

SUGGESTED AGENDA

TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS
PERRY, FLORIDA

TUESDAY, JANUARY 18, 2022
9:00 A.M.

201 E. GREEN STREET
TAYLOR COUNTY ADMINISTRATIVE COMPLEX
OLD POST OFFICE

CONFERENCE LINE: 1-917-900-1022
ACCESS CODE: 323474

THIS IS NOT A TOLL-FREE NUMBER AND YOU MAY BE SUBJECT TO
LONG DISTANCE CHARGES, ACCORDING TO YOUR LONG
DISTANCE PLAN.

When the chairperson opens the meeting for public comment, please follow the below
instructions:

If you wish to speak please dial *5. The moderator will unmute your line when it is your turn to
speak, and notify you by announcing the last 4 digits of your telephone number. Please
announce your name and address. You will be allowed to speak for 3 minutes.

NOTICE IS HEREBY GIVEN, PURSUANT TO FLORIDA STATUTES
286.0105, THAT ANY PERSONS DECIDING TO APPEAL ANY MATTER
CONSIDERED AT THIS MEETING WILL NEED A RECORD OF THE
MEETING AND 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.

ANY PERSON WISHING TO ADDRESS THE BOARD REGARDING AN
AGENDAED ITEM WILL BE GIVEN THREE (3) MINUTES FOR COMMENT.
A COMMENTER MAY ONLY SPEAK ONE (1) TIME FOR EACH AGENDAED
ITEM.

1. Prayer
2. Pledge of Allegiance
3. Approval of Agenda

CONSENT ITEMS:

4. EXAMINATION AND APPROVAL OF INVOICES.
5. THE BOARD TO CONSIDER APPROVAL OF REQUEST FOR 4-H BUDGETED FUNDS FOR FY 21.22 TO BE RELEASED TO THE TAYLOR COUNTY 4-H FOUNDATION, AS AGENDAED BY LORI WIGGINS, TAYLOR COUNTY EXTENSION DIRECTOR.

BIDS/PUBLIC HEARINGS:

6. THE BOARD TO HOLD A PUBLIC HEARING, SET FOR THIS DATE AT 9:00 A.M., OR AS SOON THEREAFTER AS POSSIBLE, TO HEAR AN APPLICATION FOR A SPECIAL EVENTS PERMIT (MUD-BOG).
7. THE BOARD TO HOLD A PUBLIC HEARING, SET FOR THIS DATE AT 9:05 A.M., OR AS SOON THEREAFTER AS POSSIBLE, TO RECEIVE PUBLIC INPUT AND NOTIFY THE PUBLIC OF THE POSSIBLE GRANT SUBMISSION OF TWO (2) APPLICATIONS TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), TRANSPORTATION ALTERNATIVES PROGRAM (TAP) FOR THE 2028 FUNDING CYCLE, FOR THE CONSTRUCTION OF SIDEWALKS ALONG KEATON BEACH DRIVE AND ALONG JOHNSON STRIPLING & ASH STREET TO JEFFERSON STREET.
8. THE BOARD TO HOLD THE FIRST OF TWO (2) PUBLIC HEARINGS, SET FOR THIS DATE AT 9:10 A.M., OR AS SOON THEREAFTER AS POSSIBLE, ON THE PASSAGE OF THE PROPOSED ORDINANCE AMENDING THE TAYLOR COUNTY CODE OF ORDINANCES TO PROVIDE CRITERIA ACCESSORY STRUCTURES IN FLOOD HAZARD AREAS.

(SECOND AND FINAL PUBLIC HEARING TO BE HELD ON TUESDAY, FEBRUARY 15, 2022, AT 9:00 A.M.)

CONSTITUTIONAL OFFICERS/OTHER GOVERNMENTAL UNITS:

9. THE BOARD TO CONSIDER APPOINTMENT/RE-APPOINTMENT OF TWO (2) MEMBERS TO THE TAYLOR COUNTY DEVELOPMENT AUTHORITY (TCDA) BOARD, AS AGENDAED BY LAWANDA PEMBERTON, COUNTY ADMINISTRATOR.

COUNTY STAFF ITEMS:

10. THE BOARD TO CONSIDER APPROVAL OF PROPOSED SUBMISSION FOR THE FISCAL YEAR 2026 FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SCRAP, SCOP, CIGP AND TRIP WORK PROGRAM, AS AGENDAED BY KENNETH DUDLEY, COUNTY ENGINEER.
11. THE BOARD TO CONSIDER RECOMMENDATION OF THE DIRECTOR OF MOSQUITO CONTROL TO THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, AS AGENDAED BY GARY WAMBOLT, ES DIRECTOR.

COUNTY ADMINISTRATOR ITEMS:

12. THE COUNTY ADMINISTRATOR TO PRESENT THE ANNUAL STATUS REPORT FOR ECONOMIC AD VALOREM TAX EXEMPTION FOR SUPER-PUFFT SNACKS USA.
13. THE COUNTY ADMINISTRATOR TO DISCUSS INFORMATIONAL ITEMS.
14. COMMENTS AND CONCERNS FROM THE PUBLIC FOR NON-AGENDAED ITEMS:
15. BOARD INFORMATIONAL ITEMS:

Motion to Adjourn

FOR YOUR INFORMATION:

- THE AGENDA AND ASSOCIATED DOCUMENTATION, IF APPLICABLE, IS AVAILABLE TO THE PUBLIC ON THE FOLLOWING WEBSITE:

www.taylorcountygov.com

- IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS ANY ACCOMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING, YOU ARE ENTITLED, AT NO COST TO YOU, TO THE PROVISION OF CERTAIN ASSISTANCE. PLEASE CONTACT MARSHA DURDEN, ASSISTANT COUNTY ADMINISTRATOR, 201 E. GREEN STREET, PERRY, FLORIDA, 850-838-3500, EXT.7, WITHIN TWO (2) WORKING DAYS OF THIS PROCEEDING.
- BALLOTS USED TO APPOINT CITIZENS TO ADVISORY COMMITTEES AND ADVISORY BOARDS ARE AVAILABLE FOR PUBLIC INSPECTION AFTER THE MEETING AND ARE RETAINED AS PART OF THE PUBLIC RECORD.

TAYLOR COUNTY BOARD OF COMMISSIONERS

County Commission Agenda Item

SUBJECT/TITLE:

Request for 4-H Funds to be released for the 2021-2022 budget year to the Taylor County 4-H Foundation



MEETING DATE REQUESTED:

February 7, 2022

Statement of Issue: To approve the 4-H Foundation Review and release funding for 2021-2022 budget year of \$10,881.00.

Recommended Action: To request for 4-H Funds, received from the County, to be released to the Taylor County 4-H Foundation (\$10,881.00).

Fiscal Impact: \$10,881.00 that supports 4-H Programming in Taylor County.

Budgeted Expense: N/A

Submitted By: Lori Wiggins, Taylor County Extension Director

Contact: 850-838-3508

SUPPLEMENTAL MATERIAL / ISSUE ANALYSIS

History, Facts & Issues: For the Taylor County Board of County Commissioners to receive and approve the 4-H Foundation Review conducted by Certified Public Accountant, Richard A. Glover, CPA, PA.

Options:

Attachments: see attached Review for the 2020-2021 budget year.

TAYLOR COUNTY 4-H FOUNDATION, INC.

PERRY, FLORIDA

FINANCIAL STATEMENTS

SEPTEMBER 30, 2021

TAYLOR COUNTY 4-H FOUNDATION, INC.

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RICHARD A. GLOVER, CPA, PA

Certified Public Accountant

Post Office Box 12612
Tallahassee, Florida 32317

Telephone (850) 510-4300
Fax (850) 422-1044

Independent Accountant's Review Report

The Board of Directors
Taylor County 4-H Foundation, Inc.
Perry, Florida

We have reviewed the accompanying financial statements of Taylor County 4-H Foundation, Inc. (a nonprofit organization) which comprise of the statement of financial position as of September 30, 2021, and the related statements of activities, functional expenses and cash flows for the year then ended, and the related notes to the financial statements. A review includes primarily applying analytical procedures to management's financial data and making inquiries of the Organization's management. A review is substantially less in scope than an audit, the objective of which is the expression of an opinion regarding the financial statements as a whole. Accordingly, we do not express such an opinion.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Accountant's Responsibility

Our responsibility is to conduct the review in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. Those standards require us to perform procedures to obtain limited assurance as a basis for reporting whether we are aware of any material modifications that should be made to the financial statements for them to be in accordance with accounting principles generally accepted in the United States of America. We believe that the results of our procedures provide a reasonable basis for our conclusion.

Accountant's Conclusion

Based on our review, we are not aware of any material modifications that should be made to the accompanying financial statements in order for them to be in accordance with accounting principles generally accepted in the United States of America.

Richard A. Glover, CPA, PA

Richard A. Glover, CPA, PA
Tallahassee, Florida
December 20, 2021

TAYLOR COUNTY 4-H FOUNDATION, INC.
STATEMENT OF FINANCIAL POSITION
SEPTEMBER 30, 2021

ASSETS	
CURRENT ASSETS	
Cash	\$ 52,124
Investments	<u>54,995</u>
Total Current Assets	107,119
PROPERTY AND EQUIPMENT – NET	<u>0</u>
TOTAL ASSETS	<u>\$ 107,119</u>
LIABILITIES AND NET ASSETS	
CURRENT LIABILITIES	
Unearned Revenue – Backpack Fund	<u>\$ 22,606</u>
Total Current Liabilities	22,606
NET ASSETS	
Temporarily Restricted	<u>84,513</u>
TOTAL LIABILITIES AND NET ASSETS	<u>\$ 107,119</u>

The accompanying notes are an integral part of these financial statements.

**TAYLOR COUNTY 4-H FOUNDATION, INC.
STATEMENT OF ACTIVITIES
FOR THE YEAR ENDED SEPTEMBER 30, 2021**

TEMPORARILY RESTRICTED SUPPORT & REVENUE

Backpack Program	\$ 373
Horse & Livestock	6,212
Other Donations & Revenue	1,155
Youth Camps and Clubs	17,643
Food Nutrition Programming	0
Taylor County Board Donation	10,881
Unrealized Gain On Investments	<u>12,695</u>
Total Support and Revenue	<u>48,959</u>

EXPENSES

Program Services	
County Funds	14,201
Youth Camps	10,406
Family and Consumer Science	51
Other Program Expenses	<u>12,576</u>
Total Expenses	<u>37,234</u>

Change in Temporarily Restricted Net Assets	11,725
Temporarily Restricted Net Assets, Beginning of Year	88,712
Prior Period Adjustment to Beginning Net Assets	<u>(15,924)</u>
Temporarily Restricted Net Assets, End of Year	<u>\$ 84,513</u>

The accompanying notes are an integral part of these financial statements.

TAYLOR COUNTY 4-H FOUNDATION, INC.
STATEMENT OF CASH FLOWS
FOR THE YEAR ENDED SEPTEMBER 30, 2021

Cash Flows From Operating Activities	
Increase (Decrease) in Net Assets	\$ 11,725
Adjustments to Reconcile Change:	
Unrealized Gain on Investments	(12,695)
Change in Unearned Revenue	22,606
Withdrawals from Investment Funds	1,000
Prior Period Adjustment to Beginning Net Assets	<u>(15,924)</u>
Net Cash Provided in Operating Activities	<u>6,713</u>
Net Increase in Cash and Cash Equivalents	6,713
Cash and Cash Equivalents at Beginning of Year	<u>45,411</u>
Cash and Cash Equivalents at End of Year	<u><u>\$ 52,124</u></u>

The accompanying notes are an integral part of these financial statements.

**TAYLOR COUNTY 4-H FOUNDATION, INC.
NOTES TO FINANCIAL STATEMENTS
FOR THE YEAR ENDED SEPTEMBER 30, 2021**

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Nature of the Organization

The Taylor County 4-H Foundation, Inc. (Organization) was organized to extend agricultural education to rural youth by organizing boys and girls clubs and through “learning by doing”.

Basis of Accounting

The Organization’s books are maintained on the accrual basis of accounting.

Basis of Presentation

In accordance with accounting principles generally accepted in the United States of America, the Organization is required to report information regarding its financial position and activities according to three classes of net assets: unrestricted net assets, temporarily restricted net assets, and permanently restricted assets.

Cash Equivalents

The Organization considers all unrestricted highly liquid investments with an original maturity of three months or less to be cash equivalents.

Income Taxes

The Organization is exempt from state and federal income taxes under Section 501(c)(3) of the Internal Revenue Code. Therefore, no provision for income taxes has been recorded.

A Form 990, Return of Organization Exempt From Income Tax, is filed each year.

Property and Equipment

Property and equipment are recorded at cost. Contributed assets are reported at fair market value as of the date received. Additions, improvement, and other capital outlays that exceed a threshold of \$500 and which significantly extend the useful life of the asset are capitalized. All property and equipment are depreciated using the straight-line method over the estimated lives of the assets.

**TAYLOR COUNTY 4-H FOUNDATION, INC.
NOTES TO FINANCIAL STATEMENTS
FOR THE YEAR ENDED SEPTEMBER 30, 2021**

Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumption that affect certain reported amounts and disclosures. Actual results may differ from these estimates.

Advertising Costs

Advertising costs are expensed as incurred. Advertising expenses were \$300 for the year ended September 30, 2021.

Donated Materials and Services

Donated materials and equipment are reflected as contributions in the accompanying statements at their estimated values at date of receipt. No amounts have been reflected in the statement for donated services, as no objective basis is available to measure the value of such services; however, a substantial number of volunteers have donated significant amounts of their time in the Organization's program services.

Investments

The Organization carries investments in marketable securities with readily determinable fair values and all investments in debt securities at their fair values in the statement of financial position. Unrealized gains and losses are included in the change in net assets in the accompanying statement of activities.

The origin of the investments were a donation from Taylor County Community Friends upon the dissolution of the Not-For-Profit organization.

NOTE 2 – DESIGNATED CURRENT ASSETS

The Organization's operating funds are listed as cash in the current assets and are encumbered funds for current 4H programming and backpack programming. The funds are designated, as follows:

Current 4H Programming Funds	\$ 29,518
Backpack Programming Funds	<u>22,606</u>
Total Cash	<u>\$ 52,124</u>

TAYLOR COUNTY 4-H FOUNDATION, INC.
NOTES TO FINANCIAL STATEMENTS
FOR THE YEAR ENDED SEPTEMBER 30, 2021

NOTE 3 – PROPERTY AND EQUIPMENT

The Organization’s fixed assets at September 30, 2021, consist of the following:

Data Processing Equipment	\$ 1,904
Less Accumulated Depreciation	(1,904)
Net Book Value	<u>\$ 0</u>

NOTE 4 –FAIR VALUE INSTRUMENTS

The fair value measurements and levels within the fair value hierarchy of these measurements for the assets reported at fair value on a recurring basis at September 30, 2021 are as follows:

<u>Description</u>	<u>Fair Value</u>	<u>Significant Observable Inputs Level 1</u>
Mutual Funds	<u>\$54,995</u>	<u>\$54,995</u>

NOTE 5 – RESTRICTED AND UNRESTRICTED REVENUE

Donations or grants that are not specified by the donor on how or where the Organization is to use the given revenue is considered to be unrestricted. The contribution will appear on the statement of activities as unrestricted revenue and will appear on the statement of financial position as an asset and will increase unrestricted net assets. Being unrestricted, the Organization can then use the donation for whatever purpose it sees fit to achieve its stated mission.

Donations or grants earmarked for a specific purpose, such as a specific program operating within the Organization is considered to be temporarily restricted. In these cases, the donation is recorded as temporarily restricted revenues on the statement of activities and will appear as an asset on the statement of financial position. These donations are temporarily restricted because they have a specific purpose for which they must be used within an expected amount of time.

**TAYLOR COUNTY 4-H FOUNDATION, INC.
NOTES TO FINANCIAL STATEMENTS
FOR THE YEAR ENDED SEPTEMBER 30, 2021**

NOTE 6 – OTHER EVENTS

COVID-19 continued to affect operations in fiscal year ended September 30, 2021, but at a much less significant level. The year was spent rebuilding and modifying face to face/hands on programs to comply with changing work policies due to COVID-19. The extension agents developed innovative educational lesson techniques that allowed the 4-H Foundation to commence face to face programs in early 2021 and continuing throughout the year.

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TAYLOR COUNTY BOARD OF COMMISSIONERS

County Commission Agenda Item

SUBJECT/TITLE:

Board to consider an application for Mud Bog Special Events at the Iron Horse Mud Bog site for March 3rd – 6th, 2022 with attendance expected to be greater than 1,000.

MEETING DATE REQUESTED:

January 18, 2022

Statement of Issue: Mud Bog Special Events for more than 1,000 attendees.

Recommendation: Consider for approval

Fiscal Impact: Potential increase in tourist related purchases

Budgeted Expense: Yes ☐ No ☐ N/A ☒

Submitted By: Danny Griner

Contact: building.director@taylorcountygov.com

SUPPLEMENTAL MATERIAL / ISSUE ANALYSIS

History, Facts & Issues: A Mud Bog Special Event application was submitted to the planning department on 11/22/2021 to hold a Mud Bog Special Event at the Iron Horse Mud Bog site located at 8999 S US 19. The application states that the expected attendance will be greater than 1,000, which, requires a public hearing pursuant to Section 10-65 of the Code of Ordinances. The checklist included was last completed on Tuesday, 1/11/2022. Notice was advertised in the local paper on Wednesday, January 5th. Notice was also individually mailed to all parties within 660 feet of the event activities, based on the owners listed on the application.

Options:

1. Approve the application.
2. Deny the application.

Attachments:

1. Copy of application
2. Supporting documents
3. Checklist

JAMIE ENGLISH District 1	JIM MOODY District 2	MICHAEL NEWMAN District 3	PAM FEAGLE District 4	THOMAS DEMPS District 5
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TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS

GARY KNOWLES, Clerk
P. O. Box 620, Perry, FL 32348
(850) 838-3506 Phone
(850) 838-3549 Fax

LAWANDA PEMBERTON, County Administrator
201 E. Green Street, Perry, FL 32347
(850) 838-3500, extension 6 Phone
(850) 838-3501 Fax

CONRAD C. BISHOP, JR. County Attorney
P.O. Box 167, Perry, FL 32348
(850) 584-6113 Phone
(850) 584-2433 Fax

APPLICATION FOR SPECIAL EVENT PERMIT

FEE: \$250.00

PERMIT TYPE: MUD BOG

DATE: 10-27-2021

APPLICANT NAME: 3 Ponds LLC DBA Iron Horse mud Ranch

MAILING ADDRESS: 8999 US Highway 19 S. Perry FL 32348

PROPERTY OWNER: Big Ponds

PROPERTY ADDRESS: 8999 US Hwy 19 S. Perry FL 32348

PHONE#: 3192834943 PARCEL #: 8744-200
8743-000

PROPERTY OWNERS WITHIN 660 FEET OF ACTIVITY

1. Big Pond
2. Andyland LLC
3. Sandra Lee
4. Jack Fernandez
5. Marta Ellison
6. _____
7. _____
8. _____

EVENT DATE(S): START: March 3 2022 END: March 6 2022

HOURS OF OPERATION: START: 7am END: 7pm

EXPECTED ATTENDANCE: 1000+ MAXIMUM ATTENDANCE: How to determine

SECURITY PROVIDER: SHERIFFS OFFICE X PRIVATE SECURITY X
(Attach statement from provider)

SANITARY FACILITIES PROVIDER: F.W. Murray & Sons 850-672-0103

SOLID WASTE CONTRACTOR: Waste Pro 352-4636200

MUD BOG CHECKLIST

EVENT NAME: IRON HORSE – MARCH 2022

1.	APPLICANTS NAME	✓
2.	OWNERS NAME	✓
3.	PHYSICAL LOCATION	✓
4.	LEGAL DESCRIPTION	✓
5.	WAIVER FROM ADJOINING PROPERTY OWNERS	
6.	DATE & HOURS OF EVENT	✓
7.	MAXIMUM ATTENDANCE * states 1,000+	✓*
8.	SECURITY STATEMENT	✓
9.	AMBULANCE STATEMENT * not signed (DMH-EMS with hospital CEO signature)	✓*
10.	MAP OF PROPERTY	✓
11.	PROPERTY WITHIN 660 FEET OF EVENT	✓
12.	LOCATION OF PARKING * throughout event	✓*
13.	LIST OF OWNERS WITHIN 660 FEET	✓
14.	ENTRY CONSENT STATEMENT	✓
15.	HOLD HARMLES STATEMENT	✓
16.	ADJOINING PROPERTY OWNER STATEMENT	✓
17.	WASTE HAULER STATEMENT	✓
18.	INSURANCE STATEMENT	✓
19.	SANITARY FACILITY PROVIDER STATEMENT	✓
20.	FIRE PROTECTION STATEMENT (signed by Fire Chief)	✓

COMPLETED BY: W D Griner DATE: 1.11.22
William D. (Danny) Griner

IRON HORSE MUD RANCH



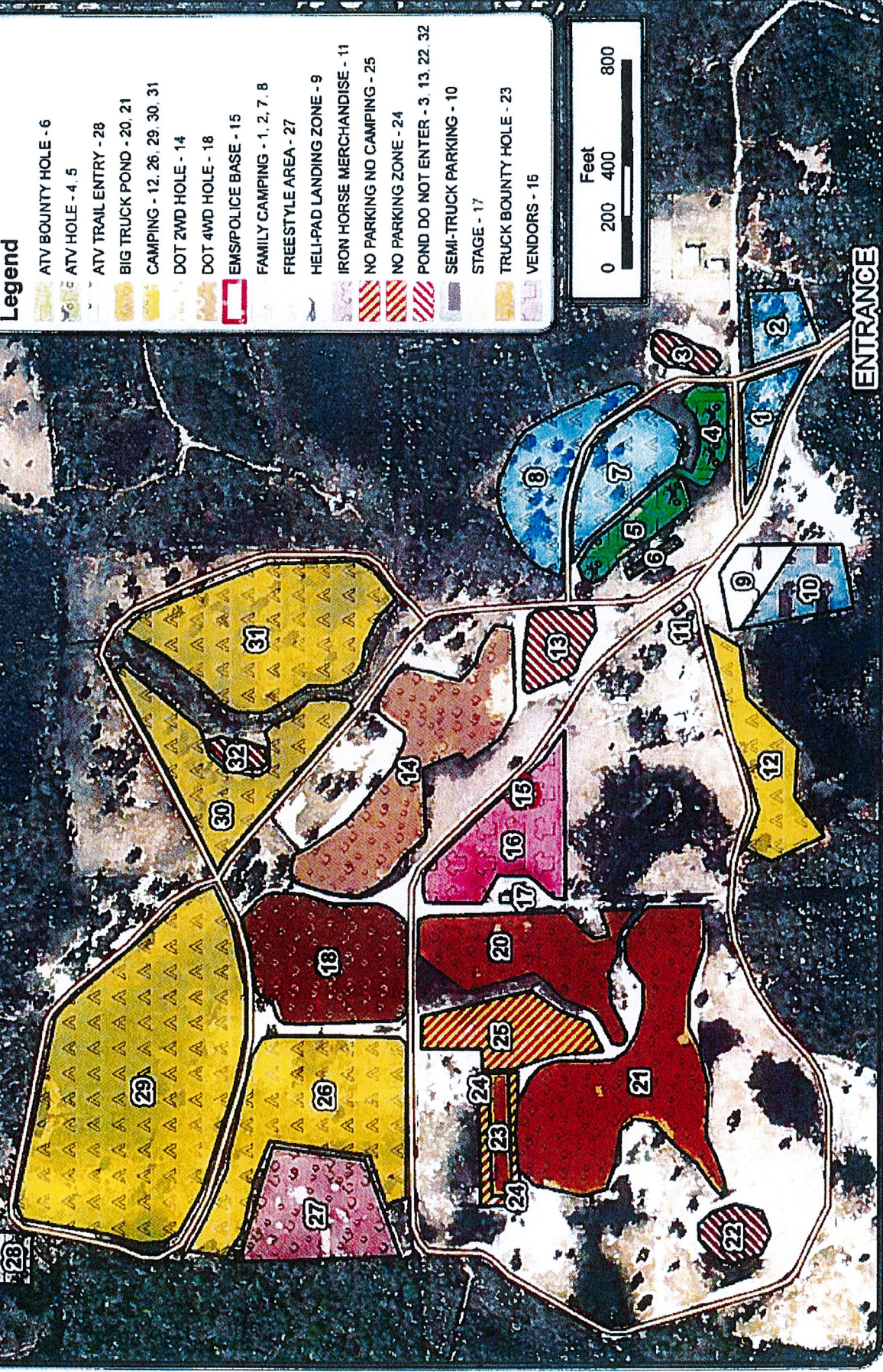
Note: This map is for information purposes only and is not intended to be used as a navigational device. Iron Horse Mud Ranch assumes no responsibility for any losses resulting from the use thereof.

