agreed to by the registrant, to remove some or all of the facilities from the public rights-of-way and restore the public rights-of-way to their original condition before the removal.

(d) In any event, a terminated registrant shall take such steps as are necessary to render every portion of the Communications Facilities remaining in the public rights-of-way of the County safe.

(e) In the event of termination of a registration, this section does not authorize the County to cause the removal of Communications Facilities used to provide

another service for which the registrant or another entity that owns or exercises physical control over the facilities holds a valid certification or license with the governing federal or state agency, if required for provision of such service, and is registered with the county, if required.

Sec. 3-6-46. - Existing communications facilities in public rights-of-way.

A Communications Services Provider with an existing Communications Facility in the public rights-of-way of the County has sixty (60) days from the effective date of this Division to comply with the terms of this Division, including, but not limited to, registration, or be in violation thereof.

Sec. 3-6-47. - Insurance.

(a) A registrant shall provide, pay for, and maintain, satisfactory to the County, the types of insurance described herein. All insurance shall be from responsible companies duly authorized to do business in the State of Florida and having a rating reasonably acceptable to the County. All liability policies shall provide that the County is an additional insured as to the activities under this Division. The required coverages must be evidenced by properly executed certificates of insurance forms. The certificates must be signed by an authorized representative of the insurance company and shall be filed and maintained with the County annually. Thirty (30) days' advance written notice by registered, certified mail, or facsimile must be given to the County of any cancellation, intent not to renew, or reduction in the policy coverages. The insurance requirements may be satisfied by evidence of self-insurance or other types of insurance acceptable to the County.

(b) The limits of coverage of insurance required shall be not less than the following:

(1) Workers' Compensation and Employer's Liability Insurance: Workers' Compensation-Florida Statutory Requirements; Employer's Liability—\$1,000,000.00 limit each accident.

(2) Comprehensive general liability bodily injury and property damage: \$1,000,000.00 combined single limit each occurrence.

(3) Automobile liability bodily injury and property damage: \$1,000,000.00 combined single limit each accident.

Sec. 3-6-48. – Indemnification.

(a) A registrant shall, at its sole cost and expense, indemnify, hold harmless, and defend the County, its officials, boards, members, agents, and employees, against any and all claims, suits, causes of action, proceedings, judgments for damages or equitable relief, and costs and expenses incurred by the County

847 arising out of the placement or maintenance of its Communications Facilities in
848 public rights-of-way, regardless of whether the act or omission complained of
849 is authorized, allowed or prohibited by this Division, provided, however, that a
850 registrant's obligation hereunder shall not extend to any claims caused by the
851 negligence, gross negligence or wanton or willful acts of the County. This
852 provision includes, but is not limited to, the County's reasonable attorneys' fees
853 incurred in defending against any such claim, suit or proceedings. The County
854 agrees to notify the registrant, in writing, within a reasonable time of the County
855 receiving notice, of any issue it determines may require indemnification.
856 Nothing in this section shall prohibit the County from participating in the defense
857 of any litigation utilizing its own counsel at its own cost if in the County's
858 reasonable belief there exists or may exist a conflict, potential conflict or
859 appearance of a conflict. Nothing contained in this section shall be construed
860 or interpreted: (1) as denying to either party any remedy or defense available
861 to such party under the laws of the State of Florida; or (2) as a waiver of
862 sovereign immunity beyond the waiver provided in §768.28, Florida Statutes,
863 as it may be amended from time to time.

- 864
865 (b) The indemnification requirements shall survive and be in effect after the
866 termination or cancellation of a registration.
867

868 **Sec. 3-6-49. – Surety Bond.**
869

- 870 (a) Prior to issuing a permit where the work under the permit will require
871 restoration of public rights-of-way, the County may require a surety bond to
872 secure proper performance under the requirements of any permits and the
873 restoration of the public rights-of-way. Twelve (12) months after the completion
874 of the restoration in public rights-of-way in accordance with the bond, the
875 registrant may eliminate the bond. The County, however, may subsequently
876 require a new bond for any subsequent work in the public rights-of-way. The
877 surety bond shall be issued by a surety having a rating reasonably acceptable
878 to the County; shall be subject to the approval of the County Attorney; and shall
879 provide that: "For twelve (12) months after issuance of this bond, this bond may
880 not be cancelled, or allowed to lapse, until sixty (60) days after receipt by the
881 County, by certified mail, return receipt requested, of a written notice from the
882 issuer of the bond of intent to cancel or not to renew."
883
884 (b) The rights reserved by the County with respect to any surety bond established
885 pursuant to this section are in addition to all other rights and remedies the
886 County may have under this Division, or at law or equity.
887
888 (c) The rights reserved to the County under this section are in addition to all other
889 rights of the County, whether reserved in this Division, or authorized by other
890 law, and no action, proceeding or exercise of a right with respect to the surety
891 bond will affect any other right the County may have.
892