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Legend

- ATV BOUNTY HOLE - 6
- ATV HOLE - 4, 5
- ATV TRAIL ENTRY - 28
- BIG TRUCK POND - 20, 21
- CAMPING - 12, 26, 29, 30, 31
- DOT 2WD HOLE - 14
- DOT 4WD HOLE - 18
- EMS/POLICE BASE - 15
- FAMILY CAMPING - 1, 2, 7, 8
- FREESTYLE AREA - 27
- HELI-PAD LANDING ZONE - 9
- IRON HORSE MERCHANDISE - 11
- NO PARKING NO CAMPING - 25
- NO PARKING ZONE - 24
- POND DO NOT ENTER - 3, 13, 22, 32
- SEMI-TRUCK PARKING - 10
- STAGE - 17
- TRUCK BOUNTY HOLE - 23
- VENDORS - 16

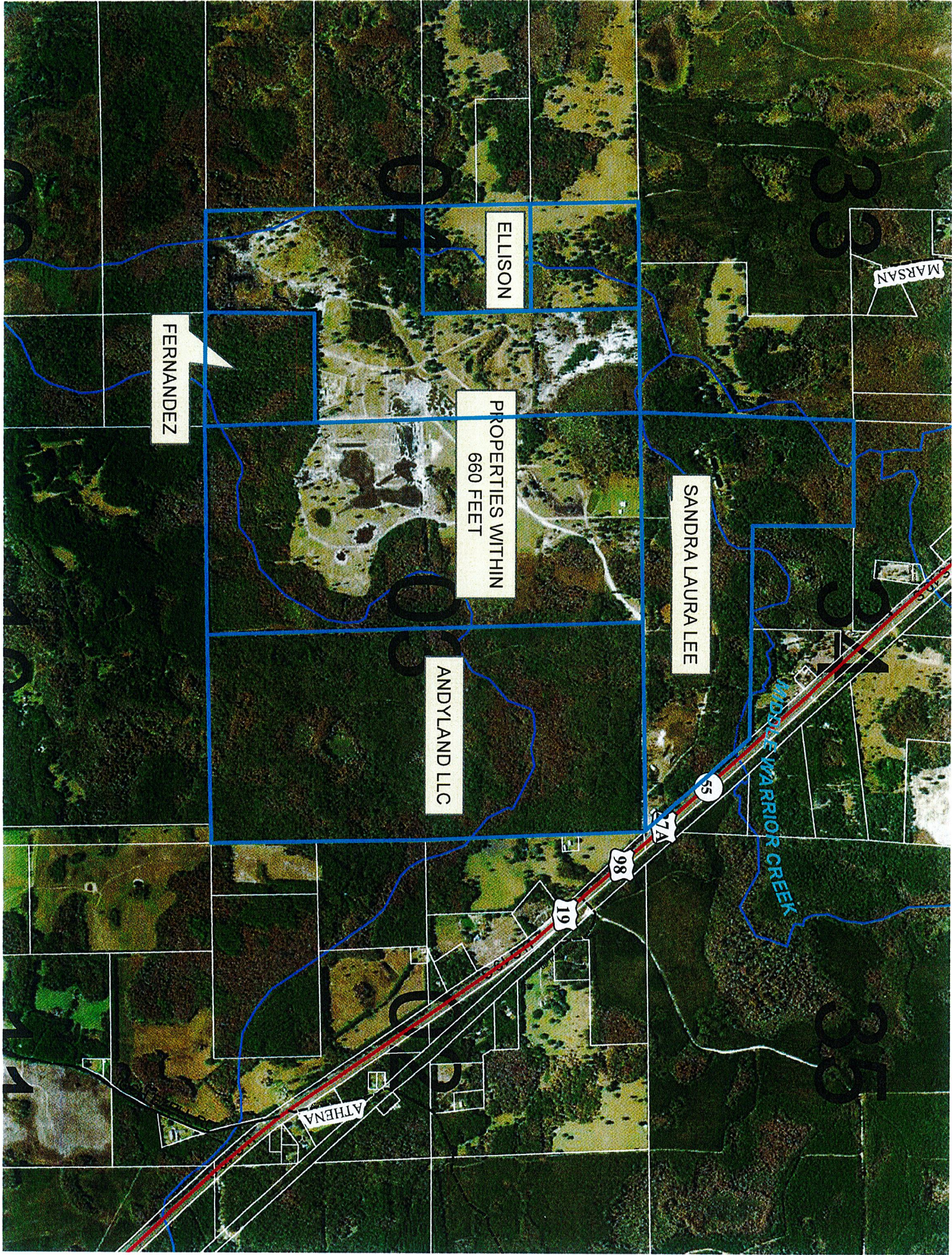
Feet
0 200 400 800



ENTRANCE

LEG 0320.00 ACRES
- W1/2 OF SECTION
OR 665-908-912-926 -
SUBJ TO & TOGETHER
WITH ESMTS IN - OR
233-683 & 665-880 &
665-897 -

LEG 0200.00 ACRES
N 1/2 OF SE 1/4 & SW
1/4 OF SE 1/4 - & E1/2
OF NE1/4 - OR 665-908-912
SUBJ TO & TOGETHER
WITH ESMTS -





GUARDIANS LLC

SECURITY SERVICES, TRAINING & INVESTIGATIONS
LICENSE NUMBERS B1400294 / DS150019 / A1600002

To: Taylor County Florida Board of County Commissioners
201 E Green St, Perry Florida
From: Tracy Dowdy Manager Guardians LLC
22065 109th Drive Obrien Fl 32071
Subject: Iron Horse Mud Ranch

Greetings Commissioner's, this letter is to inform you that Guardians LLC will be providing Security Services for Iron Horse Mud Ranch. Located at 8999 US 19 Perry Florida 32348 on On March 3-6 2022 in accordance with Taylor County Ordinaces.

Thank You,

Tracy Dowdy

11/05/2021

Per argumentum VERITAS

22065 109th Drive Obrien, Florida 32071

386-266-3769

ENTRY CONSENT AGREEMENT

MUD BOG SPECIAL EVENT


1. I hereby consent to the entry at any time in the course of his or her duties of any emergency personnel (EMS), peace officer, member or employee of the board of county commissioners, county manager, county engineer, county forester or county fire chief or state fire marshal, sheriff, county health officer and any other county officer or state officer in the performance of his or her duties.

KARL LARSON
Print Name

[Signature]
Signature

I hereby certify that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, KARL LARSON, personally known to me (☒) produced identification (☐) to be the individual described in and who executed the foregoing, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed.

Witness my hand and official seal this 27 day of October, 2021.



CAROL WEATHERLY
Commission # HH 141773
Expires June 13, 2025
Bonded Thru Budget Notary Services

[Signature]
NOTARY PUBLIC
My Commission Expires:

HOLD HARMLESS, RELEASE AND INDEMNITY AGREEMENT

MUD BOG SPECIAL EVENT

1. I hereby agree to indemnify, hold harmless and defend the county and the sheriff, as well as the board of county commissioners, all county employees, agents, appointees, and designees from any and all manner of action or actions, cause and causes of action, suits, damages, judgments, and claims of any kind whatsoever which may result from or be in any way connected or related to the event.
2. I hereby agree that venue of any litigation, as a result of this Hold Harmless Release and Indemnity Agreement shall be exclusively in Taylor County, Florida and the laws of the State of Florida shall govern.

KARI LARSON
Print Name

[Signature]
Signature

I hereby certify that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, KARI LARSON, personally known to me (☒) produced identification () to be the individual described in and who executed the foregoing, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed.

Witness may hand and official seal this 27 day of October, 2021.



CAROL WEATHERLY
Commission # HH 141773
Expires June 13, 2025
Bonded Thru Budget Notary Services

[Signature]
NOTARY PUBLIC

My Commission Expires:

ADJOINING PROPERTY OWNER AGREEMENT

MUD BOG SPECIAL EVENT

1. I hereby agree to reimburse all owners and occupants of property adjoining the subject premises for all damages of any kind to such owners or occupants or to their property caused by the applicant, owner of the subject premises, or by any person attending the event with knowledge of the applicant, which damage would not have occurred had the event not been held

KARI LARSON

Print Name

[Signature]
Signature

I hereby certify that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, KARI LARSON, personally known to me (☒ produced identification () to be the individual described in and who executed the foregoing, and acknowledged before me that they executed the same freely and voluntarily for the purpose therein expressed.

Witness my hand and official seal this 27 day of October, 2021.



CAROL WEATHERLY
Commission # HH 141773
Expires June 13, 2025
Bonded Thru Budget Notary Services

[Signature]
NOTARY PUBLIC

My Commission Expires:



Service Agreement

☒ TEMPORARY

☐ PERMANENT

A. CUSTOMER SITE INFORMATION

Site Name:
Iron Horse Mud Ranch

Effective Date:
March 3, 2022

Account #:

Service Address:
8999 US Hwy S.

Service Area:
Taylor county

Salesperson:
Joel Thornton

City/State:
Perry, FL

Zip Code:
32348

Contact Name:
Henry Lee

Email:
karilarson24@gmail.com

Telephone:
319-283-4943

Fax:

Mobile:

B. BILLING INFORMATION

Billing Name:
Todd's Specialized Rigging

PO.# Required? Y / N

Billing Address:
8999 US Hwy 19S

Billing Cycle:

Customer Payment:

City/State:
Perry, FL

Zip Code:
32348

Contact Name:
Kari Larson

Email:
karilarson24@gmail.com

Telephone:
319-283-4943

Fax:

Mobile:

C. EQUIPMENT / SERVICE SPECIFICATIONS

Qty	Service Type	Material	Size	Freq.	Compact Y/N	Locks	Wheels	Gates	Rate	Schedule
4	ro	msw	20 or 30	on call					<div><input type="checkbox"/> Month <input type="checkbox"/> Haul</div>	<div>SMTWTFSS <input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/></div>
									<div><input type="checkbox"/> Month <input type="checkbox"/> Haul</div>	<div>SMTWTFSS <input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/></div>
OLD SCHEDULE OF SERVICE										
									<div><input type="checkbox"/> Month <input type="checkbox"/> Haul</div>	<div>SMTWTFSS <input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/></div>
									<div><input type="checkbox"/> Month <input type="checkbox"/> Haul</div>	<div>SMTWTFSS <input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/></div>

D. ADDITIONAL FEES

Leakbar:

Relocate: \$150.00

Extra Pickup:

Roll-Off container will have a per pull charge and a minimum of 2 tons disposal charge.

"LOCATION STAMP HERE"

Other Instructions: \$285 delivery fee;
\$100 monthly rent

Special Service: \$250 per pull, \$70 per ton diposal
a 2 ton minimum

Event is March 3 to 6

THE UNDERSIGNED INDIVIDUAL SIGNING THIS AGREEMENT ON BEHALF OF THE CUSTOMER ACKNOWLEDGES THAT HE/SHE HAS READ AND UNDERSTANDS THE TERMS AND CONDITIONS OF THIS AGREEMENT, ON THE REVERSE SIDE, AND THAT HE/SHE HAS THE AUTHORITY TO SIGN ON BEHALF OF THE CUSTOMER.

DocuSigned by:

Customer Signature

F7F14B970C2C4A9...

Date

March 3, 2022

Waste Pro Representative

Date

Print Name

Print Name

TERMS & CONDITIONS ON THE REVERSE

WP / Manager Initials

right to provide equipment and services to collect and dispose of and/or recycle all of Customer's non-hazardous Waste Material. Customer represents and warrants that the materials to be collected under this Agreement shall be only "Waste Materials" as defined herein. For purposes of this Agreement, "Waste Materials" means all non-hazardous putrescible and non-putrescible solid waste and recyclable materials generated by Customer or at Customer's Service Address. Waste Materials includes Special Waste, such as industrial process wastes, asbestos containing material, petroleum contaminated soils, treated/de-characterized wastes, and demolition debris, provided that Customer has completed a Waste Profile for such Special Waste which has been approved by Company in writing. Waste Materials specifically excludes, and Customer agrees not to deposit or permit the deposit for collection of, any radioactive, volatile, corrosive, flammable, explosive, biomedical, infectious, biohazardous, regulated medical or hazardous waste, toxic substance or material, as defined by, characterized or listed under applicable federal, state, or local laws or regulators, or Special Waste not approved in writing by Company (collectively, "Excluded Materials"). Title to and liability for Excluded Material shall remain with Customer at all times.

LOADING RESTRICTIONS. Customer must adhere to recommended safety precautions when loading container. This includes, but is not limited to weight restrictions, capacity limits, and material restrictions as stated above. Materials must be loaded into the container in order to be removed. Service will not be rendered until these requirements are met.

2. A. TERM (Permanent). The initial term ("Term") of this Agreement is sixty (60) months from the Effective Date set forth above ("Initial Term"). This Agreement shall automatically renew thereafter for additional terms of sixty (60) months each ("Renewal Term") unless either party gives to the other party written notice (See Section 11) of termination at least ninety (90) days, prior to the termination of the then-existing term.

B. TERM (Temporary). This agreement is a legally binding contract and shall extend for the duration of the project.

3. SERVICES GUARANTY. If the Company fails to perform the services described within five business days of its receipt of written demand from Customer (See Section 11), Customer may terminate this Agreement with the payment of all monies due through the termination date.

4. CHARGES; PAYMENTS; ADJUSTMENTS. Upon receipt of the invoice, Customer shall pay for the services and/or equipment (including repair and maintenance) furnished by Company in accordance with the charges on the reverse side, or as adjusted over the term of the contract as noted herein. Company reserves the right to charge a late fee no greater than that allowed by law on balances not paid within thirty (30) days of the date of the invoice. The Company may charge a fuel recovery fee/surcharge to help offset the significant expenses incurred by the Company in fueling its fleet of commercial motor vehicles. This fee fluctuates on a monthly basis as the cost of diesel fuel changes. For information about the method of calculation of the fuel recovery fee/surcharge and the amount of such fee based on the changes in the costs of diesel fuel please visit our website on a monthly basis-www.wasteprousa.com. The Company may also charge an environmental recovery fee to offset a portion of the costs the Company incurs to comply with federal, state and local government regulations relating to the environment including, but not limited to employee safety training and inspections and environmental compliance. The environmental fee is not government imposed, nor is any portion of it paid to any governmental agency. Please visit our website for information on the current amount charged to Customer for the environmental recovery fee. Company may increase the charges: to address any change in the composition of the Waste Materials or increases in the average weight per container of Waste Materials; to address increased costs due to uncontrollable circumstances, including, without limitation, changes in local, state or federal laws or regulations, imposition of taxes, fees or surcharges or acts of God such as floods, fires, hurricanes, natural disasters, etc. Company may also increase the charges to reflect increases of disposal and/or transportation costs and increases in the Consumer Price Index for the municipal or regional area in which the Service Address is located. Increases in charges for reasons other than as provided above require the consent of Customer which may be received by the Company verbally, in writing, by payment of the invoice on which such charges are contained or by the actions and practices of the parties. Company reserves the right to charge an additional fee if the following additional services are provided to Customer: Enclosure Charge, Services on High Demand Days, Pull/Push Out Services, Container Relocation Fee, or Seasonal Restart Fee. Company reserves the right to charge a fee no greater than that allowed by law on all Customer checks returned for insufficient funds. The Company may increase the charges to the Customer in the event that the weight of Customer's Waste Materials exceeds seventy-five (75) pounds per cubic yard.

5. CHANGES. Changes in level of service, schedule of charges, type or amount of equipment may be agreed to orally or in writing, by the parties. Oral changes shall be evidenced by the actions and practices of the parties. If customer changes its service address during the term of this Agreement, this Agreement shall remain valid and enforceable with respect to services rendered at Customer's new service location if such location is within Company's service area.

6. EQUIPMENT, ACCESS. All equipment furnished by Company shall remain the property of Company; however, Customer shall have care, custody and control of the equipment and shall bear responsibility and liability for all loss or damage to the equipment and to its contents while at Customer's location. Customer shall not overload, move or alter the equipment and shall use the equipment only for its intended purpose. At the termination of this Agreement, Customer shall return the equipment to Company in the condition in which it was provided, normal wear and tear excepted. Customer shall provide unob-

structed access to the equipment on the scheduled collection day. Customer shall pay, if charged by Company, an additional fee for any service modifications caused by or resulting from Customer's failure to provide access. Company shall not be responsible for any damage to Customer's property, including pavement, subsurface, curbing, resulting from Company's provision of services hereunder. Customer warrants that Customer's right of way is sufficient to bear the weight of Company's equipment and vehicles.

7. LIQUIDATED DAMAGES. In the event Customer terminates the Agreement prior to the expiration of any term for any reason other than a default by Company Customer shall pay the Company 60% of the current monthly rate multiplied by the amount of months remaining on the term, plus any attorney fees which the Company should incur to enforce this Agreement. In the event of a breach of this Agreement by Company the Customer will be entitled to reasonable attorney's fees plus any applicable attorney costs they may incur. Customer acknowledges that the actual damage to the Company in the event of breach is difficult to fix or prove, and the foregoing liquidated damage amount is reasonable and commensurate with the anticipated loss to Company resulting from such termination and is an agreed upon fee and is not imposed as a penalty. Company shall not be liable under any circumstance for any special, incidental or consequential damages arising out of or in connection with performance of the Agreement. Customer shall pay liquidated damages of \$100.00 for every Customer waste tire that is found at the disposal facility.

8. INDEMNITY. The Company agrees to indemnify, defend and save Customer harmless from and against any and all liability which Customer may be responsible for or pay out as a result of bodily injuries (including death), property damage, or any violation or alleged violation of law, to the extent caused by any negligent act, negligent omission or willful misconduct of the Company or its employees, which occurs (1) during the collection or transportation of Customer's Waste Materials, or (2) as a result of the disposal of Customer's Waste Material's, after the date of this Agreement, in a facility owned by a subsidiary of Waste Pro provided that the Company's indemnification obligations will not apply to occurrences involving Excluded Materials.

Customer agrees to indemnify, defend and save the Company harmless from and against any and all liability which the Company may be responsible for or pay out as a result of bodily injuries (including death), property damage, or any violation or alleged violation of law to the extent caused by Customer's breach of this Agreement or by a negligent act, negligent omission or willful misconduct of the Customer or its employees, agent or contractors in the performance of this Agreement or Customer's use, operation or possession of any equipment furnished by the Company. Neither party shall be liable to the other for consequential, incidental or punitive damages arising out of the performance of this Agreement.

9. RIGHT OF FIRST REFUSAL. Customer grants to Company a right of first refusal to match any offer relating to services similar to those provided hereunder which Customer receives (or intends to make) upon termination of this Agreement for any reason and Customer shall give Company prompt written notice of any such offer and a reasonable opportunity to respond to it. Additionally, if Customer desires to recycle, Company has the right of first refusal.

10. CLAIMS AND ARBITRATION. Customer and Company agree that upon the request of either party, any dispute or controversy between the parties that in any way arises out of or relates to this Agreement or Company's provision of goods or services to the Customer, will be decided by binding arbitration in accordance with the Commercial Arbitration Rules of the American Arbitration Association. Neither Customer nor Company shall be entitled to arbitrate joint or consolidated claims by or against other customers, or arbitrate any claim as a representative or member of a class or in or as a part of a private attorney general capacity. Judgment upon any arbitration award shall be final and binding on Customer and Company and may be entered in any court having jurisdiction. If a court of competent jurisdiction, or an arbitrator with authority to adjudicate the matter, should declare all or any part of this arbitration provision invalid or unenforceable, then the remainder of this arbitration provision shall be valid and enforceable to the fullest extent permitted by law. *In the absence of this arbitration provision, you may have otherwise had an opportunity to litigate claims in court and/or to have claims decided by a jury.* Within thirty (30) days of receipt of this arbitration provision, Customer can elect to opt out of this provision (that is, to exclude it from this Agreement) by sending a written notice to Company by certified mail to WastePro USA, Inc., 2101 West SR 434, Suite 315, Attention Corporate Counsel, Longwood, FL 32779 stating that Customer wishes to opt out of this arbitration provision.

11. MISCELLANEOUS. (a) Except for the obligation to make payments hereunder, neither party shall be in default for its failure to perform or delay in performance caused by events or significant threats of events beyond its reasonable control, whether or not foreseeable, including, but not limited to, strikes, labor trouble, riots, imposition of laws or governmental orders, fires, acts of war or terrorism, acts of God, and the inability to obtain equipment; and the affected party shall be excised from performance during the occurrence of such events: (b) This Agreement shall be binding on and shall inure to the benefit of the parties hereto and their respective successors and assigns: (c) This Agreement represents the entire agreement between the parties and supersedes any and all other agreement, whether written or oral, that may exist between the parties: (d) This Agreement shall be construed in accordance with the law of the state in which the services are provided; and (e) All written notification to Company required by this Agreement shall be by Certified Mail, Return Receipt Requested. If any provision of this Agreement is declared invalid or unenforceable, then such provision shall be severed from and shall not affect the remainder of this Agreement: however, the parties shall amend this Agreement to give effect, to the maximum extent allowed, to the intent and meaning of the severed provision. In the event the Company successfully enforces its rights against Customer hereunder, the Customer shall be required to pay the Company's attorneys' fees and court costs.

Customer Initials



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

10/30/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).


PRODUCER Swann Insurance Agency Inc 105 1/2 N. Jefferson St Perry, FL 32347	CONTACT NAME: Leslie Anderson PHONE (A/C, No, Ext): 850-584-5800 E-MAIL: swanninsurance@fairpoint.net ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A: Kinsale Insurance Company INSURER B: Kinsale Insurance Company INSURER C: INSURER D: INSURER E: INSURER F:
INSURED 3 Ponds LLC- DBA Iron Horse Mud Ranch 8999 US Highway 19 South Perry, FL 32348	NAIC #

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADD'L SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER		0100158707-0	07/30/2021	07/30/2022	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ EXCLUDED PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$ COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$		0100130527-1	10/31/2021	10/31/2022	EACH OCCURRENCE \$ 2,000,000 AGGREGATE \$ 2,000,000 \$ PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y / N <input type="checkbox"/> N / A				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER Taylor County Board of County Commissioners 201 East Green St Perry, FL 32347	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE  (A313647)
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F.W. Murray & Son's Sanitation, LLC
P.O. Box 1328
Perry, Florida 32348

April 28, 2021

To Whom It May Concern:

We propose to provide any and all sanitation needs for the Iron Horse Mud Ranch located on South Highway 19 during the following dates: March 3, 2022 – March 6, 2022.

If you have any questions, feel free to contact me directly.

Sincerely,
F.W. Murray
Owner



Taylor County Fire Rescue



501 Industrial Park Dr. – Perry FL 32348

(850) 838-3522

Fax (850)838-3524

11/1/2021

To Whom It May Concern;

Taylor County Fire Rescue will provide the Iron Horse Mud Ranch a dedicated two person fire crew with fire apparatus on Thursday March 3rd, Friday March 4th, and Saturday March 5th from the hours of 07:00 AM to 10:00 PM to meet the needs for fire protection services. These hours may be extended subject to the any scheduled events or conditions of the day. This service will complement the event safety plan and staff with mobile fire extinguishers. On the closing day of October 21st fire protection provided by event staff with mobile fire extinguishers along with normal Taylor County Fire Rescue response.



Dan Cassel
Fire Chief

Event Services Agreement

This **Event Services Agreement** (“Agreement”) is made and entered into as of and between ProTransport-1, LLC, a California limited liability company d/b/a PT-1 Holdings, LLC, PRN Ambulance, LLC , Century Ambulance Service, Inc. ATS Ambulance, LLC (collectively “AMBULANCE SERVICE”) and **Iron Horse Mud Ranch** (“Event Sponsor”) for medical transport, pre-transport and transport medical care for **Iron Horse Mud Ranch** (“Stand-by Event”) to be provided at the locations and times listed below.

WHEREAS, Event Sponsor desires to have AMBULANCE SERVICE provide stand-by medical services at the following event(s) (hereinafter referred to as the “Event” or Stand-by Event”).

Event Name: Iron Horse Mud Ranch
Location: 8999 US Highway 19 S
Perry, FL 32348
Date(s): 3/4/2021-3/7/2021, 10/14/2021-10/17/2021
2022 Dates TBD

WHEREAS, AMBULANCE SERVICE is licensed to provide ambulance and medical services, and is able and willing to provide stand-by emergency medical services for Event Sponsor at the events identified above under the terms and conditions of this Agreement.

NOW, THEREFORE, in consideration of the terms and conditions set forth herein, the parties agree as follows:

DUTIES OF AMBULANCE SERVICE

1. **Services.** AMBULANCE SERVICE shall furnish medical services and ambulance transportation and transport related medical care for the participants in the event, in accordance with applicable federal, state and local rules and regulations, and as agreed to by the parties. AMBULANCE SERVICE shall perform the work described herein and shall furnish all labor, equipment and materials required to perform the services contemplated under this Agreement.
2. **Scope.** This Agreement is applicable to the provision of ambulance coverage at the Event(s), as defined in this Agreement.
3. **Assigned Resources.** For event day services, the standard assignment of personnel for the event shall include:

a. One ALS Ambulance

Additional personnel, ambulances or equipment with their related costs may be assigned to an Event, and charged to the Event Sponsor, depending upon need and by mutual agreement of the parties.

DUTIES OF EVENT SPONSOR

4. **Designate Point of Contact Person.** Event Sponsor will designate a “Point of Contact Person” who will have a radio or other means to contact AMBULANCE SERVICE in the event of an emergency, or to request Performance Services.
5. **Duties of Point of Contact.** The Point of Contact will take all 911 calls and contact AMBULANCE SERVICE to dispatch AMBULANCE SERVICE crew to scene. It is the Point of Contact’s responsibility to contact AMBULANCE SERVICE with all locations.
6. **Contact with 911 System.** It is the responsibility of the Event Sponsor to notify the local 911 dispatch system of the event and to give them the contact information of the event’s ‘Point of Contact.’ It is the

duty of the Event Sponsor to follow the procedures of the 911 system and to coordinate with them.

7. **EMS Medical Plan.** Event Sponsor will file the EMS Medical Plan or other county or city required documents, if applicable, for event and will send a copy of the approved plan to scheduling@centuryamb.com.

8. **Independent Contractor.** AMBULANCE SERVICE acknowledges that it is, and shall at all times be, an independent contractor with respect to meeting AMBULANCE SERVICE responsibilities under this Agreement. Nothing in this Agreement is intended nor shall be construed to create a partnership, employer-employee or joint venture relationship between the parties. Neither party shall have nor exercise any control or direction over the methods by which the other shall perform the services required under this Agreement.

COMPLIANCE AND LIABILITY

9. **Compliance.** The parties shall comply with all applicable federal, state and local laws, ordinances, codes and regulations applicable to each. The parties agree to cooperate with each other as necessary and appropriate to further the purpose and intent of this Agreement.

10. **Mutual Indemnification.** With respect to the Stand-by Event, the Parties agree to defend, indemnify, and hold one another, their directors, trustees, officers, employees, and agents harmless from and against any and all liability, loss, expense including reasonable attorney's fees, or claims for injury or damages arising out of the performance of this Agreement, but only in proportion to, and to the extent such liability, loss, expense, attorney's fees, or claim for injury or damages are caused by or result from the negligence or intentional acts or omissions of the indemnifying party.

11. **Definition of Liability of Parties.** AMBULANCE SERVICE will be liable for all damages ensuing from patient care delivered by its employees up to and including transportation of injured parties in its care. Event Sponsor is liable for any and all damages stemming from the organization of the event up to and including the coordination of patient care.

12. **Confidential Information.** During the term of this Agreement, both parties will have access to and become acquainted with confidential information of the other party, including that relating to plans, operational and business practices and procedures, business techniques/methods, strategic plans, operations and related matters. All such materials are the property of the disclosing party and all such materials shall be considered proprietary. Neither party shall disclose, without the other party's written consent, to any person or entity, directly or indirectly, either during the term of this Agreement or any time thereafter, any such data of the other party except in the course of furtherance of this Agreement.

13. **Dispute Resolution.** In the event a dispute arises between the parties arising out of, or related to, the validity, interpretation, enforcement or performance of this Agreement, the matter shall be submitted to binding arbitration in accordance with the Commercial Rules of Judicial Arbitration and Mediation Services, Inc. (JAMS). The decision of the arbitrator shall be binding and fully enforceable in any court having jurisdiction over the parties. The arbitrator shall not have the authority to award punitive or exemplary damages but shall have the authority to award attorneys' fees and costs to the prevailing party. The phrase "prevailing party" shall mean the party who is determined in the proceeding to have prevailed or who prevails by dismissal, default, or otherwise.

14. **Entire Agreement.** This Agreement supersedes any and all other agreements, oral or written, between the parties and constitutes the entire agreement with respect to the subject matter hereof.

15. **Severability.** In the event any portion of this Agreement is declared invalid or void by a court or arbitrator, such portion shall be severed from this Agreement and the remaining provisions shall remain in full force and effect.

16. **Notices.** All written notices to be given in connection with this Agreement shall be sufficient if sent by (a) facsimile (together with proof of transmission and provided a hard copy is mailed within one business day), (b) certified, registered or other traceable mail, postage prepaid, or (c) national

overnight delivery service to the address specified by such party set forth below.

If notice is given to AMBULANCE SERVICE, it shall be at the following address:

Matthew Johnson
General Manager
Century Ambulance Service, Inc
2110 Herschel St
Jacksonville, FL 32204

If notice is given to Event Sponsor it shall be at the following address:

Iron Horse Mud Ranch
Todd Larson
Kari Larson
karilarson24@gmail.com
8999 US Highway 19 S
Perry FL 32348

17. **Notifications.** Each party shall notify the other in writing within seventy-two (72) hours after the occurrence of any one or more of the following events if related to services provided under this Agreement:

- a. Either party is served with a legal complaint, or named as a defendant or otherwise becomes the subject of any suit, action or other legal proceeding arising out of provision of service under this Agreement;
- b. Either party ceases to be a corporation validly existing, in good standing and authorized to do business, or
- c. Any act or event occurring that has a material adverse effect on either party's ability to carry out the terms and conditions of this Agreement.

18. **Force Majeure.** Neither Party shall be liable nor deemed to be in default for any delay or failure in performance under this Agreement to the extent and for such periods of time as such delay or failure to perform results directly or indirectly from any act of God, action of any governmental authority, war, terrorism, riot, revolution, explosion, sabotage, nuclear incident, natural disaster, inclement weather, lightning, earthquake, fire, flood, storm, sinkhole, epidemic, pandemic, vandalism, strike or other work interruption or any similar or dissimilar cause beyond the reasonable control of either Party. Should such a Force Majeure event occur, both Parties shall make all reasonable and good faith efforts to perform their obligations in as timely a manner as possible under the circumstances.

19. **Counterparts.** This Agreement may be executed in one or more counterparts, each of which shall be deemed to be an original, but all of which taken together shall constitute one and the same instrument.

20. **Governing Law.** This Agreement shall be governed by and construed in accordance with the laws of the State of Florida.

21. **Fees, Billing and Payment.** The Stand-by Event provided under this Agreement will be billed for and be due one week prior to the events listed herein. For the convenience of the parties the amounts and due dates are listed in Attachment A. A finance charge of 1.5% per month (18% APR) may be assessed on outstanding balances..

The Event Sponsor is responsible only for the cost of stand-by medical services at the Event and do not have financial responsibility for the costs of medical transport, except as required by law or if the Event Sponsor elects to accept financial responsibility. AMBULANCE SERVICE shall bill patient, patient's insurance carrier, health plan, or State, federal, or local agencies in accordance with federal, state, and local laws and regulations for any transport or transport related medical services.

22. **Compensation.** AMBULANCE SERVICE will be compensated for the services at \$156.00 per hour

non-defaulting party’s giving of written notice of default, specifying the nature of the alleged default or breach and the desired remedy, the non-defaulting party may give notice of termination and the Agreement shall be terminated.

25. Assignment, Rights and Obligations. The rights and obligations of each party under this Agreement shall inure to the benefit of the parties and their respective successors and permitted assigns. Neither party may assign any of its rights and obligations under this Agreement without obtaining the prior written consent of the other party, which shall not be unreasonably withheld. In the event of any permitted assignment or subcontracting, the assignor or contractor shall remain fully liable hereunder as if such assignment or subcontract did not occur. Any merger, acquisition, consolidation, or the reorganization of either party and/or their respective affiliates shall not constitute an assignment of the Agreement.

26. Confidentiality of Agreement. Neither party shall disclose any of the terms of this Agreement to any third party, except as required by law, without the prior written consent of the other party.

27. Protected Health Information (“PHI”). Both parties agree to keep confidential all individually identifiable protected health information as prescribed under federal law and to not disclose such information to any third party, except where permitted or required by law.

IN WITNESS WHEREOF, the parties hereto have executed or caused this Agreement to be executed as of the day and year written below through the signatures of their respective duly-authorized officers who attest to their right to bind their respective parties to this agreement.

Matthew Johnson/ Century Ambulance Service, Inc Kari Larson/ Iron Horse Mud Ranch

By: _____
Print Name: Matthew Johnson

By: _____
Print Name: _____

Legals 1-5-22

NOTICE OF PUBLIC HEARING
PURSUANT TO SECTION 10-65, TAYLOR COUNTY CODE OF ORDINANCES
(ORDINANCE NO. 2001-12)

Notice is hereby given that the Taylor County Board of County Commissioners will hold a public hearing on Monday, January 18, 2022 at 9:00 a.m., or as soon thereafter as possible, in the Taylor County Administrative Complex, 201 East Green Street, Perry, Florida 32347, to hear an application for a SPECIAL EVENTS PERMIT (MUD-BOG) to be held on March 3rd – March 6th, 2022 from 7:00 a.m. to 7:00 p.m. The event will be held at the Iron Horse Mud Ranch site located at 8999 S. US 19, Perry, Florida.

The application is available to the public and may be inspected at the Taylor County Planning Department, located at the Administrative Complex (Old Post Office), 201 E. Green Street, Perry, Florida 32347.

Notice is further given, pursuant to Florida Statutes 286.0105, that any persons deciding to appeal any matter considered at this hearing will need a record of the hearing and 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.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS, Taylor County, Florida.



Clerk of the Circuit Court & Comptroller

Gary Knowles

Taylor County, Florida

July 8, 2021

Ernest L. Reddick, Program Administrator
Florida Department of State
R.A. Gray Building
500 S. Bronough Street, Room 101
Tallahassee, Florida 32399 – 0250

Dear Mr. Reddick:

I am transmitting herewith, Taylor County Ordinance No. 2021-02.

The Taylor County Commission adopted this Ordinance at the regular meeting of Tuesday, July 6, 2021.

Same is transmitted to your office in compliance with Chapter 125 Florida Statutes.

Very truly yours,

GARY KNOWLES, Clerk
Board of County Commissioners
Taylor County, Florida

GK/cgm
Enc.

108 N JEFFERSON STREET, SUITE 102, PERRY, FL 32347

P.O. BOX 620, PERRY, FL 32348

Phone: (850) 838-3506 x 113

Fax: (850) 838-3549

www.taylorclerk.com

ORDINANCE NO.: 2021-02

AN ORDINANCE OF TAYLOR COUNTY, FLORIDA; AMENDING ORDINANCE 2004-4 (COUNTY CODE §§ 10-41 through 10-100), CREATING AN EXCEPTION TO CONTIGUOUS LANDOWNER WAIVER REQUIREMENT UNDER CERTAIN CIRCUMSTANCES; TO PROVIDE SEVERABILITY AND EFFECTIVE DATE; AND REPEAL ALL ORDINANCES IN CONFLICT HERewith.

WHEREAS, in accordance with Florida Statutes, Chapter 125, the Florida Legislature granted the Board of County Commissioners the authority to create and administer regulations regarding public events; and

WHEREAS, the County had previously established rules regulating mud bogging events by passing Ordinance 2001-12 (later amended by Ordinance 2004-4), the same being codified as Article II, §§ 10-41 through 10-100 of the Taylor County Code; and

WHEREAS, §10-63 states, with regard to such a mud bogging event, "...The owner, exact location, legal description, area and shape of all lands to be used for parking or other uses incidental to the event. All mud bogging (or other similarly noisy activities), shall be located a minimum of 660 feet from the nearest property line, unless a waiver signed by the adjoining property owner(s) is submitted with application for license."; and

WHEREAS, other portions of §§ 10-41 through 10-100 require waivers to be executed by landowners contiguous the event property if event activities are to occur within 660 feet of said contiguous property's shared boundary; and

WHEREAS, the County Commission recognizes that, as it relates to such 660 foot buffer, there should be a distinction between transit to and from such an event, and all other mud bogging related activities; and

WHEREAS, the County wishes to amend its Code of Ordinances in order to recognize said distinction as it relates to obtaining a mud bogging event permit.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF TAYLOR COUNTY, FLORIDA, THAT:

SECTION 1. Recitals.

The foregoing recitals are true and correct and incorporated herein by reference.

SECTION 2. Amendment of Code.

Chapter 10, Article II, §§ 10-41 through 10-100, is amended as follows:

ARTICLE II. - MUD-BOGGING EVENTS

DIVISION 1. - GENERALLY

Sec. 10-41. - Definitions.

Automobile parking space, when required by this article, means any space permanently maintained for the duration of the outdoor event with not less than 144 square feet of usable area, and not less than eight feet wide at any place, on or contiguous to the land on which the outdoor event is conducted, so located and arranged as to permit the parking of, and be readily accessible under its own power to, a passenger automobile of average size.

Event means any mud-bogging where participants are paid or admission is charged that is an event, and/or where 25 trucks or 50 people are present.

Sec. 10-42. - Penalties.

The penalty for violation of the requirements for this article is \$1,000.00 dollars for the first offense, and \$5,000.00 for each offense thereafter. Said violation is a civil infraction.

Secs. 10-43—10-60. - Reserved.

DIVISION 2. - LICENSE

Sec. 10-61. - Required; time for filing application.

- a) Every person conducting, managing or carrying on an event shall first procure a permit and pay a permit and license fee in the amount set forth in section 10-63.
- b) An application for a license for an event shall be filed not less than 60 days prior to the beginning of such event, or not less than five days after the effective date of the ordinance from which this article derives.

Sec. 10-62. - Issued only by the board of county commissioners.

Except as otherwise provided in this article, a license required by this article shall not be issued except upon the order of the board of county commissioners after the board has approved a mud-bogging permit for the event as specified in this article.

Sec. 10-63. - Application—Contents required.

An application for a license for a mud-bogging event shall include:

- 1) The applicant's full name and the physical address where any notice or other correspondence may be sent by certified mail, return receipt requested, (a post office box may not be given) along with a current picture identification of the applicant which will be photocopied.
- 2) The owner, exact location, legal description, area and shape of the premises on which it is planned to conduct the event.
- 3) The owner, exact location, legal description, area and shape of all lands to be used for parking or other uses incidental to the event. All mud bogging (or other similarly noisy activities) shall be located a minimum of 660 feet from the nearest property line, unless a waiver signed by the adjoining property owner(s) is submitted with application for license.
- 4) The date or dates and the hours during which the outdoor event is to be conducted, and during which the premises will be under the control of the applicant.
- 5) An estimate of the minimum and maximum numbers of customers, spectators, participants and other persons expected to attend the event for each day it is conducted.
- 6) A statement whether security will be provided by a private security operator or whether arrangements have been made for security to be provided by off-duty county deputy sheriffs through the sheriff's office. If private security is being used, a sworn statement from the private security operator is needed. Such sworn statement shall set forth the name and address of the private

security operator and certify that all guards to be used are licensed and bonded and do not have a felony record or a criminal history of any violence. If off-duty deputy sheriffs are being used, then a statement from the sheriff's office is needed which states that the sheriff has approved this off-duty work.

- 7) A statement as to what medical/ambulance services will be provided.
- 8) Such other information pertinent to the outdoor event as the board of county commissioners or any other county officer finds necessary and requires in order to determine whether or not the license should be granted and, if granted, the conditions of such license. Such information must be provided to the applicant within 30 days of his or her application.
- 9) A consent to the entry at any time in the course of his or her duties of any emergency personnel (EMS), peace officer, member or employee of the board of county commissioners, county manager, county engineer, county forester or county fire chief or state fire marshal, sheriff, county health officer and any other county officer or state officer in the performance of his or her duties.
- 10) A license fee of \$250.00.

Sec. 10-64. - Same—Accompanying documents.

At the time of filing an application for a license for an outdoor event, the applicant, at the same time, shall also file:

- 1) Four copies of a map drawn to scale of at least one inch to 400 hundred feet, showing:
 - a. The location of the property concerned;
 - b. The location of all highways, roads, lots and parcels of land within 660 feet of the exterior boundaries of the proposed use;
 - c. The location of the parking area and all other areas to be used for other uses incidental to the event;
 - d. All interior access ways;
 - e. Access to the property;
 - f. The location of all toilet, medical, drinking and other facilities;
- 2) A certified list, as shown on the latest available assessment roll of the county of the names and addresses of all persons to whom all property is assessed within 660 feet of the exterior boundaries of the proposed use;
- 3) A document showing that the applicant is the owner of the premises, or an agreement in writing signed by the owner permitting such use of the premises and the filing of the application;
- 4) An agreement signed by the applicant and by the owner of the subject premises that they will reimburse all owners and occupants of property

adjoining the subject premises for all damages of any kind to such owners or occupants or to their property caused by the applicant, owner of the subject premises, or by any person attending the event with knowledge of the applicant, which damage would not have occurred had the event not been held; and

- 5) A standard hold harmless and indemnification form completed and executed by the applicant and the owner of the subject premises stating that they will each indemnify and the county and the sheriff, as well as the board of county commissioners, all county employees, agents, appointees, and designees from any and all manner of action or actions, cause and causes of action, suits, damages, judgments, and claims of any kind whatsoever which may result from or be in any way connected or related to the event.

Sec. 10-65. - Public hearings.

- a) Required. Upon receipt of an application for a license to conduct an event, the board of county commissioners shall determine whether or not more 1,000 persons will attend the event. In making such determination, the board may consider but is not bound by the number stated in the application. If the board finds that not more than 1,000 persons will attend the event and also makes the findings required in section 10-66, then the board may, without holding a public hearing, grant the license. Such license shall not permit more than one thousand (1,000) to attend. Otherwise, the commission shall set the application for hearing. The applicant will pay all advertising cost for public hearings.
- b) Notice of public hearing. The clerk of the court of the county shall serve notice, by certified mail return receipt requested, of the time and place of a hearing required by section 10-66, and not less than (5) days before such hearing serve notice of the time and place of hearing upon all persons whose names and addresses appear upon the latest available assessment roll of the county as owning property within 660 feet of the exterior boundaries of the proposed use.

Sec. 10-66. - Grant or denial conditions.

A license required by this article shall be granted or denied by the board of county commissioners. A license shall not be granted unless the board of county commissioners also finds that the proposed event will not in any way substantially jeopardize, adversely affect, endanger or otherwise constitute a menace to the public health, safety or general welfare, or be materially detrimental to the property of other persons located in the vicinity of such use. The board of county commissioners may find that a location is unsuitable even if in the proper zone.