893 **Sec. 3-6-50. – Abandonment of a communications facility.**
894

- 895 (a) Upon abandonment of a registrant's Communications Facility in the public
896 right-of-way, the registrant shall notify the County, in writing, within ninety (90)
897 days. Additionally, registrants shall comply with the provisions of subsection 3-
898 6-38 relating to annual registration and updating of facilities.
899
- 900 (b) The County shall direct the registrant by written notice to remove all or any
901 portion of such abandoned facility at the registrant's sole expense if the County
902 determines that the abandoned facility's presence interferes with the public
903 health, safety or welfare, which shall include, but not be limited to, a
904 determination that such facility: (1) compromises safety at any time for any
905 public rights-of-way user or during construction or maintenance activities in
906 public rights-of-way; (2) prevents another person from locating facilities in the
907 area of public rights-of-way where the abandoned facility is located when other
908 alternative locations are not reasonably available; or (3) creates a maintenance
909 condition that is disruptive to the public rights-of-way's use. In the event of (2)
910 above, the County may require the third person to coordinate with the registrant
911 that owns the existing facility for joint removal and placement, where agreed to
912 by the registrant.
913
- 914 (c) In the event that the County does not direct the removal of the abandoned
915 facility, the registrant, by its notice of abandonment to the County, shall be
916 deemed to consent to the alteration or removal of all or any portion of the facility
917 by the County or another person at such third party's cost.
918
- 919 (d) If the registrant fails to remove all or any portion of an abandoned facility within
920 a reasonable period of time, as directed by the County, but not to exceed sixty
921 (60) days, the County may perform such removal and charge the cost of the
922 removal against the registrant.
923

924 **Sec. 3-6-51. Pass-through provider and communications facility provider**
925 **fees and charges.**
926

- 927 (a) Pass-through Providers and Communications Facility Providers that place or
928 maintain one or more Communications Facilities upon, under, over, or along
929 any public rights-of-way of the County shall pay the County the maximum
930 annual amount allowed under Section 337.401, Florida Statutes, as amended.
931 For purposes of calculating payments hereunder, each separate pole or tower
932 installed or maintained by a Pass-through Provider of Communications Facility
933 Provider for purposes of supporting antennas for other over-the-air radio
934 transmission or reception equipment in the public rights-of-way shall comprise
935 a separate Communications Facility subject to assessment of a separate permit
936 fee in the amount of five hundred dollars (\$500.00) per linear mile, or portion
937 thereof, up to the maximum amount allowed under Section 337.401, Florida

Statutes, whichever is greater, to the extent that Section 337.401, Florida Statutes is applicable.

- (b) The annual amount referenced in subsection 3-6-51(a) above shall be due and payable on October 1 of every year. Fees not paid within ten (10) days after the due date shall bear interest at the rate of one percent per month from the date due until paid. The acceptance of any payment required by the County hereunder shall not be construed as an acknowledgment that the amount paid is the correct amount due, nor shall such acceptance of payment be construed as a release of any claim which the County may have for additional sums due and payable or authorization to install any facilities in the County's right-of-way.

Section 3. Severability. In the event that any portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remainder of the ordinance.

Section 4. Effective Date. A certified copy of this ordinance shall be filed with the Department of State of the State of Florida within 10 days of enactment and shall take effect upon filing with said department.

PASSED AND DULY ADOPTED this 27th day of June, 2017.