Sec. 10-67. - Number of participants; dates and hours; conditions.

- a) A license for an event shall state the maximum number of participants permitted. In deciding this maximum, the board of county commissioners may be guided by, but is not bound by the estimate stated in the application for a license.
- b) A license for an event shall state the dates and hours during which the event may be conducted. Unless otherwise approved by the board, the hours will be limited to between 7:00 a.m. and 7:00 p.m.
- c) In granting a license, the board of county commissioners may attach such conditions as it finds necessary to accomplish the purpose of this ordinance, including, but not limited to:
 - 1) Provisions for cleaning up the premises after the termination of the outdoor event;
 - 2) Advertising permitted, including advertising by radio, television or loudspeaker;
 - 3) Assuring that the number attending does not exceed the number permitted by the license;
 - 4) Such other conditions as the board finds necessary for reasons of health, sanitation, supply of food, supply of water, or promotion of the general welfare.
- d) Such conditions shall appear on the license.

Sec. 10-68. - Modification, suspension or revocation.

After a hearing, the board of county commissioners may revoke, suspend or modify a license for an event for any just reason, including but not limited to any non-compliance with any ordinance, state law, or county or state rule.

Secs. 10-69—10-90. - Reserved.

DIVISION 3. - REQUIREMENTS OF LICENSEE

Sec. 10-91. - Limitations.

- a) **Dates and hours.** The licensee shall operate the event only on those days and during the hours specified on the license.
- b) **Admission and number of participants.** The licensee shall not admit any person to an event if such admission would result in a greater number of persons present than permitted by the license.

Sec. 10-92. - Advertising.

A person shall not advertise or announce by any means or medium, including but not limited to pamphlets, handbills, newspapers, radio and television, the holding of an event prior to the granting of a license permitting such event. The licensee or other person shall not print, distribute, broadcast or use any such advertising or announcement, or any other advertising of the event, which has not first been approved by the board of county commissioners.

Sec. 10-93. - Access ways.

- a) The licensee shall provide all exterior and interior access ways that the sheriff, the fire chief and the county engineer find necessary for the use of participants at the event, all exterior and interior access ways shall be clearly delineated by means of curbs or buffers on the ground. A person shall not occupy any such access way except for the purpose of access or to cross the same.

b) Special Access.

- 1) If ingress and egress to the event is by way of a non-public roadway, the applicant shall ensure one (1) lane of traffic (maintained road surface - not including ditch) at least ten (10) feet wide is reserved for the exclusive use of: (i) EMS for ingress and egress to the event, (ii) for property owners whose property is adjacent to the non-public roadway ("Adjacent Owners") for ingress and egress to their own property, and (iii) as an exit lane for patrons. Said dedicated lane shall be cordoned off from unauthorized use by any means necessary (at a minimum, traffic control cones should be deployed approximately every 50 feet along the edge(s) of said dedicated lane). The Applicant will also ensure that the Adjacent Landowners' primary means of access to his or her property remains unobstructed.

Sec. 10-94. - Parking.

Every premises on which an event is conducted shall have on such premises or contiguous thereto automobile parking spaces equal to one-fifth of the number of persons which the license permits to attend the said event unless the county engineer finds that a smaller number is sufficient, in which case the parking area shall be graded, marked and separated by a physical barrier from the area where the patrons will watch the performance. At all times between (1) hour before the beginning of the outdoor event and (1) hour after its termination, the licensee shall provide parking attendants at all entrances, exits and within the parking lots.

Sec. 10-95. - Communication system.

The licensee shall install and at all times during which the event is in progress maintain an emergency communications system which the sheriff, the county forester and the fire chief find adequate for fire and police protection.

Sec. 10-96. - Fire protection.

The licensee shall provide all fire protection and fire safety measures as the county forester and the county fire chief find necessary to protect those attending the event.

Sec. 10-97. - Security guards.

The licensee shall provide one licensed and bonded security guard supplied by a private security operator or one off-duty county deputy sheriff hired through the sheriff's office for each 200 persons which the license permits to attend, whether actually present or not, shall be constantly in attendance during the entire time the event is in progress, and shall devote his or her entire time and attention to keeping order, and observing and enforcing all applicable statutes and ordinances, including the provisions of this article. No private security guard may be a convicted felon or have a criminal record that includes a crime of violence.

Sec. 10-98. - Drinking water.

- a) The licensee shall provide drinking water that is safe and meets the requirements of Florida Statutes, Florida Accessibility Code and Florida Administrative Code, and meets the following standards:
 - 1) One water supply for over 50 through 100 persons;
 - 2) Two water supply for more than 100 but less than 500 persons;
 - 3) One additional water supply for each additional 500 persons or fraction thereof.
- b) If the county health officer finds that lesser or different facilities are sufficient instead of the above, the licensee shall provide such facilities.

Sec. 10-99. - Sanitary facilities.

- a) Sanitary facilities shall be provided as required by the county health officer.
- b) The licensee shall be responsible for all commercial waste and shall be responsible for paying for the pick up of all waste generated.

Sec. 10-100. - Alcohol or drugs.

A person shall not enter, be or remain on any part of the premises on which an event is conducted while in the possession of, consuming, using or under the influence of any alcoholic beverage or drugs. The license shall not permit any such person to enter or remain upon the licensed premises.

SECTION 3. Severability.

It is the intention of the Board of County Commissioners, that the provisions of this ordinance shall become and be made a part of the Taylor County Code; and that the section of this Ordinance may be renumbered or re-lettered and word "ordinance" may be changed to "section", "article" or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 4. Effective Date.

Effective Date. This Ordinance shall take effect immediately upon receipt of official acknowledgement from the Office of the Secretary of State of Florida that this Ordinance has been filed in said office.

PASSED and ADOPTED in regular session by the Board of County Commissioners of Taylor County, Florida, on this 6th day of July, 2021.




BOARD OF COUNTY COMMISSIONERS
TAYLOR COUNTY, FLORIDA

BY: Thomas Demps
THOMAS DEMPS, Chairperson

ATTEST:

Gary Knowles
GARY KNOWLES, Clerk

7

TAYLOR COUNTY BOARD OF COMMISSIONERS	
County Commission Agenda Item	
	SUBJECT/TITLE: Board to hold public hearing at 9:05 a.m. to discuss and receive public input on the County submitting two grant applications to the Fiscal Year 2028 Florida Department of Transportation (FDOT) Transportation Alternatives Program (TAP).
MEETING DATE REQUESTED:	January 18, 2022

Statement of Issue: Board to hold a public hearing to discuss and receive public input for the possible grant submission of two projects for the 2028 funding cycle for the FDOT Transportation Alternatives Program. The proposed projects are a sidewalk to be constructed at Keaton Beach along Keaton Beach Drive to Hodges Park and the second project is a sidewalk to be constructed from the High School along Johnson Striping and Ash Street to Jefferson Street to connect with existing Ash Street sidewalk.

Recommended Action: Move forward with the submission of two grant applications for the proposed projects to the TAP.

Fiscal Impact: The County will not be required to provide a cash match. The County will be required to provide engineering and program administration services.

Budgeted Expense: Y/N Not applicable at this time.

Submitted By: Melody Cox, Grants Writer

Contact: Melody Cox

SUPPLEMENTAL MATERIAL / ISSUE ANALYSIS

History, Facts & Issues: The FDOT Transportation Alternatives applications are submitted a minimum of five years in advance. Transportation Alternatives funds can be used for numerous pedestrian and bicycle projects including but not limited to: the construction sidewalks; bicycle infrastructure; pedestrian and bicycle signals; safety related infrastructure; ADA compliance measures; turn outs; overlooks and; viewing areas. It should be noted that the County must own all right of way or land required for

the projects submitted prior to grant submission. The County is eligible to submit two applications and must indicate which project is the priority at the time of grant submission. At the January 3, 2022 Board meeting, the Board determined the priority project would be the sidewalk from the High School along Johnson Striping and Ash Street. The TAP program approved funding for the sidewalk extension project in Steinhatchee and the construction of the Pinecrest Street sidewalk in Perry for FY 2027. Previously this program funded the Old Dixie Highway sidewalk project from Jefferson Street to South Side Park, the Green Street sidewalk, the bike lane/sidewalk along County Road 361 from Keaton Beach Coastal Park to Dark Island Drive, and the sidewalk along U. S. 19 N to the Sports Complex. This program also funded the paved parking areas, bridge, equestrian area, and restrooms at Hampton Springs Park.

Attachments:

Solicitation Letter and maps with the proposed sidewalk routes





Florida Department of Transportation

RON DESANTIS
GOVERNOR

1109 South Marion Avenue
Lake City, Florida 32025

KEVIN J. THIBAUT, P.E.
SECRETARY

DISTRICT TWO
2022 TRANSPORTATION ALTERNATIVES (TA) SET-ASIDE
FY2024 – FY2028 TENTATIVE WORK PROGRAM

November 10, 2021

District Two is pleased to notify you of the upcoming Transportation Alternatives (TA) Set-Aside application cycle for FY2024 – FY2028 Tentative Work Program.

General Information:

The Transportation Alternatives (TA) Set-Aside Program provides funding for programs and projects consistent with Fixing America's Surface Transportation (FAST) Act under 23 U.S.C. 133(h).

Notification of the TA Set-Aside Program is sent to the attention of each previously designated Transportation Alternatives Set-Aside Program contact and/or respective recipient. Each entity (County or TPO) is required to prioritize project(s). The Department will only be reviewing the **top two (2)** priorities for each entity. If located within a TPO area, the applicant must submit project(s) to the proper TPO to collectively prioritize for submittal. In addition, outside TPO areas, all submittals should be prioritized through the Board of County Commissioners. All 2022 applications will be submitted into GAP, directions on how to submit using GAP are attached. Once an application package is received, it will be evaluated by the Department. If the project is selected, it will be added to the Department's Tentative 5-Year Work Program and the sponsoring agency will be notified. **If the project is not programmed, the sponsoring agency may resubmit during the next solicitation cycle if the project remains a priority.**

Eligible Projects:

1. Construction, planning and design of on and off-road facilities for bicyclists, pedestrians, and other forms of non-motorized transportation.
2. Construction, planning and design of infrastructure- related projects/systems to provide safe routes for non-drivers including children, older adults and individuals with disabilities.

3. Conversion and use of abandoned railroad corridors for non-motorized uses.
4. Construction of turnouts, overlooks, and viewing areas.
5. Inventory, control, or removal of outdoor advertising.
6. Historic Preservation and rehabilitation of historic transportation facilities.
7. Vegetation management practices in transportation rights of way.
8. Archaeological activities relating to impacts from transportation projects.
9. Environmental mitigation activities.
10. The Safe Routes to School Program – A separate application form must be filled out and included with the Transportation Alternatives application. Because of the extensive nature of the Safe Routes to School application, an additional year may be needed before a Safe Routes to School project can be programmed.

Evaluation Criteria:

The Department must consider, but is not limited to, the following criteria for evaluation of projects for the TA Set-Aside Program:

1. Is the project within a TPO area? If yes, is the application submitted through the TPO with a priority ranking?
2. Is the project outside a TPO area? If yes, is the application submitted and prioritized through the Board of County Commissioners?
3. Has the project been submitted previously for TA and not selected for funding?
4. Have previous work phases or work in progress been identified where applicable?
5. Has the project been submitted to additional programs for funding for the same scope of work?
6. Has in kind-match, such as right-of-way donations and private funds, been identified?
7. Has right-of-way ownership been identified and verified that it is in public use?
8. What is the return on transportation investment?

Note the Following Submittal Items:

1. A completed application with priority number.
2. The "Certification of Project Sponsor" on the last page of the application must be filled out and signed for the project to be programmed.
3. A scaled Aerial Location Map depicting the project limits and any project-related drawings or pictures (if available).
4. Project details, including typical sections and other engineering information.

5. Right-of-way details, including ownership information, the amount required to complete the project and a right-of-way map, if available.
6. Completed cost estimate using the provided format (**one Excel file-attached**) prepared by a Professional Engineer using DOT pay items.
7. If available, public support letters, private support letters & public meeting documentation.

Further Considerations:

1. Projects off the State Highway System must be performed by the Sponsoring Agency via a Local Program (LAP) agreement.
2. If you have a partially funded project in the 5-year Work Program, please reach out to the Department so we can discuss what is needed to move forward with the project.
3. If **ALL** the right-of-way necessary to construct the project is **not** currently in public ownership, please do not apply until you speak with the Department.

NOTE:

Also, attached is the updated **pdf application**, updated **TA Guidance**, and directions on how to submit into **GAP**. These forms are also available in the GAP system. District Two will begin utilizing the **GAP** program this cycle. If you do not have access, please contact the Department as soon as possible to get set up in the system.

Applications are due to the Department **no later than February 18, 2022**. We will **NOT** accept any e-mailed or hard copies of application packages. We will not be allowed to accept any applications packages after the deadline date. Please submit all materials in the **GAP** system before the due date.

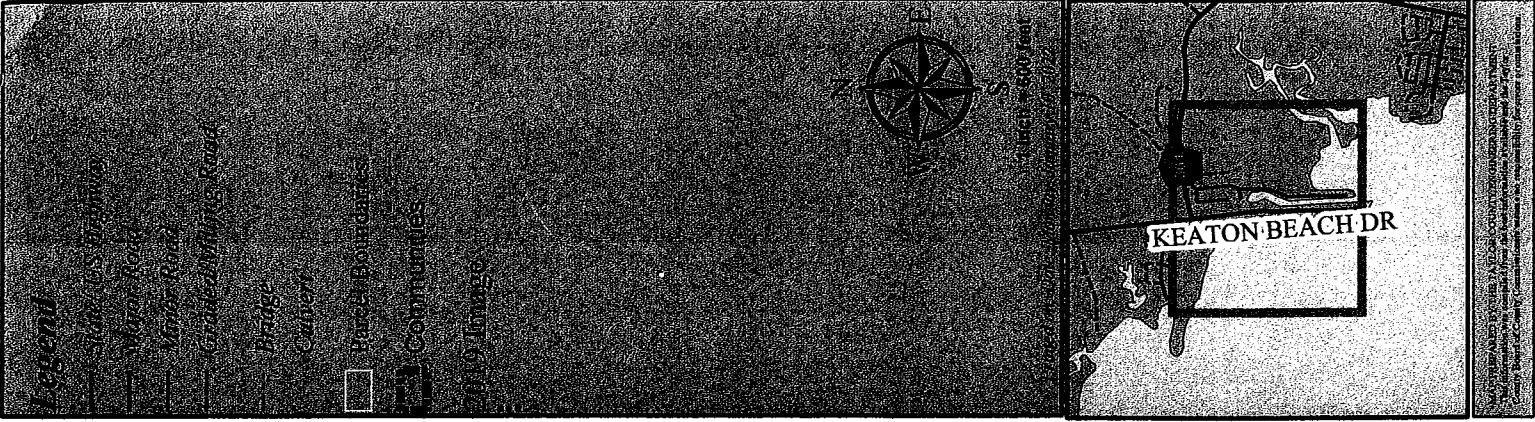
If you have any questions or comments or need further clarification, you may reach David Tyler at (386) 961- 7842, or e-mail: david.tyler@dot.state.fl.us.

Thank you for your participation in this program.

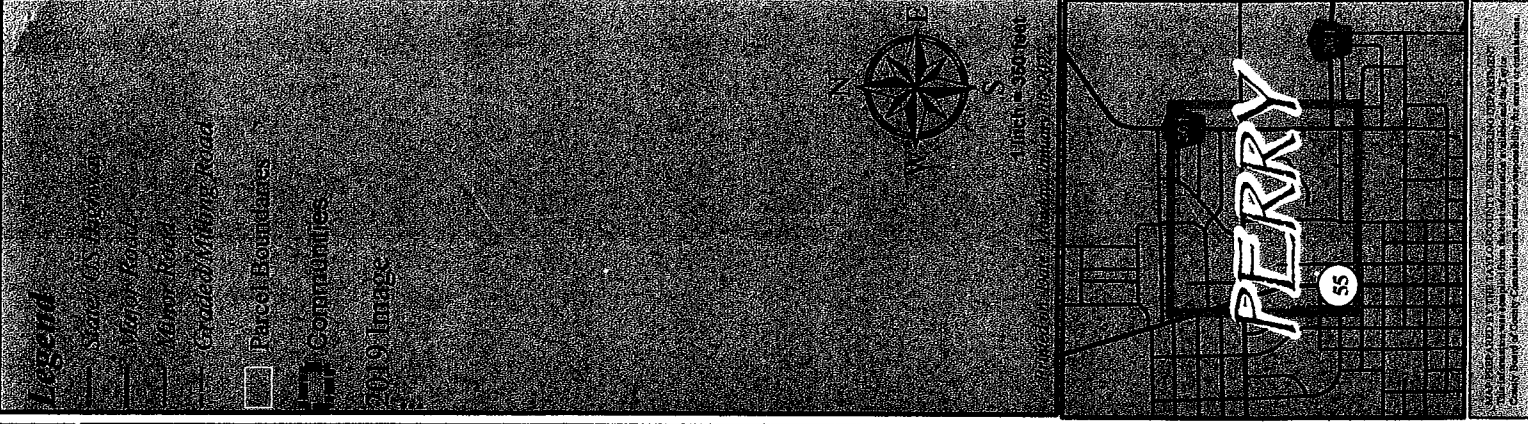
Attachments:

2022 Transportation Alternatives Application.pdf
Transportation Alternatives Program Guidance
Copy of TAP Request for Funding Engineers Cost Estimate.xlsx
Creating and Submitting an Application in GAP.pdf

Taylor County GIS Mapping - Transportation Alternatives Program



Taylor County GIS Mapping - Transportation Alternatives Program



TAYLOR COUNTY BOARD OF COMMISSIONERS

County Commission Agenda Item

SUBJECT/TITLE:

Board to hold a public hearing for the 1st reading of an ordinance to amend the flood plain ordinance describing variances for agricultural structures and accessory structures and clarifying elevation of mobile homes to the bottom of the I-Beam

MEETING DATE REQUESTED:

January 18, 2022

Statement of Issue: Public hearing 1st reading of flood plain ordinance

Fiscal Impact:

Budgeted Expense: Yes ☐ No ☐ N/A ☒

Submitted By: Danny Griner

Contact: building.director@taylorcountygov.com

SUPPLEMENTAL MATERIAL / ISSUE ANALYSIS

History, Facts & Issues: The county flood plain ordinance is periodically reviewed by the Community Review System (CRS) and given a grade that impacts the flood insurance rates for homeowners in the flood zone. Our present rate is a 7 and the CRS representatives stated that the rating would most likely go up to 9, if, the county does not adopt the recommended amendments to the existing flood ordinance. The impacts are estimated to around \$60,000, or, average around \$120 per household. The ordinance amends definitions for agricultural and accessory structures. Accessory structures would be limited in size and use and agricultural structures will have an adopted variance procedure for location in the flood plain. The ordinance clarifies that mobile home elevation is measure to the bottom of the I-Beam. Some of the changes of note are as follows:

1. Accessory structures in A & AE flood zones are limited to 600 square feet in size.
2. Accessory structures in VE flood zones are limited to 100 square feet.
3. All replaced mobile homes must be elevated to 1-foot above Base Flood Elevation.
4. Variances for agricultural structures are allowed (limited in VE zone).

Staff respectfully requests that the board hold the public hearing for the 1st reading of the ordinance.

Options:

1. Approve the ordinance for purposes of the adoption hearing.
2. Choose not to move forward with the ordinance.

Attachments:

1. Copy of the ordinance
2. Copy of the legal notice of the hearing

ORDINANCE NO. ____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF TAYLOR COUNTY AMENDING THE TAYLOR COUNTY CODE OF ORDINANCES, LAND DEVELOPMENT CODE, CHAPTER 42, ARTICLE XI FLOOD DAMAGE PREVENTION TO PROVIDE CRITERIA FOR AGRICULTURAL STRUCTURES AND ACCESSORY STRUCTURES IN FLOOD HAZARD AREAS; TO SPECIFY ELEVATION OF MANUFACTURED HOMES IN FLOOD HAZARD AREAS; PROVIDING FOR APPLICABILITY AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Legislature of the State of Florida has, in Chapter 125 – County Government, Florida Statutes, conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Federal Emergency Management Agency released FEMA Policy #104-008-03 Floodplain Management Requirements for Agricultural Structures and Accessory Structures; and

WHEREAS, the Board of County Commissioners has determined it appropriate to adopt regulations that are consistent with the FEMA Policy to allow issuance of permits for wet floodproofed accessory structures that are not larger than the sizes specified in the FEMA Policy and to allow consideration of variances for wet floodproofed agricultural structures; and

WHEREAS, Taylor County participates in the National Flood Insurance Program and participates in the NFIP's Community Rating System, a voluntary incentive program that recognizes and encourages community floodplain management activities that exceed the minimum program requirements, achieving a CRS rating of Class 7; and

WHEREAS, in 2020 the NFIP Community Rating System established certain minimum prerequisites for communities to qualify for or maintain class ratings of Class 8 or better and to satisfy the prerequisite and for Taylor County to maintain the current CRS rating, all manufactured homes installed or replaced in special flood hazard areas must be elevated such that the lowest floors are at or above at least the base flood elevation plus 1 foot, which necessitates modification of the existing requirements; and

WHEREAS, the Board of County Commissioners determined that it is in the public interest to amend the floodplain management regulations to better protect

owners and occupants of manufactured homes and to continue participating in the Community Rating System at the current class rating.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Taylor County that the Land Development Code, Chapter 42, Article XI Flood Damage Prevention is amended as set forth in the following amendments, as shown in ~~strike through~~ and underline format in Section 2.

SECTION 1. RECITALS.

The foregoing whereas clauses are incorporated herein by reference and made a part hereof.

SECTION 2. AMENDMENTS.

The Land Development Code, Chapter 42, Article XI Flood Damage Prevention is hereby amended by the following amendments.

ARTICLE XI. - FLOOD DAMAGE PREVENTION

DIVISION 1. - DEFINITIONS

Sec. 42-966. - Definitions.

Unless otherwise expressly stated, the following words and terms shall, for the purposes of this article, have the meanings shown in this section. Where terms are not defined in this article and are defined in the Florida Building Code, such terms shall have the meanings ascribed to them in that code. Where terms are not defined in this article or the Florida Building Code, such terms shall have ordinarily accepted meanings such as the context implies.

Accessory structure means a structure on the same parcel of property as a principal structure and the use of which is incidental to the use of the principal structure. For floodplain management purposes, the term includes only accessory structures used for parking and storage.

Agricultural structure means, for floodplain management purposes, a walled and roofed structure used exclusively for agricultural purposes or uses in connection with the production, harvesting, storage, raising, or drying of agricultural commodities and livestock, including aquatic organisms. Structures that house tools or equipment used in connection with these purposes or uses are also considered to have agricultural purposes or uses.

Alteration of a watercourse means a dam, impoundment, channel relocation, change in channel alignment, channelization, or change in cross-sectional area of the channel or the channel capacity, or any other form of modification which may alter, impede, retard or change the direction and/or velocity of the riverine flow of water during conditions of the base flood.

Appeal means a request for a review of the floodplain administrator's interpretation of any provision of this article.

ASCE 24 means a standard titled Flood-Resistant Design and Construction that is referenced by the Florida Building Code. ASCE 24 is developed and published by the American Society of Civil Engineers, Reston, VA.

Base flood means a flood having a one-percent chance of being equaled or exceeded in any given year. [Also defined in FBC, B, Section 202.] The base flood is commonly referred to as the "100-year flood" or the "one-percent-annual chance flood."

Base flood elevation means the elevation of the base flood, including wave height, relative to the National Geodetic Vertical Datum (NGVD), North American Vertical Datum (NAVD) or other datum specified on the Flood Insurance Rate Map (FIRM). [Also defined in FBC, B, Section 202.]

Basement means the portion of a building having its floor subgrade (below ground level) on all sides. [Also defined in FBC, B, Section 202; see "Basement (for flood loads)".]

Coastal high hazard area means a special flood hazard area extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. Coastal high hazard areas are also referred to as "high hazard areas subject to high velocity wave action" or "V zones" and are designated on flood insurance rate maps (FIRM) as Zone V1-V30, VE, or V.

Design flood means the flood associated with the greater of the following two areas: [Also defined in FBC, B, Section 202.]

- (1) Area with a floodplain subject to a one-percent or greater chance of flooding in any year; or
- (2) Area designated as a flood hazard area on the community's flood hazard map, or otherwise legally designated.

Design flood elevation means the elevation of the "design flood," including wave height, relative to the datum specified on the community's legally designated flood hazard map. In areas designated as Zone AO, the design flood elevation shall be the elevation of the highest existing grade of the building's perimeter plus the depth number (in feet) specified on the flood hazard map. In areas designated as Zone AO where the depth number is not specified on the map, the depth number shall be taken as being equal to two feet. [Also defined in FBC, B, Section 202.]

Development means any manmade change to improved or unimproved real estate, including but not limited to, buildings or other structures, tanks, temporary structures, temporary or permanent storage of equipment or materials, mining, dredging, filling, grading, paving, excavations, drilling operations or any other land disturbing activities.

Encroachment means the placement of fill, excavation, buildings, permanent structures or other development into a flood hazard area which may impede or alter the flow capacity of riverine flood hazard areas.

Existing building and existing structure means any buildings and structures for which the "start of construction" commenced before November 16, 1983. [Also defined in FBC, B, Section 202.]

Existing manufactured home park or subdivision means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the

construction of streets, and either final site grading or the pouring of concrete pads) is completed before November 16, 1983.

Expansion to an existing manufactured home park or subdivision means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

Federal Emergency Management Agency (FEMA) means the federal agency that, in addition to carrying out other functions, administers the National Flood Insurance Program.

Flood or flooding means a general and temporary condition of partial or complete inundation of normally dry land from: [Also defined in FBC, B, Section 202.]

- (1) The overflow of inland or tidal waters.
- (2) The unusual and rapid accumulation or runoff of surface waters from any source.

Flood damage-resistant materials means any construction material capable of withstanding direct and prolonged contact with floodwaters without sustaining any damage that requires more than cosmetic repair. [Also defined in FBC, B, Section 202.]

Flood hazard area means the greater of the following two areas: [Also defined in FBC, B, Section 202.]

- (1) The area within a floodplain subject to a one-percent or greater chance of flooding in any year.
- (2) The area designated as a flood hazard area on the community's flood hazard map, or otherwise legally designated.

Flood insurance rate map (FIRM) means the official map of the community on which the Federal Emergency Management Agency has delineated both special flood hazard areas and the risk premium zones applicable to the community. [Also defined in FBC, B, Section 202.]

Flood insurance study (FIS) means the official report provided by the Federal Emergency Management Agency that contains the flood insurance rate map, the flood boundary and floodway map (if applicable), the water surface elevations of the base flood, and supporting technical data. [Also defined in FBC, B, Section 202.]

Floodplain administrator means the office or position designated and charged with the administration and enforcement of this article (may be referred to as the floodplain manager).

Floodplain development permit or approval means an official document or certificate issued by the community, or other evidence of approval or concurrence, which authorizes performance of specific development activities that are located in flood hazard areas and that are determined to be compliant with this article.

Floodway means the channel of a river or other riverine watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot. [Also defined in FBC, B, Section 202.]

Floodway encroachment analysis means an engineering analysis of the impact that a proposed encroachment into a floodway is expected to have on the floodway boundaries

and base flood elevations; the evaluation shall be prepared by a qualified Florida licensed engineer using standard engineering methods and models.

Florida Building Code means the family of codes adopted by the Florida Building Commission, including: Florida Building Code, Building; Florida Building Code, Residential; Florida Building Code, Existing Building; Florida Building Code, Mechanical; Florida Building Code, Plumbing; Florida Building Code, Fuel Gas.

Functionally dependent use means a use which cannot perform its intended purpose unless it is located or carried out in close proximity to water, including only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities; the term does not include long-term storage or related manufacturing facilities.

Highest adjacent grade means the highest natural elevation of the ground surface prior to construction next to the proposed walls or foundation of a structure.

Historic structure means any structure that is determined eligible for the exception to the flood hazard area requirements of the Florida Building Code, Existing Building, Chapter 12 Historic Buildings.

Letter of map change (LOMC) means an official determination issued by FEMA that amends or revises an effective flood insurance rate map or flood insurance study. Letters of map change include:

Letter of map amendment (LOMA): An amendment based on technical data showing that a property was incorrectly included in a designated special flood hazard area. A LOMA amends the current effective flood insurance rate map and establishes that a specific property, portion of a property, or structure is not located in a special flood hazard area.

Letter of map revision (LOMR): A revision based on technical data that may show changes to flood zones, flood elevations, special flood hazard area boundaries and floodway delineations, and other planimetric features.

Letter of map revision based on fill (LOMR-F): A determination that a structure or parcel of land has been elevated by fill above the base flood elevation and is, therefore, no longer located within the special flood hazard area. In order to qualify for this determination, the fill must have been permitted and placed in accordance with the community's floodplain management regulations.

Conditional letter of map revision (CLOMR): A formal review and comment as to whether a proposed flood protection project or other project complies with the minimum NFIP requirements for such projects with respect to delineation of special flood hazard areas. A CLOMR does not revise the effective flood insurance rate map or flood insurance study; upon submission and approval of certified as-built documentation, a letter of map revision may be issued by FEMA to revise the effective FIRM.

Light-duty truck means, as defined in 40 C.F.R. 86.082-2, any motor vehicle rated at 8,500 pounds gross vehicular weight rating or less which has a vehicular curb weight of 6,000 pounds or less and which has a basic vehicle frontal area of 45 square feet or less, which is:

- (1) Designed primarily for purposes of transportation of property or is a derivation of such a vehicle; or

- (2) Designed primarily for transportation of persons and has a capacity of more than 12 persons; or
- (3) Available with special features enabling off-street or off-highway operation and use.

Lowest floor means the lowest floor of the lowest enclosed area of a building or structure, including basement, but excluding any unfinished or flood-resistant enclosure, other than a basement, usable solely for vehicle parking, building access or limited storage provided that such enclosure is not built so as to render the structure in violation of the non-elevation requirements of the Florida Building Code or ASCE 24. [Also defined in FBC, B, Section 202.]

Manufactured home means a structure, transportable in one or more sections, which is eight feet or more in width and greater than 400 square feet, and which is built on a permanent, integral chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreational vehicle" or "park trailer." [Also defined in 15C-1.0101, F.A.C.]

Manufactured home park or subdivision means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

Market value means the price at which a property will change hands between a willing buyer and a willing seller, neither party being under compulsion to buy or sell and both having reasonable knowledge of relevant facts. As used in this article, the term refers to the market value of buildings and structures, excluding the land and other improvements on the parcel. Market value may be established by a qualified independent appraiser, actual cash value (replacement cost depreciated for age and quality of construction), or tax assessment value adjusted to approximate market value by a factor provided by the property appraiser.

New construction means, for the purposes of administration of this article and the flood-resistant construction requirements of the Florida Building Code, structures for which the "start of construction" commenced on or after November 16, 1983 and includes any subsequent improvements to such structures.

~~*New manufactured home park or subdivision* means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after November 16, 1983.~~

Park trailer means a transportable unit which has a body width not exceeding 14 feet and which is built on a single chassis and is designed to provide seasonal or temporary living quarters when connected to utilities necessary for operation of installed fixtures and appliances. [Defined in section 320.01, F.S.]

Recreational vehicle means a vehicle, including a park trailer, which is: [See F.S. § 320.01)

- (1) Built on a single chassis;
- (2) Four hundred square feet or less when measured at the largest horizontal projection;
- (3) Designed to be self-propelled or permanently towable by a light-duty truck; and

- (4) Designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Sand dunes means naturally occurring accumulations of sand in ridges or mounds landward of the beach.

Special flood hazard area means an area in the floodplain subject to a one-percent or greater chance of flooding in any given year. Special flood hazard areas are shown on FIRMs as Zone A, AO, A1-A30, AE, A99, AH, V1-V30, VE or V. [Also defined in FBC, B Section 202.]

Start of construction means the date of issuance of permits for new construction and substantial improvements, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement is within 180 days of the date of the issuance. The actual start of construction means either the first placement of permanent construction of a building (including a manufactured home) on a site, such as the pouring of slab or footings, the installation of piles, or the construction of columns.

Permanent construction does not include land preparation (such as clearing, grading, or filling), the installation of streets or walkways, excavation for a basement, footings, piers, or foundations, the erection of temporary forms or the installation of accessory buildings such as garages or sheds not occupied as dwelling units or not part of the main buildings. For a substantial improvement, the actual "start of construction" means the first alteration of any wall, ceiling, floor or other structural part of a building, whether or not that alteration affects the external dimensions of the building. [Also defined in FBC, B Section 202.]

Substantial damage means damage of any origin sustained by a building or structure whereby the cost of restoring the building or structure to its before-damaged condition would equal or exceed 50 percent of the market value of the building or structure before the damage occurred. [Also defined in FBC, B Section 202.]

Substantial improvement means any repair, reconstruction, rehabilitation, alteration, addition, or other improvement of a building or structure, the cost of which equals or exceeds 50 percent of the market value of the building or structure before the improvement or repair is started. If the structure has incurred "substantial damage," any repairs are considered substantial improvement regardless of the actual repair work performed. The term does not, however, include either: [Also defined in FBC, B, Section 202.]

- (1) Any project for improvement of a building required to correct existing health, sanitary, or safety code violations identified by the building official and that are the minimum necessary to assure safe living conditions.
- (2) Any alteration of a historic structure provided the alteration will not preclude the structure's continued designation as a historic structure.

Variance means a grant of relief from the requirements of this article, or the flood resistant construction requirements of the Florida Building Code, which permits construction in a manner that would not otherwise be permitted by this article or the Florida Building Code.

Watercourse means a river, creek, stream, channel or other topographic feature in, on, through, or over which water flows at least periodically.

(Ord. No. 2018-06, 7-17-2018)

Cross reference— Definitions generally, § 1-2.

Secs. 42-967—42-980. - Reserved.

DIVISION 2. - SCOPE AND ADMINISTRATION

Sec. 42-981. - Scope; general.

- (1) *Title.* These regulations shall be known as the Flood Damage Prevention Ordinance of Taylor County, hereinafter referred to as "this article."
- (2) *Scope.* The provisions of this article shall apply to all development that is wholly within or partially within any flood hazard area, including, but not limited to, the subdivision of land; filling, grading, and other site improvements and utility installations; construction, alteration, remodeling, enlargement, improvement, replacement, repair, relocation or demolition of buildings, structures, and facilities that are exempt from the Florida Building Code; placement, installation, or replacement of manufactured homes and manufactured buildings; installation or replacement of tanks; placement of recreational vehicles; installation of swimming pools; and any other development.
- (3) *Intent.* The purposes of this article and the flood load and flood-resistant construction requirements of the Florida Building Code are to establish minimum requirements to safeguard the public health, safety, and general welfare and to minimize public and private losses due to flooding through regulation of development in flood hazard areas to:
 - (a) Minimize unnecessary disruption of commerce, access and public service during times of flooding;
 - (b) Require the use of appropriate construction practices in order to prevent or minimize future flood damage;
 - (c) Manage filling, grading, dredging, mining, paving, excavation, drilling operations, storage of equipment or materials, and other development which may increase flood damage or erosion potential;
 - (d) Manage the alteration of flood hazard areas, watercourses, and shorelines to minimize the impact of development on the natural and beneficial functions of the floodplain;
 - (e) Minimize damage to public and private facilities and utilities;
 - (f) Help maintain a stable tax base by providing for the sound use and development of flood hazard areas;
 - (g) Minimize the need for future expenditure of public funds for flood control projects and response to and recovery from flood events; and
 - (h) Meet the requirements of the National Flood Insurance Program for community participation as set forth in Title 44 Code of Federal Regulations, Section 59.22.
- (4) *Coordination with the Florida Building Code.* This article is intended to be administered and enforced in conjunction with the Florida Building Code. Where cited, ASCE 24 refers to the edition of the standard that is referenced by the Florida Building Code.
- (5) *Warning.* The degree of flood protection required by this article and the Florida Building Code, as amended by this community, is considered the minimum reasonable for regulatory purposes and is based on scientific and engineering considerations.

Larger floods can and will occur. Flood heights may be increased by manmade or natural causes. This article does not imply that land outside of mapped special flood hazard areas, or that uses permitted within such flood hazard areas, will be free from flooding or flood damage. The flood hazard areas and base flood elevations contained in the flood insurance study and shown on flood insurance rate maps and the requirements of Title 44 Code of Federal Regulations, Sections 59 and 60 may be revised by the Federal Emergency Management Agency, requiring this community to revise these regulations to remain eligible for participation in the National Flood Insurance Program. No guaranty of vested use, existing use, or future use is implied or expressed by compliance with this article.

- (6) *Disclaimer of liability.* This article shall not create liability on the part of Board of County Commissioners of Taylor County or by any officer or employee thereof for any flood damage that results from reliance on this article or any administrative decision lawfully made thereunder.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-982. - Applicability.

- (1) *General.* Where there is a conflict between a general requirement and a specific requirement, the specific requirement shall be applicable.
- (2) *Areas to which this article applies.* This article shall apply to all flood hazard areas within the Taylor County, as established in subsection (3) of this section.
- (3) *Basis for establishing flood hazard areas.* The Flood Insurance Study for Taylor County, Florida and Incorporated Areas dated February 1, 2019 May 4, 2009, and all subsequent amendments and revisions, and the accompanying flood insurance rate maps (FIRM), and all subsequent amendments and revisions to such maps, are adopted by reference as a part of this article and shall serve as the minimum basis for establishing flood hazard areas. Studies and maps that establish flood hazard areas are on file at the Department of Building and Planning, 201 East Green Street, Perry, FL.
- (4) *Submission of additional data to establish flood hazard areas.* To establish flood hazard areas and base flood elevations, pursuant to section 42-985 of this article the floodplain administrator may require submission of additional data. Where field surveyed topography prepared by a Florida-licensed professional surveyor or digital topography accepted by the community indicates that ground elevations:
 - (a) Are below the closest applicable base flood elevation, even in areas not delineated as a special flood hazard area on a FIRM, the area shall be considered as flood hazard area and subject to the requirements of this article and, as applicable, the requirements of the Florida Building Code.
 - (b) Are above the closest applicable base flood elevation, the area shall be regulated as special flood hazard area unless the applicant obtains a letter of map change that removes the area from the special flood hazard area.

- (5) *Other laws.* The provisions of this article shall not be deemed to nullify any provisions of local, state or federal law.
- (6) *Abrogation and greater restrictions.* This article supersedes any ordinance in effect for management of development in flood hazard areas. However, it is not intended to repeal or abrogate any existing ordinances including, but not limited to, land development regulations, zoning ordinances, stormwater management regulations, or the Florida Building Code. In the event of a conflict between this article and any other ordinance, the more restrictive shall govern. This article shall not impair any deed restriction, covenant or easement, but any land that is subject to such interests shall also be governed by this article.
- (7) *Interpretation.* In the interpretation and application of this article, all provisions shall be:
 - (a) Considered as minimum requirements;
 - (b) Liberally construed in favor of the governing body; and
 - (c) Deemed neither to limit nor repeal any other powers granted under state statutes.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-983. - Duties and powers of the floodplain administrator.

- (1) *Designation.* The building official is designated as the floodplain administrator. The floodplain administrator may delegate performance of certain duties to other employees.
- (2) *General.* The floodplain administrator is authorized and directed to administer and enforce the provisions of this article. The floodplain administrator shall have the authority to render interpretations of this article consistent with the intent and purpose of this article and may establish policies and procedures in order to clarify the application of its provisions. Such interpretations, policies, and procedures shall not have the effect of waiving requirements specifically provided in this article without the granting of a variance pursuant to section 42-987 of this article.
- (3) *Applications and permits.* The floodplain administrator, in coordination with other pertinent offices of the community, shall:
 - (a) Review applications and plans to determine whether proposed new development will be located in flood hazard areas;
 - (b) Review applications for modification of any existing development in flood hazard areas for compliance with the requirements of this article;
 - (c) Interpret flood hazard area boundaries where such interpretation is necessary to determine the exact location of boundaries; a person contesting the determination shall have the opportunity to appeal the interpretation;
 - (d) Provide available flood elevation and flood hazard information;
 - (e) Determine whether additional flood hazard data shall be obtained from other sources or shall be developed by an applicant;

- (f) Review applications to determine whether proposed development will be reasonably safe from flooding;
 - (g) Issue floodplain development permits or approvals for development other than buildings and structures that are subject to the Florida Building Code, including buildings, structures and facilities exempt from the Florida Building Code, when compliance with this article is demonstrated, or disapprove the same in the event of noncompliance; and
 - (h) Coordinate with and provide comments to the building official to assure that applications, plan reviews, and inspections for buildings and structures in flood hazard areas comply with the applicable provisions of this article.
- (4) *Substantial improvement and substantial damage determinations.* For applications for building permits to improve buildings and structures, including alterations, movement, enlargement, replacement, repair, change of occupancy, additions, rehabilitations, renovations, substantial improvements, repairs of substantial damage, and any other improvement of or work on such buildings and structures, the floodplain administrator, in coordination with the building official, shall:
- (a) Estimate the market value, or require the applicant to obtain an appraisal of the market value prepared by a qualified independent appraiser, of the building or structure before the start of construction of the proposed work; in the case of repair, the market value of the building or structure shall be the market value before the damage occurred and before any repairs are made;
 - (b) Compare the cost to perform the improvement, the cost to repair a damaged building to its pre-damaged condition, or the combined costs of improvements and repairs, if applicable, to the market value of the building or structure;
 - (c) Determine and document whether the proposed work constitutes substantial improvement or repair of substantial damage; and
 - (d) Notify the applicant if it is determined that the work constitutes substantial improvement or repair of substantial damage and that compliance with the flood-resistant construction requirements of the Florida Building Code and this article is required.
- (5) *Modifications of the strict application of the requirements of the Florida Building Code.* The floodplain administrator shall review requests submitted to the building official that seek approval to modify the strict application of the flood load and flood-resistant construction requirements of the Florida Building Code to determine whether such requests require the granting of a variance pursuant to section 42-987 of this article.
- (6) *Notices and orders.* The floodplain administrator shall coordinate with appropriate local agencies for the issuance of all necessary notices or orders to ensure compliance with this article.
- (7) *Inspections.* The floodplain administrator shall make the required inspections as specified in section 42-986 of this article for development that is not subject to the Florida Building Code, including buildings, structures and facilities exempt from the Florida Building Code. The floodplain administrator shall inspect flood hazard areas to determine if development is undertaken without issuance of a permit.
- (8) *Other duties of the floodplain administrator.* The floodplain administrator shall have other duties, including but not limited to:

- (a) Establish, in coordination with the building official, procedures for administering and documenting determinations of substantial improvement and substantial damage made pursuant to subsection 42-983(4) of this article;
 - (b) Require that applicants proposing alteration of a watercourse notify adjacent communities and the Florida Division of Emergency Management, State Floodplain Management Office, and submit copies of such notifications to the Federal Emergency Management Agency (FEMA);
 - (c) Require applicants who submit hydrologic and hydraulic engineering analyses to support permit applications to submit to FEMA the data and information necessary to maintain the flood insurance rate maps if the analyses propose to change base flood elevations, flood hazard area boundaries, or floodway designations; such submissions shall be made within six months of such data becoming available;
 - (d) Review required design certifications and documentation of elevations specified by this article and the Florida Building Code to determine that such certifications and documentations are complete;
 - (e) Notify the Federal Emergency Management Agency when the corporate boundaries of Taylor County are modified; and
 - (f) Advise applicants for new buildings and structures, including substantial improvements, that are located in any unit of the Coastal Barrier Resources System established by the Coastal Barrier Resources Act (Pub. L. 97-348) and the Coastal Barrier Improvement Act of 1990 (Pub. L. 101-591) that federal flood insurance is not available on such construction; areas subject to this limitation are identified on flood insurance rate maps as "Coastal Barrier Resource System Areas" and "Otherwise Protected Areas."
- (9) *Floodplain management records.* Regardless of any limitation on the period required for retention of public records, the floodplain administrator shall maintain and permanently keep and make available for public inspection all records that are necessary for the administration of this article and the flood resistant construction requirements of the Florida Building Code, including flood insurance rate maps; letters of map change; records of issuance of permits and denial of permits; determinations of whether proposed work constitutes substantial improvement or repair of substantial damage; required design certifications and documentation of elevations specified by the Florida Building Code and this article; notifications to adjacent communities, FEMA, and the state related to alterations of watercourses; assurances that the flood carrying capacity of altered watercourses will be maintained; documentation related to appeals and variances, including justification for issuance or denial; and records of enforcement actions taken pursuant to this article and the flood-resistant construction requirements of the Florida Building Code. These records shall be available for public inspection at Department of Building and Planning, 201 East Green Street, Perry, FL.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-984. - Permits.

- (1) *Permits required.* Any owner or owner's authorized agent (hereinafter "applicant") who intends to undertake any development activity within the scope of this article, including buildings, structures and facilities exempt from the Florida Building Code, which is

wholly within or partially within any flood hazard area shall first make application to the floodplain administrator, and the building official if applicable, and shall obtain the required permit(s) and approval(s). No such permit or approval shall be issued until compliance with the requirements of this article and all other applicable codes and regulations has been satisfied.