BOARD OF COUNTY COMMISSIONERS
CHARLOTTE COUNTY, FLORIDA

By: William G. Truex
William G. Truex, Chairman

ATTEST:
Roger D. Eaton, Clerk of the
Circuit Court and Ex-officio
Clerk of the Board of County
Commissioners

By: Michelle DiBerardino
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: Janette S. Knowlton
Janette S. Knowlton, County Attorney
LR17-0244 MUM



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

June 27, 2017

Clerk of the Circuit Court
Charlotte County
18500 Murdock Circle, Room 416
Port Charlotte, Florida 33948

Attention: Ms. Michelle DiBerardino

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Charlotte County Ordinance No. 2017-032, which was filed in this office on June 27, 2017.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

S-3



PUBLISHER'S AFFIDAVIT OF PUBLICATION
STATE OF FLORIDA
COUNTY OF CHARLOTTE:

Before the undersigned authority personally appeared Sierra Civil, who on oath says that she is legal clerk of the Charlotte Sun, a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Public Notice, was published in said newspaper in the issues of:

June 16, 2017

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each day and has been entered as periodicals matter at the post office in Punta Gorda, in said Charlotte County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

\$102.68

Sierra Civil
(Signature of Affiant)

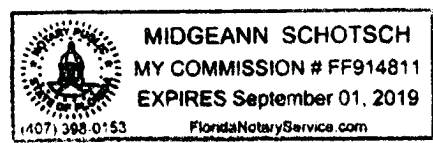
Sworn and subscribed before me this 19th day of June 2017.

Midgeann Schotsch
(Signature of Notary Public)
Midgeann Schotsch
(Print Name of Notary Public)

RECEIVED
PURCHASING DEPT.
2017 JUN 21 AM 10:56
CHARLOTTE COUNTY
FLORIDA

Personally known ☒ OR Produced Identification ☐

Type of Identification Produced _____



**The Board of County
Commissioners of Charlotte
County proposes to adopt the
following ordinance:**

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; REPEALING ORDINANCES 2016-037 AND 2017-016 WHICH IMPOSED A TEMPORARY MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR, OR THE APPROVAL OF, PERMITS OR DEVELOPMENT ORDERS FOR WIRELESS COMMUNICATIONS FACILITIES WITHIN RIGHTS-OF-WAY; CREATING DIVISION 2, "COMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY," IN CHAPTER 3-6, ARTICLE II OF THE CHARLOTTE COUNTY CODE OF LAWS AND ORDINANCES; CREATING SECTION 3-6-36, INTENT AND PURPOSE; SECTION 3-6-37, DEFINITIONS; SECTION 3-6-38, REGISTRATION FOR PLACING OR MAINTAINING COMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY; SECTION 3-6-39, NOTICE OF TRANSFER, SALE, OR ASSIGNMENT OF ASSETS IN PUBLIC RIGHTS-OF-WAY; SECTION 3-6-40, PERMIT APPLICATION; 3-6-41, STANDARDS FOR PLACEMENT OR MAINTENANCE OF A COMMUNICATION FACILITY IN PUBLIC RIGHTS-OF-WAY; SECTION 3-6-42, PERMIT REVIEW; SECTION 3-6-43, SUSPENSION OF PERMITS; SECTION 3-6-44, APPEALS; SECTION 3-6-45, INVOLUNTARY TERMINATION OR REGISTRATION; SECTION 3-6-46, EXISTING COMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY; SECTION 3-6-47, INSURANCE; SECTION 3-6-48, INDEMNIFICATION; SECTION 3-6-49, SURETY BOND; SECTION 3-6-50 ABANDONMENT OF A COMMUNICATIONS FACILITY; SECTION 3-6-51, PASS-THROUGH PROVIDER AND COMMUNICATIONS FACILITY PROVIDER FEES AND CHARGES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

A public hearing on this ordinance will be held at 10AM, or as soon thereafter as it may be heard, on the 27th day of June, 2017, in Room 119 of the Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida.

Copies of the proposed ordinance and the economic impact estimate, if applicable, are available for inspection by the general public in the Charlotte County Attorney's Office, 18500 Murdock Circle, Port Charlotte, Florida.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. Should any agency or person decide to appeal any decision made by the Board with respect to any matter considered at such meeting, he will need a record of the proceeding, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

**BOARD OF COUNTY
COMMISSIONERS
OF CHARLOTTE COUNTY,
FLORIDA**

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our office at 941.743.1318, TDD/TTY 941.743.1234, or by email to David.Lyles@CharlotteCountyFL.gov.

PUBLISHED: June 16, 2017
Reference No: 062/1719