- (2) *Floodplain development permits or approvals.* Floodplain development permits or approvals shall be issued pursuant to this article for any development activities not subject to the requirements of the Florida Building Code, including buildings, structures and facilities exempt from the Florida Building Code. Depending on the nature and extent of proposed development that includes a building or structure, the floodplain administrator may determine that a floodplain development permit or approval is required in addition to a building permit.
- (3) *Buildings, structures and facilities exempt from the Florida Building Code.* Pursuant to the requirements of federal regulation for participation in the National Flood Insurance Program (44 C.F.R. Sections 59 and 60), floodplain development permits or approvals shall be required for the following buildings, structures and facilities that are exempt from the Florida Building Code and any further exemptions provided by law, which are subject to the requirements of this article:
 - (a) Railroads and ancillary facilities associated with the railroad.
 - (b) Nonresidential farm buildings on farms, as provided in F.S. § 604.50.
 - (c) Temporary buildings or sheds used exclusively for construction purposes.
 - (d) Mobile or modular structures used as temporary offices.
 - (e) Those structures or facilities of electric utilities, as defined in F.S. § 366.02, which are directly involved in the generation, transmission, or distribution of electricity.
 - (f) Chickees constructed by the Miccosukee Tribe of Indians of Florida or the Seminole Tribe of Florida. As used in this paragraph, the term "chickee" means an open-sided wooden hut that has a thatched roof of palm or palmetto or other traditional materials, and that does not incorporate any electrical, plumbing, or other non-wood features.
 - (g) Family mausoleums not exceeding 250 square feet in area which are prefabricated and assembled on site or preassembled and delivered on site and have walls, roofs, and a floor constructed of granite, marble, or reinforced concrete.
 - (h) Temporary housing provided by the department of corrections to any prisoner in the state correctional system.
 - (i) Structures identified in F.S. § 553.73(10)(k), are not exempt from the Florida Building Code if such structures are located in flood hazard areas established on flood insurance rate maps.
- (4) *Application for a permit or approval.* To obtain a floodplain development permit or approval the applicant shall first file an application in writing on a form furnished by the community. The information provided shall:
 - (a) Identify and describe the development to be covered by the permit or approval.

- (b) Describe the land on which the proposed development is to be conducted by legal description, street address or similar description that will readily identify and definitively locate the site.
 - (c) Indicate the use and occupancy for which the proposed development is intended.
 - (d) Be accompanied by a site plan or construction documents as specified in section 42-985 of this article.
 - (e) State the valuation of the proposed work.
 - (f) Be signed by the applicant or the applicant's authorized agent.
 - (g) Give such other data and information as required by the floodplain administrator.
- (5) *Validity of permit or approval.* The issuance of a floodplain development permit or approval pursuant to this article shall not be construed to be a permit for, or approval of, any violation of this article, the Florida Building Codes, or any other ordinance of this community. The issuance of permits based on submitted applications, construction documents, and information shall not prevent the floodplain administrator from requiring the correction of errors and omissions.
- (6) *Expiration.* A floodplain development permit or approval shall become invalid unless the work authorized by such permit is commenced within 180 days after its issuance, or if the work authorized is suspended or abandoned for a period of 180 days after the work commences. Extensions for periods of not more than 180 days each shall be requested in writing and justifiable cause shall be demonstrated.
- (7) *Suspension or revocation.* The floodplain administrator is authorized to suspend or revoke a floodplain development permit or approval if the permit was issued in error, on the basis of incorrect, inaccurate or incomplete information, or in violation of this article or any other ordinance, regulation or requirement of this community.
- (8) *Other permits required.* Floodplain development permits and building permits shall include a condition that all other applicable state or federal permits be obtained before commencement of the permitted development, including, but not limited to, the following:
- (a) The Suwannee River Water Management District; F.S. § 373.036.
 - (b) Florida Department of Health for onsite sewage treatment and disposal systems; F.S. § 381.0065 and Chapter 64E-6, F.A.C.
 - (c) Florida Department of Environmental Protection for activities subject to the Joint Coastal Permit; F.S. § 161.055.
 - (d) Florida Department of Environmental Protection for activities that affect wetlands and alter surface water flows, in conjunction with the U.S. Army Corps of Engineers; Section 404 of the Clean Water Act.
 - (e) Federal permits and approvals.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-985. - Site plans and construction documents.

- (1) *Information for development in flood hazard areas.* The site plan or construction documents for any development subject to the requirements of this article shall be drawn to scale and shall include, as applicable to the proposed development:
- (a) Delineation of flood hazard areas, floodway boundaries and flood zone(s), base flood elevation(s), and ground elevations if necessary for review of the proposed development.
 - (b) Where base flood elevations or floodway data are not included on the FIRM or in the flood insurance study, they shall be established in accordance with subsection 42-985(2) or (3) of this article.
 - (c) Where the parcel on which the proposed development will take place will have more than 50 lots or is larger than five acres and the base flood elevations are not included on the FIRM or in the flood insurance study, such elevations shall be established in accordance with subsection 42-985(1) of this article.
 - (d) Location of the proposed activity and proposed structures, and locations of existing buildings and structures; in coastal high hazard areas, new buildings shall be located landward of the reach of mean high tide.
 - (e) Location, extent, amount, and proposed final grades of any filling, grading, or excavation.
 - (f) Where the placement of fill is proposed, the amount, type, and source of fill material; compaction specifications; a description of the intended purpose of the fill areas; and evidence that the proposed fill areas are the minimum necessary to achieve the intended purpose.
 - (g) Extent of any proposed alteration of sand dunes or mangrove stands, provided such alteration is approved by the Florida Department of Environmental Protection.
 - (h) Existing and proposed alignment of any proposed alteration of a watercourse.

The floodplain administrator is authorized to waive the submission of site plans, construction documents, and other data that are required by this article but that are not required to be prepared by a registered design professional if it is found that the nature of the proposed development is such that the review of such submissions is not necessary to ascertain compliance with this article.

- (2) *Information in flood hazard areas without base flood elevations (approximate Zone A).* Where flood hazard areas are delineated on the FIRM and base flood elevation data have not been provided, the floodplain administrator shall:
- (a) Require the applicant to include base flood elevation data prepared in accordance with currently accepted engineering practices.
 - (b) Obtain, review, and provide to applicants base flood elevation and floodway data available from a federal or state agency or other source or require the applicant to obtain and use base flood elevation and floodway data available from a federal or state agency or other source.
 - (c) Where base flood elevation and floodway data are not available from another source, where the available data are deemed by the floodplain administrator to not reasonably reflect flooding conditions, or where the available data are known to be scientifically or technically incorrect or otherwise inadequate:

- (i) Require the applicant to include base flood elevation data prepared in accordance with currently accepted engineering practices; or
 - (ii) Specify that the base flood elevation is two feet above the highest adjacent grade at the location of the development, provided there is no evidence indicating flood depths have been or may be greater than two feet.
- (d) Where the base flood elevation data are to be used to support a letter of map change from FEMA, advise the applicant that the analyses shall be prepared by a Florida licensed engineer in a format required by FEMA, and that it shall be the responsibility of the applicant to satisfy the submittal requirements and pay the processing fees.
- (3) *Additional analyses and certifications.* As applicable to the location and nature of the proposed development activity, and in addition to the requirements of this section, the applicant shall have the following analyses signed and sealed by a Florida-licensed engineer for submission with the site plan and construction documents:
 - (a) For development activities proposed to be located in a regulatory floodway, a floodway encroachment analysis that demonstrates that the encroachment of the proposed development will not cause any increase in base flood elevations; where the applicant proposes to undertake development activities that do increase base flood elevations, the applicant shall submit such analysis to FEMA as specified in subsection 42-985(4) of this article and shall submit the conditional letter of map revision, if issued by FEMA, with the site plan and construction documents.
 - (b) For development activities proposed to be located in a riverine flood hazard area for which base flood elevations are included in the flood insurance study or on the FIRM and floodways have not been designated, hydrologic and hydraulic analyses that demonstrate that the cumulative effect of the proposed development, when combined with all other existing and anticipated flood hazard area encroachments, will not increase the base flood elevation more than one foot at any point within the community. This requirement does not apply in isolated flood hazard areas not connected to a riverine flood hazard area or in flood hazard areas identified as Zone AO or Zone AH.
 - (c) For alteration of a watercourse, an engineering analysis prepared in accordance with standard engineering practices which demonstrates that the flood-carrying capacity of the altered or relocated portion of the watercourse will not be decreased, and certification that the altered watercourse shall be maintained in a manner which preserves the channel's flood-carrying capacity; the applicant shall submit the analysis to FEMA as specified in subsection 42-985(4) of this article.
 - (d) For activities that propose to alter sand dunes or mangrove stands in coastal high hazard areas (Zone V), an engineering analysis that demonstrates that the proposed alteration will not increase the potential for flood damage.
- (4) *Submission of additional data.* When additional hydrologic, hydraulic or other engineering data, studies, and additional analyses are submitted to support an application, the applicant has the right to seek a letter of map change from FEMA to change the base flood elevations, change floodway boundaries, or change boundaries of flood hazard areas shown on FIRMs, and to submit such data to FEMA for such purposes. The analyses shall be prepared by a Florida-licensed engineer in a format

required by FEMA. Submittal requirements and processing fees shall be the responsibility of the applicant.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-986. - Inspections.

- (1) *General.* Development for which a floodplain development permit or approval is required shall be subject to inspection.
- (2) *Development other than buildings and structures.* The floodplain administrator shall inspect all development to determine compliance with the requirements of this article and the conditions of issued floodplain development permits or approvals.
- (3) *Buildings, structures and facilities exempt from the Florida Building Code.* The floodplain administrator shall inspect buildings, structures and facilities exempt from the Florida Building Code to determine compliance with the requirements of this article and the conditions of issued floodplain development permits or approvals.
- (4) *Buildings, structures and facilities exempt from the Florida Building Code, lowest floor inspection.* Upon placement of the lowest floor, including basement, and prior to further vertical construction, the owner of a building, structure or facility exempt from the Florida Building Code, or the owner's authorized agent, shall submit to the floodplain administrator:
 - (a) If a design flood elevation was used to determine the required elevation of the lowest floor, the certification of elevation of the lowest floor prepared and sealed by a Florida-licensed professional surveyor; or
 - (b) If the elevation used to determine the required elevation of the lowest floor was determined in accordance with subsection 42-985(2)(c)(ii) of this article, the documentation of height of the lowest floor above highest adjacent grade, prepared by the owner or the owner's authorized agent.
- (5) *Buildings, structures and facilities exempt from the Florida Building Code, final inspection.* As part of the final inspection, the owner or owner's authorized agent shall submit to the floodplain administrator a final certification of elevation of the lowest floor or final documentation of the height of the lowest floor above the highest adjacent grade; such certifications and documentations shall be prepared as specified in subsection 42-986(4) of this article.
- (6) *Manufactured homes.* The floodplain administrator shall inspect manufactured homes that are installed or replaced in flood hazard areas to determine compliance with the requirements of this article and the conditions of the issued permit. Upon placement of a manufactured home, certification of the elevation of the lowest floor shall be submitted to the floodplain administrator.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-987. - Variances and appeals.

- (1) *General.* The appeal board, as established by the board of county commissioners shall hear and decide on requests for appeals and requests for variances from the strict

application of this article. Pursuant to F.S. § 553.73(5), the appeal board shall hear and decide on requests for appeals and requests for variances from the strict application of the flood-resistant construction requirements of the Florida Building Code. This section does not apply to Section 3109 of the Florida Building Code, Building.

- (2) *Appeals.* The appeal board shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the floodplain administrator in the administration and enforcement of this article. Any person aggrieved by the decision may appeal such decision to the Circuit Court, as provided by Florida Statutes.
- (3) *Limitations on authority to grant variances.* The appeal board shall base its decisions on variances on technical justifications submitted by applicants, the considerations for issuance in subsection 42-987(7) of this article, the conditions of issuance set forth in subsection 42-987(8) of this article, and the comments and recommendations of the floodplain administrator and the building official. The appeal board has the right to attach such conditions as it deems necessary to further the purposes and objectives of this article.
- (4) *Restrictions in floodways.* A variance shall not be issued for any proposed development in a floodway if any increase in base flood elevations would result, as evidenced by the applicable analyses and certifications required in subsection 42-985(3) of this article.
- (5) *Historic buildings.* A variance is authorized to be issued for the repair, improvement, or rehabilitation of a historic building that is determined eligible for the exception to the flood resistant construction requirements of the Florida Building Code, Existing Building, Chapter 12, Historic Buildings, upon a determination that the proposed repair, improvement, or rehabilitation will not preclude the building's continued designation as a historic building and the variance is the minimum necessary to preserve the historic character and design of the building. If the proposed work precludes the building's continued designation as a historic building, a variance shall not be granted and the building and any repair, improvement, and rehabilitation shall be subject to the requirements of the Florida Building Code.
- (6) *Functionally dependent uses.* A variance is authorized to be issued for the construction or substantial improvement necessary for the conduct of a functionally dependent use, as defined in this article, provided the variance meets the requirements of subsection 42-987(4), is the minimum necessary considering the flood hazard, and all due consideration has been given to use of methods and materials that minimize flood damage during occurrence of the base flood.
- (7) *Considerations for issuance of variances.* In reviewing requests for variances, the appeal board shall consider all technical evaluations, all relevant factors, all other applicable provisions of the Florida Building Code, this article, and the following:
 - (a) The danger that materials and debris may be swept onto other lands resulting in further injury or damage;
 - (b) The danger to life and property due to flooding or erosion damage;
 - (c) The susceptibility of the proposed development, including contents, to flood damage and the effect of such damage on current and future owners;
 - (d) The importance of the services provided by the proposed development to the community;

- (e) The availability of alternate locations for the proposed development that are subject to lower risk of flooding or erosion;
 - (f) The compatibility of the proposed development with existing and anticipated development;
 - (g) The relationship of the proposed development to the comprehensive plan and floodplain management program for the area;
 - (h) The safety of access to the property in times of flooding for ordinary and emergency vehicles;
 - (i) The expected heights, velocity, duration, rate of rise and debris and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site; and
 - (j) The costs of providing governmental services during and after flood conditions including maintenance and repair of public utilities and facilities such as sewer, gas, electrical and water systems, streets and bridges.
- (8) *Conditions for issuance of variances.* Variances shall be issued only upon:
- (a) Submission by the applicant, of a showing of good and sufficient cause that the unique characteristics of the size, configuration, or topography of the site limit compliance with any provision of this article or the required elevation standards;
 - (b) Determination by the appeal board that:
 - (i) Failure to grant the variance would result in exceptional hardship due to the physical characteristics of the land that render the lot undevelopable; increased costs to satisfy the requirements or inconvenience do not constitute hardship;
 - (ii) The granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, nor create nuisances, cause fraud on or victimization of the public or conflict with existing local laws and ordinances; and
 - (iii) The variance is the minimum necessary, considering the flood hazard, to afford relief;
 - (c) Receipt of a signed statement by the applicant that the variance, if granted, shall be recorded in the office of the clerk of the court in such a manner that it appears in the chain of title of the affected parcel of land; and
 - (d) If the request is for a variance to allow construction of the lowest floor of a new building, or substantial improvement of a building, below the required elevation, a copy in the record of a written notice from the floodplain administrator to the applicant for the variance, specifying the difference between the base flood elevation and the proposed elevation of the lowest floor, stating that the cost of federal flood insurance will be commensurate with the increased risk resulting from the reduced floor elevation (up to amounts as high as \$25.00 for \$100.00 of insurance coverage), and stating that construction below the base flood elevation increases risks to life and property.

(9) Agricultural structures. A variance is authorized to be issued for the construction or substantial improvement of at-grade agricultural structures provided the requirements of this section are satisfied and:

(a) A determination has been made that the proposed agricultural structure:

(i) Is used exclusively in connection with the production, harvesting, storage, raising, or drying of agricultural commodities and livestock, or storage of tools or equipment used in connection with these purposes or uses, and will be restricted to such exclusive uses.

(ii) Has low damage potential (amount of physical damage, contents damage, and loss of function).

(iii) Does not increase risks and pose a danger to public health, safety, and welfare if flooded and contents are released, including but not limited to the effects of flooding on manure storage, livestock confinement operations, liquified natural gas terminals, and production and storage of highly volatile, toxic, or water-reactive materials.

(iv) Is not located in a coastal high hazard area (Zone V/VE), except for aquaculture structures dependent on close proximity to water.

(v) Complies with the wet floodproofing construction requirements of paragraph (a), below.

(b) Wet floodproofing construction requirements.

(i) Anchored to resist flotation, collapse, and lateral movement.

(ii) When enclosed by walls, walls have flood openings that comply with the flood opening requirements of ASCE 24, Chapter 2.

(iii) Flood damage-resistant materials are used below the base flood elevation plus one (1) foot.

(iv) Mechanical, electrical, and utility equipment, including plumbing fixtures, are elevated above the base flood elevation plus one (1) foot.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-988. - Violations.

- (1) *Violations.* Any development that is not within the scope of the Florida Building Code but that is regulated by this article that is performed without an issued permit, that is in conflict with an issued permit, or that does not fully comply with this article, shall be deemed a violation of this article. A building or structure without the documentation of elevation of the lowest floor, other required design certifications, or other evidence of compliance required by this article or the Florida Building Code is presumed to be a violation until such time as that documentation is provided.

- (2) *Authority.* For development that is not within the scope of the Florida Building Code but that is regulated by this article and that is determined to be a violation, the floodplain administrator is authorized to serve notices of violation or stop work orders to owners of the property involved, to the owner's agent, or to the person or persons performing the work.
- (3) *Unlawful continuance; penalties.* Any person who shall continue any work after having been served with a notice of violation or a stop work order, except such work as that person is directed to perform to remove or remedy a violation or unsafe condition, shall be subject to penalties as prescribed by law.

(Ord. No. 2018-06, 7-17-2018)

Secs. 42-989—42-1000. - Reserved.

ARTICLE 3. - FLOOD-RESISTANT DEVELOPMENT

Sec. 42-1001. - Buildings and structures.

(1) Design and construction of buildings, structures and facilities exempt from the Florida Building Code. Pursuant to subsection 42-984(3) of this article, buildings, structures, and facilities that are exempt from the Florida Building Code, including substantial improvement or repair of substantial damage of such buildings, structures and facilities, shall be designed and constructed in accordance with the flood load and flood resistant construction requirements of ASCE 24. Structures exempt from the Florida Building Code that are not walled and roofed buildings shall comply with the requirements of section 42-1007 of this article.

(2) Accessory structures. Accessory structures are permitted below the base flood elevation provided the accessory structures are used only for parking or storage and:

(a) If located in special flood hazard areas (Zone A/AE) other than coastal high hazard areas, are one-story and not larger than 600 sq. ft. and have flood openings in accordance with Section R322.2 of the Florida Building Code, Residential.

(b) If located in coastal high hazard areas (Zone V/VE), are not located below elevated buildings and are not larger than 100 sq. ft.

(c) Are anchored to resist flotation, collapse or lateral movement resulting from flood loads.

(d) Have flood damage-resistant materials used below the base flood elevation plus one (1) foot.

(e) Have mechanical, plumbing and electrical systems, including plumbing fixtures, elevated to or above the base flood elevation plus one (1) foot.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-1002. - Subdivisions.

- (1) *Minimum requirements.* Subdivision proposals, including proposals for manufactured home parks and subdivisions, shall be reviewed to determine that:
 - (a) Such proposals are consistent with the need to minimize flood damage and will be reasonably safe from flooding;
 - (b) All public utilities and facilities such as sewer, gas, electric, communications, and water systems are located and constructed to minimize or eliminate flood damage; and
 - (c) Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and AO, adequate drainage paths shall be provided to guide floodwaters around and away from proposed structures.
- (2) *Subdivision plats.* Where any portion of proposed subdivisions, including manufactured home parks and subdivisions, lies within a flood hazard area, the following shall be required:
 - (a) Delineation of flood hazard areas, floodway boundaries and flood zones, and design flood elevations, as appropriate, shall be shown on preliminary plats;
 - (b) Where the subdivision has more than 50 lots or is larger than five acres and base flood elevations are not included on the FIRM, the base flood elevations determined in accordance with subsection 42-985(2)(a) of this article; and
 - (c) Compliance with the site improvement and utilities requirements of section 42-1003 of this article.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-1003. - Site improvements, utilities and limitations.

- (1) *Minimum requirements.* All proposed new development shall be reviewed to determine that:
 - (a) Such proposals are consistent with the need to minimize flood damage and will be reasonably safe from flooding;
 - (b) All public utilities and facilities such as sewer, gas, electric, communications, and water systems are located and constructed to minimize or eliminate flood damage; and
 - (c) Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and AO, adequate drainage paths shall be provided to guide floodwaters around and away from proposed structures.
- (2) *Sanitary sewage facilities.* All new and replacement sanitary sewage facilities, private sewage treatment plants (including all pumping stations and collector systems), and on-site waste disposal systems shall be designed in accordance with the standards for onsite sewage treatment and disposal systems in Chapter 64E-6, F.A.C. and ASCE 24 Chapter 7 to minimize or eliminate infiltration of floodwaters into the facilities and discharge from the facilities into flood waters, and impairment of the facilities and systems.
- (3) *Water supply facilities.* All new and replacement water supply facilities shall be designed in accordance with the water well construction standards in Chapter 62-

532.500, F.A.C. and ASCE 24 Chapter 7 to minimize or eliminate infiltration of floodwaters into the systems.

- (4) *Limitations on sites in regulatory floodways.* No development, including, but not limited to, site improvements, and land disturbing activity involving fill or regrading, shall be authorized in the regulatory floodway unless the floodway encroachment analysis required in subsection 42-985(3)(a) of this article demonstrates that the proposed development or land-disturbing activity will not result in any increase in the base flood elevation.
- (5) *Limitations on encroachments in flood hazard areas without base flood elevations.* No encroachments, including fill material or structures, shall be located within a distance of the stream bank equal to one times the width of the stream at the top of the bank or 25 feet each side from the top of the bank, whichever is greater, unless an analysis equivalent to the analysis specified in subsection 42-985(3)(b) demonstrates that such encroachment does not increase the base flood elevation by more than one foot.
- (6) *Limitations on placement of fill.* Subject to the limitations of this article, fill shall be designed to be stable under conditions of flooding including rapid rise and rapid drawdown of floodwaters, prolonged inundation, and protection against flood-related erosion and scour. In addition to these requirements, if intended to support buildings and structures (Zone A only), fill shall comply with the requirements of the Florida Building Code.
- (7) *Limitations on sites in coastal high hazard areas (Zone V).* In coastal high hazard areas, alteration of sand dunes and mangrove stands shall be permitted only if such alteration is approved by the Florida Department of Environmental Protection and only if the engineering analysis required by subsection 42-985(3)(d) of this article demonstrates that the proposed alteration will not increase the potential for flood damage. Construction or restoration of dunes under or around elevated buildings and structures shall comply with subsection 42-1007(8)(c) of this article.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-1004. - Manufactured homes.

- (1) *General.* All manufactured homes installed in flood hazard areas shall be installed by an installer that is licensed pursuant to F.S. § 320.8249, and shall comply with the requirements of Chapter 15C-1, F.A.C. and the requirements of this article.
- (2) *Foundations.* All new manufactured homes and replacement manufactured homes installed in flood hazard areas shall be installed on permanent, reinforced foundations that:
 - (a) In flood hazard areas (Zone A) other than coastal high hazard areas, are designed in accordance with the foundation requirements of the Florida Building Code, Residential Section R322.2 and this article. ~~Foundations for manufactured homes subject to subsection 42-1004(6) of this article are permitted to be reinforced piers or other foundation elements of at least equivalent strength.~~
 - (b) In coastal high hazard areas (Zone V), are designed in accordance with the foundation requirements of the Florida Building Code, Residential Section R322.3 and this article.

- (3) *Anchoring.* All new manufactured homes and replacement manufactured homes shall be installed using methods and practices which minimize flood damage and shall be securely anchored to an adequately anchored foundation system to resist flotation, collapse or lateral movement. Methods of anchoring include, but are not limited to, use of over-the-top or frame ties to ground anchors. This anchoring requirement is in addition to applicable state and local anchoring requirements for wind resistance.
- (4) *Elevation.* All manufactured homes that are placed, replaced, or substantially improved in flood hazard areas shall be elevated such that the bottom of the frame is at or above the elevation required, as applicable to the flood hazard area, in the *Florida Building Code, Residential Section R322.2 (Zone A) or R322.3 (Zone V and Coastal A Zone)*.
- ~~(5) *General elevation requirement.* Unless subject to the requirements of subsection 42-1004(6) of this article, all manufactured homes that are placed, replaced, or substantially improved on sites located:~~
- ~~(a) Outside of a manufactured home park or subdivision;~~
- ~~(b) In a new manufactured home park or subdivision;~~
- ~~(c) In an expansion to an existing manufactured home park or subdivision; or~~
- ~~(d) In an existing manufactured home park or subdivision upon which a manufactured home has incurred "substantial damage" as the result of a flood, shall be elevated such that the bottom of the frame is at or above the base flood elevation.~~
- ~~(6) *Elevation requirement for certain existing manufactured home parks and subdivisions.* Manufactured homes that are not subject to subsection 42-1004(5) of this article, including manufactured homes that are placed, replaced, or substantially improved on sites located in an existing manufactured home park or subdivision, unless on a site where substantial damage as result of flooding has occurred, shall be elevated such that either the bottom of the frame is at or above the base flood elevation or the bottom of the frame is supported by reinforced piers or other foundation elements of at least equivalent strength that are not less than 36 inches in height above grade.~~
- ~~(5) (7) *Enclosures.* Enclosed areas below elevated manufactured homes shall comply with the requirements of the Florida Building Code, Residential Section R322.2 or R322.3 for such enclosed areas, as applicable to the flood hazard area.~~
- ~~(6) (8) *Utility equipment.* Utility equipment that serves manufactured homes, including electric, heating, ventilation, plumbing, and air conditioning equipment and other service facilities, shall comply with the requirements of the Florida Building Code, Residential Section R322, as applicable to the flood hazard area.~~

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-1005. - Recreational vehicles and park trailers.

- (1) *Temporary placement.* Recreational vehicles and park trailers placed temporarily in flood hazard areas shall be fully licensed and ready for highway use, which means the recreational vehicle or park model has a current license tag, is on wheels or jacking system, is attached to the site only by quick-disconnect type utilities and security devices, and has no permanent attachments such as additions, rooms, stairs, decks and porches.

- (2) *Permanent placement.* Recreational vehicles and park trailers that do not meet the limitations in subsection 42-1005(1) of this article for temporary placement shall meet the requirements of section 42-1004 of this article for manufactured homes.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-1006. - Tanks.

- (1) *Underground tanks.* Underground tanks in flood hazard areas shall be anchored to prevent flotation, collapse or lateral movement resulting from hydrodynamic and hydrostatic loads during conditions of the design flood, including the effects of buoyancy assuming the tank is empty.
- (2) *Above-ground tanks, not elevated.* Above-ground tanks that do not meet the elevation requirements of subsection 42-1006(3) of this article shall:
- (a) Be permitted in flood hazard areas (Zone A) other than coastal high hazard areas, provided the tanks are anchored or otherwise designed and constructed to prevent flotation, collapse or lateral movement resulting from hydrodynamic and hydrostatic loads during conditions of the design flood, including the effects of buoyancy assuming the tank is empty and the effects of flood-borne debris.
 - (b) Not be permitted in coastal high hazard areas (Zone V).
- (3) *Above-ground tanks, elevated.* Above-ground tanks in flood hazard areas shall be elevated to or above the design flood elevation and attached to a supporting structure that is designed to prevent flotation, collapse or lateral movement during conditions of the design flood. Tank-supporting structures shall meet the foundation requirements of the applicable flood hazard area.
- (4) *Tank inlets and vents.* Tank inlets, fill openings, outlets and vents shall be:
- (a) At or above the design flood elevation or fitted with covers designed to prevent the inflow of floodwater or outflow of the contents of the tanks during conditions of the design flood; and
 - (b) Anchored to prevent lateral movement resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy, during conditions of the design flood.

(Ord. No. 2018-06, 7-17-2018)

Sec. 42-1007. - Other development.

- (1) *General requirements for other development.* All development, including manmade changes to improved or unimproved real estate for which specific provisions are not specified in this article or the Florida Building Code, shall:
- (a) Be located and constructed to minimize flood damage;
 - (b) Meet the limitations of subsection 42-1003(4) of this article if located in a regulated floodway;

- (c) Be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic loads, including the effects of buoyancy, during conditions of the design flood;
 - (d) Be constructed of flood damage-resistant materials; and
 - (e) Have mechanical, plumbing, and electrical systems above the design flood elevation or meet the requirements of ASCE 24, except that minimum electric service required to address life safety and electric code requirements is permitted below the design flood elevation provided it conforms to the provisions of the electrical part of building code for wet locations.
- (2) *Fences in regulated floodways.* Fences in regulated floodways that have the potential to block the passage of floodwaters, such as stockade fences and wire mesh fences, shall meet the limitations of subsection 42-1003(4) of this article.
- (3) *Retaining walls, sidewalks and driveways in regulated floodways.* Retaining walls and sidewalks and driveways that involve the placement of fill in regulated floodways shall meet the limitations of subsection 42-1003(4) of this article.
- (4) *Roads and watercourse crossings in regulated floodways.* Roads and watercourse crossings, including roads, bridges, culverts, low-water crossings and similar means for vehicles or pedestrians to travel from one side of a watercourse to the other side, that encroach into regulated floodways shall meet the limitations of subsection 42-1003(4) of this article. Alteration of a watercourse that is part of a road or watercourse crossing shall meet the requirements of subsection 42-985(3)(c) of this article.
- (5) *Concrete slabs used as parking pads, enclosure floors, landings, decks, walkways, patios and similar nonstructural uses in coastal high hazard areas (Zone V).* In coastal high hazard areas, concrete slabs used as parking pads, enclosure floors, landings, decks, walkways, patios and similar nonstructural uses are permitted beneath or adjacent to buildings and structures provided the concrete slabs are designed and constructed to be:
- (a) Structurally independent of the foundation system of the building or structure;
 - (b) Frangible and not reinforced, so as to minimize debris during flooding that is capable of causing significant damage to any structure; and
 - (c) Have a maximum slab thickness of not more than four inches.
- (6) *Decks and patios in coastal high hazard areas (Zone V).* In addition to the requirements of the Florida Building Code, in coastal high hazard areas decks and patios shall be located, designed, and constructed in compliance with the following:
- (a) A deck that is structurally attached to a building or structure shall have the bottom of the lowest horizontal structural member at or above the design flood elevation and any supporting members that extend below the design flood elevation shall comply with the foundation requirements that apply to the building or structure, which shall be designed to accommodate any increased loads resulting from the attached deck.
 - (b) A deck or patio that is located below the design flood elevation shall be structurally independent from buildings or structures and their foundation systems, and shall be designed and constructed either to remain intact and in place during design flood conditions or to break apart into small pieces to minimize debris

during flooding that is capable of causing structural damage to the building or structure or to adjacent buildings and structures.

- (c) A deck or patio that has a vertical thickness of more than 12 inches or that is constructed with more than the minimum amount of fill necessary for site drainage shall not be approved unless an analysis prepared by a qualified registered design professional demonstrates no harmful diversion of floodwaters or wave runup and wave reflection that would increase damage to the building or structure or to adjacent buildings and structures.
 - (d) A deck or patio that has a vertical thickness of 12 inches or less and that is at natural grade or on nonstructural fill material that is similar to and compatible with local soils and is the minimum amount necessary for site drainage may be approved without requiring analysis of the impact on diversion of floodwaters or wave runup and wave reflection.
- (7) *Other development in coastal high hazard areas (Zone V).* In coastal high hazard areas, development activities other than buildings and structures shall be permitted only if also authorized by the appropriate federal, state or local authority; if located outside the footprint of, and not structurally attached to, buildings and structures; and if analyses prepared by qualified registered design professionals demonstrate no harmful diversion of floodwaters or wave runup and wave reflection that would increase damage to adjacent buildings and structures. Such other development activities include but are not limited to:
- (a) Bulkheads, seawalls, retaining walls, revetments, and similar erosion control structures;
 - (b) Solid fences and privacy walls, and fences prone to trapping debris, unless designed and constructed to fail under flood conditions less than the design flood or otherwise function to avoid obstruction of floodwaters; and
 - (c) On-site sewage treatment and disposal systems defined in 64E-6.002, F.A.C., as filled systems or mound systems.
- (8) *Nonstructural fill in coastal high hazard areas (Zone V).* In coastal high hazard areas:
- (a) Minor grading and the placement of minor quantities of nonstructural fill shall be permitted for landscaping and for drainage purposes under and around buildings.
 - (b) Nonstructural fill with finished slopes that are steeper than one unit vertical to five units horizontal shall be permitted only if an analysis prepared by a qualified registered design professional demonstrates no harmful diversion of floodwaters or wave runup and wave reflection that would increase damage to adjacent buildings and structures.
 - (c) Where authorized by the Florida Department of Environmental Protection or applicable local approval, sand dune construction and restoration of sand dunes under or around elevated buildings are permitted without additional engineering analysis or certification of the diversion of floodwater or wave runup and wave reflection if the scale and location of the dune work is consistent with local beach-dune morphology and the vertical clearance is maintained between the top of the sand dune and the lowest horizontal structural member of the building.

(Ord. No. 2018-06, 7-17-2018)

Secs. 42-1008—42-1060. - Reserved.

SECTION 3. APPLICABILITY.

For the purposes of jurisdictional applicability, this ordinance shall apply in the unincorporated areas of Taylor County, Florida. This ordinance shall apply to all applications for development, including building permit applications and subdivision proposals, submitted on or after the effective date of this ordinance.

SECTION 4. INCLUSION INTO THE CODE OF ORDINANCES.

It is the intent of the Taylor County Board of County Commission that the provisions of this ordinance shall become and be made a part of the Taylor County Code of Ordinances, and that the sections of this ordinance may be renumbered or relettered and the word “ordinance” may be changed to “section,” “article,” “regulation,” or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 5. SEVERABILITY.

If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared.

SECTION 6. EFFECTIVE DATE.

Effective Date. This Ordinance shall take effect immediately upon receipt of official acknowledgement from the Office of the Secretary of State of Florida that this Ordinance has been filed in said office.

PASSED and ADOPTED in regular session by the Board of County Commissioners of Taylor County, Florida, on this ____ day of _____, 2021.

BOARD OF COUNTY COMMISSIONERS
TAYLOR COUNTY, FLORIDA

BY: _____
THOMAS DEMPS, Chairperson

ATTEST:

GARY KNOWLES, Clerk

**NOTICE (PURSUANT TO
FLORIDA STATUTE 125.66)**


Notice is hereby given that the Board of County Commissioners of Taylor County, Florida will hold two (2) public hearings on the passage of the proposed Ordinance amending the Taylor County Code of Ordinances to provide criteria Accessory Structures in Flood Hazard Areas, the public hearings shall be held at the Board of County Commission Meeting Room, Taylor County Courthouse Annex, Old Post Office Building in Perry, Florida, on January 18, 2022, at 9:10 a.m. and on February 15, 2022, at 9:00 a.m. The title of the proposed ordinance is: AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF TAYLOR COUNTY AMENDING THE TAYLOR COUNTY CODE OF ORDINANCES, LAND DEVELOPMENT CODE, CHAPTER 42, ARTICLE XI FLOOD DAMAGE PREVENTION TO

PROVIDE CRITERIA ACCESSORY STRUCTURES IN FLOOD HAZARD AREAS; TO SPECIFY ELEVATION OF MANUFACTURED HOMES IN FLOOD HAZARD AREAS; PROVIDING FOR APPLICABILITY AND SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The proposed ordinance may be inspected by the public at the Clerk of the Circuit Court's Office at the Taylor County Courthouse, Perry, Taylor County, Florida.

All members of the public are welcome to attend. Notice is further hereby given, pursuant to Florida Statute 286.0105, that any person or persons deciding to appeal any matter considered at this public hearing will need a record of the hearing and 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.

DATED this 7th day of January, 2022, by GARY KNOWLES, Clerk of the Circuit Court and Clerk of the

TAYLOR COUNTY BOARD OF COMMISSIONERS	
County Commission Agenda Item	
SUBJECT/TITLE:	 The Board to consider the appointment/re-appointment of two members to the Taylor County Development Authority Board.
MEETING DATE REQUESTED:	
	January 18, 2022

Statement of Issue: To appoint/ re-appoint members to TCDA Board

Recommended Action: Re-appoint members

Fiscal Impact: N/A

Budgeted Expense: N/A

Submitted By: LaWanda Pemberton, County Administrator

Contact: 850-838-3500 ext. 6

SUPPLEMENTAL MATERIAL / ISSUE ANALYSIS

History, Facts & Issues: Taylor County Development Authority (TCDA) is requesting the reappointments of Mr. Don Everett, Jr. and Mr. Wallace Holmes to the TCDA Board of Directors. Their appointments expired January 1, 2022 and they both wish to remain on the TCDA Board.

The vacancy on the Board has been previously advertised in the newspaper with no applicants and interested persons may apply via the TCDA website at any time.

One application was received in October for Mr. Travis Anthony. TCDA staff has reached out to the applicant to inquire if he remains interested in the appointment and have not received a response.

Options: Appoint
Re-advertise

Attachments: Applications
Emails from TCDA staff
Committee Roster

Perry, FL 32347
850.584.5627
tcdaperry@gmail.com

Form Summary

Name	Don Everett Jr.
Phone	850-838-7068
Address	200Bishop Blvd Perry 32347
Email	deverettjr@wareoil.com
Are you a resident of Taylor County?	Yes
Will you make a good faith effort to attend all board meetings?	Yes
Will you support TCDA's mission of job creation?	Yes
Are you willing to attend annual strategic planning sessions.	Yes
Have you ever served on the TCDA Board?	Yes
Please explain your interest in serving on the TCDA Board.	Jobs, tax base, quality of life
Please describe your experiences and/or qualifications that you believe would benefit the TCDA's mission of job creation.	President of Ware Oil and Supply Co., Inc. Former Suwannee River Water Management District governing board member, former board member Petroleum Marketers of America, Washington, DC. Former Board member Florida Petroleum Marketers Association, Tallahassee. Owner of Maddie's Market and Subway in Steinhatchee.

The message has been sent from 67.158.153.210 zz at 2021-12-16 on Chrome 96.0.4664.110
Entry ID: 6
Referrer: <https://www.tcdaperry.com/>
Form Host: <https://form.123formbuilder.com/5915040/form>

Marsha Durden

From: LaWanda Pemberton
Sent: Friday, December 17, 2021 8:56 AM
To: Marsha Durden
Subject: FW: TCDA Board Member Application Submission

From: Taylor County Development Authority [mailto:tcdaperry@gmail.com]
Sent: Thursday, December 16, 2021 2:00 PM
To: LaWanda Pemberton <LPemberton@taylorcountygov.com>
Cc: Wallace Holmes <holmesw32347@yahoo.com>
Subject: Fwd: TCDA Board Member Application Submission

Hi LaWanda,

Attached is Don's application.

Regards,
Paula

----- Forwarded message -----
From: **Ray Curtis** <noreply@123formbuilder.com>
Date: Thu, Dec 16, 2021 at 1:53 PM
Subject: TCDA Board Member Application Submission
To: <tcdaperry@gmail.com>

Dear Board Applicant,

We have received your application for Board Membership and wanted to thank you for your interest in the TCDA. If there are no openings at this time, we will keep your application on file for future consideration. When an opening comes available, your application will be submitted to the Board of County Commissioners (BoCC) for consideration. If there has been an extended period of time between the submission date and an opening, we will reach out to you prior to the appointment by the BoCC to confirm your interest. If you have any questions please do not hesitate to contact us.

Thanks,
Paula

Paula Carlton
Administrative Assistant
Taylor County Development Authority
103 East Ellis Street

850.584.5627
tcdaperry@gmail.com

Form Summary	
Name	Wallace Holmes
Phone	850-843-2307
Address	4538 Woods Creek Road Perry 32347
Email	holmesw32347@yahoo.com
Are you a resident of Taylor County?	Yes
Will you make a good faith effort to attend all board meetings?	Yes
Will you support TCDA’s mission of job creation?	Yes
Are you willing to attend annual strategic planning sessions.	Yes
Have you ever served on the TCDA Board?	Yes
Please explain your interest in serving on the TCDA Board.	Would like to continue serving on the TCDA Board.
Please describe your experiences and/or qualifications that you believe would benefit the TCDA's mission of job creation.	Previous member & current Chairperson of the TCDA. Retired school teacher. Current Pastor of three churches. Active community member.

The message has been sent from 67.158.154.30 zz at 2021-12-13 on Chrome 96.0.4664.45
Entry ID: 5
Referrer: <https://www.tcdaperry.com/>
Form Host: <https://form.123formbuilder.com/5915040/form>

Marsha Durden

From: LaWanda Pemberton
Sent: Friday, December 17, 2021 8:57 AM
To: Marsha Durden
Subject: FW: TCDA Board Member Application Submission

For next agenda, please. I have at least one other application on it’s way.

From: Taylor County Development Authority [mailto:tcdaperry@gmail.com]
Sent: Tuesday, December 14, 2021 10:55 AM
To: LaWanda Pemberton <LPemberton@taylorcountygov.com>
Subject: Fwd: TCDA Board Member Application Submission

Hi LaWanda,

Here is Wallace's application, also Don requested the link yesterday hopefully we will get his in the next day or two.

Paula

----- Forwarded message -----
From: **Ray Curtis** <noreply@123formbuilder.com>
Date: Mon, Dec 13, 2021 at 10:18 AM
Subject: TCDA Board Member Application Submission
To: <tcdaperry@gmail.com>

Dear Board Applicant,

We have received your application for Board Membership and wanted to thank you for your interest in the TCDA. If there are no openings at this time, we will keep your application on file for future consideration. When an opening comes available, your application will be submitted to the Board of County Commissioners (BoCC) for consideration. If there has been an extended period of time between the submission date and an opening, we will reach out to you prior to the appointment by the BoCC to confirm your interest. If you have any questions please do not hesitate to contact us.

Thanks,
Paula

Paula Carlton
Administrative Assistant
Taylor County Development Authority
103 East Ellis Street
Perry, FL 32347

Form Summary

Name travis anthony
Phone 850-843-2819
Address 3230 lipscomb circle
perry
32348
Email anthonytravis007@gmail.com
Are you a resident of Taylor County? Yes
Will you make a good faith effort to attend all board meetings? Yes
Will you support TCDA’s mission of job creation? Yes
Are you willing to attend annual strategic planning sessions. Yes
Have you ever served on the TCDA Board? No
Please explain your interest in serving on the TCDA Board. n/a
Please describe your experiences and/or qualifications that you believe would benefit the TCDA's mission of job creation. i think it would be good and help tl town

The message has been sent from 69.254.190.193 us at 2021-10-19 on iPhone 14.1.2
Entry ID: 4
Referrer: <https://www.tcdaperry.com>
Form Host: <https://form.123formbuilder.com/5915040/form>

[View Submission](#)

--
Ray Curtis
The Curtis Law Firm
A Professional Association
103 North Jefferson Street
Perry, FL 32347
-
(850) 584-5299 phone
(850) 290-7448 fax

The preceding electronic mail message (including any attachments) contains information the sender deems confidential and constitute non-public information. It is intended to be conveyed only to the designated recipient(s). If you are not an intended recipient of this message, please notify the sender by replying to this message and then delete it from your system. Use, dissemination, distribution, or reproduction of the foregoing electronic mail (including any attachments) by unintended recipients is not authorized by the sender and may be unlawful.

LaWanda Pemberton

From: Taylor County Development Authority <tcdaperry@gmail.com>
Sent: Tuesday, December 28, 2021 11:38 AM
To: LaWanda Pemberton
Subject: Re: TCDA Board Member Application

Sounds good.

On Tue, Dec 28, 2021 at 11:35 AM LaWanda Pemberton <LPemberton@taylorcountygov.com> wrote:

Thank you, I will hold this agenda item until after the 7th.

From: Taylor County Development Authority [mailto:tcdaperry@gmail.com]
Sent: Tuesday, December 28, 2021 11:30 AM
To: anthonytravis007@gmail.com
Cc: Wallace Holmes <holmesw32347@yahoo.com>; LaWanda Pemberton <LPemberton@taylorcountygov.com>
Subject: TCDA Board Member Application

Hi Mr. Anthony,

We are submitting applications to the Board of County Commissioners for two openings on the TCDA Board. Please advise at your earliest convenience if you are still interested in this position. If so, also please provide a current phone number, the number on your application, 850-843-2819 is no longer active. If you do not respond by January 7th, close of business, we will no longer consider you for this position. I look forward to hearing from you.

Regards,

Paula

Paula Carlton

Administrative Assistant

Taylor County Development Authority

Marsha Durden

From: LaWanda Pemberton
Sent: Wednesday, December 22, 2021 9:48 AM
To: Marsha Durden; Agenda
Subject: Fwd: TCDA Board Member Application Submission

Sent from my iPhone

Begin forwarded message:

From: Taylor County Development Authority <tcdaperry@gmail.com>
Date: December 22, 2021 at 9:45:57 AM EST
To: LaWanda Pemberton <lpemberton@taylorcountygov.com>
Subject: Fwd: TCDA Board Member Application Submission

Here it is!

Merry Christmas,
Paula

----- Forwarded message -----
From: **Taylor County Development Authority** <tcdaperry@gmail.com>
Date: Mon, Dec 20, 2021 at 7:58 AM
Subject: Fwd: TCDA Board Member Application Submission
To: LaWanda Pemberton <LPemberton@taylorcountygov.com>


Here is the other applicant.

----- Forwarded message -----
From: **Ray Curtis (CLF)** <ray@thecurtislawfirm.com>
Date: Tue, Oct 19, 2021 at 5:14 PM
Subject: Fwd: TCDA Board Member Application Submission
To: LaWanda Pemberton <LPemberton@taylorcountygov.com>, Taylor County Development Authority <tcdaperry@gmail.com>

Board applicant through the website.

----- Forwarded message -----
From: **Ray Curtis** <noreply@123formbuilder.com>
Date: Tue, Oct 19, 2021 at 4:28 PM
Subject: TCDA Board Member Application Submission
To: <ray@thecurtislawfirm.com>

TCDA	EXPIRES	3 YEARS
JOHN SINGER	05.14.2025	TAYLOR COUNTY DEVELOPMENT AUTHORITY
DON EVERETT JR	01.01.2022	TAYLOR COUNTY DEVELOPMENT AUTHORITY
JAMES REED	05.14.2024	TAYLOR COUNTY DEVELOPMENT AUTHORITY
WALLACE HOLMES, JR	01.01.2022	TAYLOR COUNTY DEVELOPMENT AUTHORITY
BLAIR BEATY	05.14.2024	TAYLOR COUNTY DEVELOPMENT AUTHORITY
JOHN HART	05.14.2024	TAYLOR COUNTY DEVELOPMENT AUTHORITY
MATT ECKEL	05.14.2024	TAYLOR COUNTY DEVELOPMENT AUTHORITY
PAM FEAGLE - EX OFFICIO	ex officio	TAYLOR COUNTY DEVELOPMENT AUTHORITY
VENITA WOODFAULK - EX OFFICO	ex officio	TAYLOR COUNTY DEVELOPMENT AUTHORITY

TAYLOR COUNTY BOARD OF COMMISSIONERS	
County Commission Agenda Item	
 SUBJECT/TITLE:	COMMISSIONERS TO REVIEW AND APPROVE PROPOSED SUBMISSION FOR THE FY 2026 FDOT FIVE-YEAR SCRAP, SCOP, CIGP AND TRIP WORK PROGRAM.
MEETING DATE REQUESTED:	January 18, 2022

Statement of Issue: The Florida Department of Transportation annually requests that the Board of County Commissioners submit their request for various projects to be considered for the FDOT Five-Year Work Program.

Recommended Action: The Board should accept and forward the submitted FY 2026 project priority list.

Fiscal Impact: FISCAL YR 2026 FDOT Funding

Budgeted Expense: YES

Submitted By: ENGINEERING DIVISION

Contact: COUNTY ENGINEER

SUPPLEMENTAL MATERIAL / ISSUE ANALYSIS

History, Facts & Issues:

The Board of County Commissioners received a request to submit candidate projects for the FY 2026 FDOT Five-Year Work Program on or before January 21, 2022 under the Small County Road Assistance Program, Small County Outreach Program, County incentive Grant Program, and the Transportation Regional Incentives Program. This annual request requires the BOCC to list and prioritize a few projects that can be considered for future funding under the referenced programs.

Project applications are required to be submitted through the web-based **OASIS** system. Items required for each submitted project include a Capital Improvement Plan, Board Priority Rankings and Board approval date, an updated cost estimate, and a current signature and date of application. Submissions are limited to a maximum of three project applications per County or possibly four if one of them is a capacity project.

Staff recommends that the Board approve submitting the prioritized projects for the FY 2026 FDOT Five-Year Work Program. The first project listed, Beach Rd is a recognition of the project importance and the roads current and potential condition realizing the timing of possible funding. The remaining two projects, Plantation Road and Dark Island Road are resubmissions of prior year submissions that were not accepted for funding.

Options:

- 1) Approve the proposed candidate project correspondence.
- 2) Deny the proposed candidate listing and approve an alternative candidate list stating reasons for such revision.

Attachments:
FY 2026 Candidate Project Correspondence

JAMIE ENGLISH
District 1

JIM MOODY
District 2

MICHAEL NEWMAN
District 3

PAM FEAGLE
District 4

THOMAS DEMPS
District 5



TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS

GARY KNOWLES, Clerk
Post Office Box 620
Perry, Florida 32348
(850) 838-3506 Phone
(850) 838-3549 Fax

LAWANDA PEMBERTON, County Administrator
201 East Green Street
Perry, Florida 32347
(850) 838-3500, extension 7 Phone
(850) 838-3501 Fax

CONRAD C. BISHOP, JR., County Attorney
Post Office Box 167
Perry, Florida 32348
(850) 584-6113 Phone
(850) 584-2433 Fax

January 18, 2022

Florida Department of Transportation
Attn: Wm. David Cerlanek, PE, PTOE, CPM
1109 South Marion Avenue
Lake City, FL 32025-5874

RE: FDOT 5-year Work Program

Dear Mr. Cerlanek:

The Taylor County Board of County Commissioners extends its appreciation to the Florida Department of Transportation for the continued joint effort of improving Taylor County under the Florida Department of Transportation's 5-year work program. The following is a list of those roads we request be considered as candidates for funding under the various FDOT programs (i.e. **County Incentive Grant Program, Small County Outreach Program, Small County Road Assistance Program, Transportation Regional Incentive Program**):


<u>Priority</u>	<u>Highway</u>	<u>Length</u>	<u>Location</u>
1	Beach Rd (CR 361)	35.2 miles	US HWY 19 (SR 55) to 1 st Ave SE
2	Plantation Road	1.7 miles	S US HWY 19 to E US HWY 27
3	Dark Island Road	0.7 miles	Beach Rd (CR 361) to Dark Island Park

It is the Board's belief that each of these projects warrant improvement and will serve to improve the overall level of service of our County's infrastructure. If you have any questions regarding this matter, please feel free to call me at (850) 838-3500. Thank you again.

Sincerely,

LaWanda Pemberton
County Administrator

cc: File
Kenneth Dudley, County Engineer
Hank Evans, Public Works Director

TAYLOR COUNTY BOARD OF COMMISSIONERS	
County Commission Agenda Item	
	SUBJECT/TITLE: THE BOARD TO CONSIDER RECOMMENDATION OF MOSQUITO CONTROL DIRECTOR TO FLORIDA STATE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, BUREAU OF ENTOMOLOGY, AS AGENDAED BY GARY WAMBOLT, ENVIRONMENTAL SERVICES DIRECTOR
	MEETING DATE REQUESTED: 01/18/2022

Statement of Issue: THE BOARD TO CONSIDER RECOMMENDATION OF A DIRECTOR OF MOSQUITO CONTROL TO THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Recommended Action: APPROVE

Fiscal Impact: N/A

Budgeted Expense: N/A

Submitted By: GARY WAMBOLT, ES DIRECTOR

Contact: 838-3533

SUPPLEMENTAL MATERIAL / ISSUE ANALYSIS

History, Facts & Issues: 5E-13.032 PROGRAM DIRECTORS, EMPLOYMENT AND CLASSIFICATION.

- (1) Districts or counties in the state budgeting local funds in excess of thirty thousand dollars for arthropod control during a fiscal year shall employ a qualified director to plan, supervise and direct the execution of county or district arthropod control programs.
- (2) Persons seeking position of mosquito control program director must submit to the Board of County Commissioners a written application setting forth their complete educational background, work experience and three names of persons as reference to their ability in public or business administration.

Options: APPROVE/NOT APPROVE

Attachments:

- 1. STATE RULE MANDATING RECOMMENDATION
- 2. RESUME OF POTENTIAL DIRECTOR CANDIDATE
- 3. PROOF OF CERTIFICATIONS
- 4. LETTER OF RECOMMENDATION TO DEPARTMENT OF AGRICULTURE

5E-13.032 Program Directors, Employment and Classification.

(1) Districts or counties in the state budgeting local funds in excess of thirty thousand dollars (\$30,000) for arthropod control during a fiscal year shall employ a qualified director to plan, supervise and direct the execution of county or district arthropod control programs.

(2) Persons seeking position of mosquito control program director must submit to the board of commissioners a written application setting forth their complete educational background, work experience and three (3) names of persons as reference to their ability in public or business administration.

(3) Commissioners shall forward to the department their recommendation for the new director, along with that individual's written application, to obtain written confirmation of eligibility from the department, pursuant to subsection 5E-13.032(4), F.A.C.

(4) The following minimum director classifications are based upon amount of local funds budgeted for the fiscal year in which they are initially employed and for which they assume responsibilities of administration.

(a) Director I (Tier I Program) – Local budget greater than \$3,000,000.

Minimum qualifications for Director I position: Graduate of a four (4) year college or university with a degree in the basic sciences and two years work experience in public health arthropod control; or a graduate of a four (4) year college or university and a satisfactory work experience record of five (5) years duration in public health arthropod control.

(b) Director II (Tier II Program) – Local budget between \$1,000,000 to \$2,999,999.99. Minimum qualifications for Director II position: Graduate of four (4) year college or university with a degree in the basic sciences. Requirements for college degree in a basic science may be substituted with a four (4) year degree from a college or university and proof of a satisfactory work experience record of two (2) years duration in public health arthropod control; or with a High School diploma or completion of the General Education Development (GED) and proof of a satisfactory work experience record of five (5) years duration in public health arthropod control.

(c) Director III (Tier III Program) – Local budget of up to \$999,999.99.

Minimum qualifications for Director III position: A High School diploma or completion of the General Education Development (GED) with a minimum of two (2) years of training and field experience in public health arthropod control and proof of Public Health Pest Control licensure.

(5) Mosquito Control Directors Certification.

(a) Persons applying for a Director I, II, or III position must hold a valid Director's Certification prior to appointment or obtain the Director's Certification within six (6) months of employment.

(b) In order to obtain this certification the applicant must pass the department's Director's Certification Examination by scoring 70% or better.

(c) Applicants must hold a valid Public Health Pest Control license in order to take the Director's Certification Exam.

(d) The Director's Certification expires when the holder's Public Health Pest Control license expires.

(e) The Director's Exam may be taken only three times within any six (6) month period.

(f) Persons employed as Directors when they apply for a Director's position in another Florida approved program are exempt from paragraph 5E-13.032(5)(a), F.A.C.

(6) The department shall be notified, in writing, when a Director's position becomes vacant or open.

Rulemaking Authority 388.361 FS. Law Implemented 388.162 FS. History—New 1-1-77, Formerly 10D-54.32, Amended 2-10-87, Formerly 10D-54.032, Amended 3-14-94, 7-5-95, 6-10-04, 8-9-06, 9-18-14.

HAJ

Heather
Jensen

CONTACT



ADDRESS
1795 N. Jefferson St.
Perry, FL 32347
USA



PHONE
850-843-7985



EMAIL
heather.jensen@taylorcountygov.com

12/27/2021

Taylor County Board of County
Commissioners

201 East Green St.
Perry, FL 32347

Dear Commissioners,

I would like to be considered for your recommendation to the Department of Agriculture and Consumer Services as the Mosquito Control Director for our County.

I feel that I can perform this position in a manner which will benefit the County for this department.

The criteria set by the State for our program tier is as follows:

- *Possess a public health pest control license
- *A high school diploma or GED
- *A minimum two years of training and field experience in public health arthropod control
- *Obtain a valid Director’s Certification within 6 months of employment to this position.

As you will see by my attached resume, the requirements for this position have been filled with my employment with the County with the exception of the Director’s Certification. I am willing to take this exam within 6 months of being appointed to this position.

Thank you for your Consideration,

Heather A. Jensen

Heather A. Jensen

1795 N. Jefferson St., Perry, FL 32347 | 850-843-7985 | heather.jensen@taylorcountygov.com

Objective

My objective is to be the Director of Mosquito Control for our County. This will allow me to help educate the public about mosquitoes and what they can do to lessen the numbers. It is my desire to be a positive asset to my community by expanding my knowledge and helping the citizens in reducing the number of mosquitoes in the area.

Experience

ENVIRONMENTAL CONTROL SUPERINTENDENT | TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS | 04/25/2016 – PRESENT

- Prepare work schedules for Animal Control, Mosquito Control and Environmental Services
- Establish correspondence procedures
- Formulate procedures for systematic retention, protection, retrieval, transfer and disposal of records
- Prepare activity reports for guidance of management
- Oversee scheduling of all work for 9 sites that are open 7 days per week
- Prepare payroll for all departments
- Act as technical support for the grants department
- Recommend personnel actions
- Conduct performance reviews
- Conduct departmental training and orientation
- Observe and enforce strict adherence to safety regulations and safe work practices
- Investigate complaints and violations, ensure action is taken to comply with laws and ordinances
- Perform short and long range education program planning
- Perform various research, develop and complete all related reports
- Perform public relations functions with the general public, other counties and department officials and personnel
- Attend meetings and workshops relating to departmental responsibilities
- Act as Interim Director during their absence
- Plan and implement larval control and ground adulticide spray missions
- Determine areas to be serviced and schedule truck operators
- Create, distribute and verify all ground adulticide paperwork and data collected
- Create and maintain all maps used by ground team
- Supervise loading and unloading of appropriate chemicals in trucks before spray missions
- Conduct inventory and order chemicals as needed for spray trucks
- Apply insecticides safely, following label instructions
- Remain on call to handle spray mission emergencies
- Ensure proper operation, maintenance and replacement of designated equipment
- Ensure spray personnel are compliant with all local, state and federal regulations
- Make systematic checks of larval and adult populations of mosquitoes from field observation and by operating and collecting information from various trapping methods

- Make landing rate counts; read thermometers, rain gauges, water level instruments, etc.
- Maintain database to store and analyze field data. Collect and tabulate data information, sending monthly and yearly financial and operational reports to the State
- Review service request calls and respond in a prompt, courteous manner
- Operate insecticide disbursing equipment

OFFICE MANAGER | TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS | 06/22/2015 – 04/25/2016

- Create and maintain necessary files, bookkeeping and schedules
- Process and verify timesheets
- Prepare and submit payroll
- Verify vendor invoices for purchase authorization, prices, extensions; and in addition, approve invoices for payment
- Place orders for materials and supplies
- Prepare end of year stock inventory
- Perform secretarial duties for Department Director and others assigned
- Assist in preparation of annual budget
- Prepare monthly status reports
- File incident and accident reports

ANIMAL CONTROL OFFICER | TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS | 08/11/2011 – 06/22/2015

- Respond to citizen requests for assistance
- Impound animals at the shelter
- Supply necessary care to animals at shelter
- Assist in upkeep and maintenance of shelter
- Maintain log and files on activities, including inventory for Government oversight agencies
- Answer phones, filing and data entry

Skills & Abilities

- I work well with others and on my own. I have very good time management and organizational skills. I pay very close attention to detail and strive to learn everything I can in the field I am employed in as well as higher levels. I am proficient in scheduling, conflict management, task delegation and problem solving. I have a working knowledge of Microsoft Office, Excel and Word, map reading and navigation. I have a strong understanding of Mosquito Control techniques and identification of sources.
- I am a fast learner and strive to do my best in everything I am tasked to do.

Education

FLORIDA PUBLIC HEALTH PEST CONTROL | 03/04/2021

**HIGH PERFORMANCE LEADERSHIP – MASTER
CERTIFICATE | 04/16/2021 | PROFESSIONAL LEADERSHIP ACADEMY (NATIONAL
ASSOCIATION OF COUNTIES)**

ANIMAL CONTROL OFFICER CERTIFICATION | 04/2012 | DAYTONA STATE COLLEGE

HIGH SCHOOL DIPLOMA | 06/1992 | LEE EDUCATION CENTER

References

- Gary Wambolt, Environmental Services Director, gary.wambolt@taylorcountygov.com, (850)838-3533
- LaWanda Pemberton, County Administrator, lpemberton@taylorcountygov.com, (850)838-3500 ext. 6
- Teresa Copeland, Technology Director, Teresa.copeland@taylorcountygov.com, (850)838-3500 ext. 2

STATE OF FLORIDA
Department of Agriculture and Consumer Services
BUREAU OF LICENSING AND ENFORCEMENT

Date
March 4, 2021

File No.
PH307794

Expires
March 4, 2025

THE PUBLIC HEALTH PEST CONTROL LICENSE HOLDER NAMED
BELOW HAS REGISTERED UNDER THE PROVISIONS OF CHAPTER
388 FOR THE PERIOD EXPIRING: March 4, 2025

HEATHER A JENSEN
1795 N. JEFFERSON ST.
PERRY, FL 32347

Regular

Nicole Fried
NICOLE "NIKKI" FRIED, COMMISSIONER



High Performance Leadership

Master Certificate

By authority of the National Executive Committee and upon recommendation of the Leadership Coaches and Faculty, The Professional Development Academy has conferred this

Master Certificate of Leadership upon

Heather Jensen

with all the rights, privileges and honors appertaining thereto in consideration of the completion of program activities prescribed. As witness to this accomplishment, we hereby award this

Master Certificate on this sixteenth day of April, 2021.

General Colin Powell (Ret.)

Former Secretary of State
United States of America

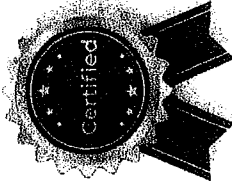
Matt Chase

Executive Director
National Association of Counties

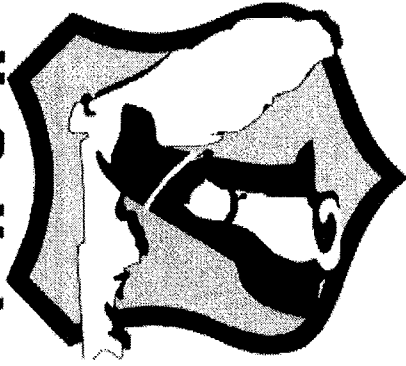
Dr. Tim Rahschulte PH.D.

Chief Executive Officer
Professional Development Academy

WELCOME TO THE NEXT LEVEL OF LEADERSHIP.



F A C A



Florida Animal
Control Association

Florida Animal Control Association's
Certificate of Successful Completion of
Forty Hours of Training to Become an
ANIMAL CONTROL OFFICER

as required by Florida Statute 828.27(4)(a)

Has Been Awarded To

Heather Jensen

On The Twenty Second Day of March Two Thousand Thirteen

David Walesky

Daytona State College

FACA Executive Director

Course Administrator

JAMIE ENGLISH
District 1

JIM MOODY
District 2

MICHAEL NEWMAN
District 3

PAM FEAGLE
District 4

THOMAS DEMPS
District 5



TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS

GARY KNOWLES, Clerk of Court
Post Office Box 620
Perry, Florida 32348
(850) 838-3506 Phone
(850) 838-3549 Fax

LAWANDA PEMBERTON, County Administrator
201 East Green Street
Perry, Florida 32347
(850) 838-3500, extension 7 Phone
(850) 838-3501 Fax

CONRAD C. BISHOP, JR., County Attorney
Post Office Box 167
Perry, Florida 32348
(850) 584-6113 Phone
(850) 584-2433 Fax

To Whom It May Concern:


Taylor County Board of County Commissioners would like to recommend that Heather Jensen be appointed by the Florida Department of Agriculture and Consumer Services as the Mosquito Control Director for Taylor County.

Enclosed is Ms. Jensen's resume and educational certifications. We feel that she will fit this position well due to her five years of experience in the Mosquito Control department, valid Public Health Pest Control license and the ability to obtain the Director's Certification.

Sincerely,

Thomas Demps
Chairperson

12

TAYLOR COUNTY BOARD OF COMMISSIONERS		
County Commission Agenda Item		
	SUBJECT/TITLE: The County Administrator to present the Annual Status Report for Economic Ad Valorem Tax Exemption for Super-Pufft Snacks USA.	
	MEETING DATE REQUESTED: January 18, 2022	

Statement of Issue: To provide a report of compliance with the definition of business expansion as needed for annual eligibility determination for ad valorem tax exemption.

Recommended Action: Receive report

Fiscal Impact: \$121,348.23 for 2021

Budgeted Expense: N/A

Submitted By: LaWanda Pemberton, County Administrator

Contact: 850-838-3500 ext. 6

SUPPLEMENTAL MATERIAL / ISSUE ANALYSIS

History, Facts & Issues: Super-Pufft USA applied for Economic Development Ad Valorem Tax Exemption in 2019, anticipating a 20 million dollar capital investment in 2 years and the creation of 100 plus jobs in 5 years. Per the submitted report Super-Pufft has purchased new equipment and added approximately 150 new jobs since 2019.

Super-Pufft met the eligibility criteria for the exemption for 2021 and was granted a total of \$121,348.23 in savings.

Options: Continue/Not Continue Ad-Valorem exemption

Attachments: Original Application
2022 Annual Status Report
Ordinance 2019-01
Emails from Shawna Beach, Property Appraiser



January 17th, 2019

Taylor County Board of County Commissioners
201 East Green Street
Perry, Florida 32347
tcbcc@taylorcountygov.com

Economic Development

Ad Valorem Property Tax Exemption Application

Dear Board Members,

Super-Pufft Snacks USA, Inc. has submitted an application for an Economic Development Ad Valorem Property Tax Exemption, form DR-418, to the Taylor County Development Authority, dated January 7th, 2019 and attached hereto, requesting abatement of Ad Valorem Taxes related to certain tangible personal property in Taylor County. TCDA has reviewed the application and found that it is complete, and that Super-Pufft Snacks USA, Inc. is eligible for the requested exemption.

The economic impact of said exemption, if granted as requested by Super-Pufft Snacks USA, Inc., is as follows:

Full time jobs added:	100
Part time jobs added:	0
Temporary jobs added:	Unknown
Increase in annual tax revenue before exemption applied:	
\$383,000.00 in year one, decreasing after that due to depreciation of the taxable asset, and being \$133,000.00 in year 10.	
Estimated annual tax exemption amount:	
\$383,000.00 in year one, decreasing after that due to depreciation of the taxable asset, and being \$133,000.00 in year 10.	
Net increase in annual tax revenue after exemption applied:	\$0.00

Duration of tax abatement in years: 10

Increase in tax revenue over tax exemption period, before exemption applied: \$2,613,000.00


Increase in tax revenue over tax exemption period, after exemption applied: \$0.00

Total tax savings to applicant over tax exemption period: \$2,613,000.00

The TCDA Board hereby finds that the above mentioned applicant meets the criteria as set forth by the Board of County Commissioners, and asks that the County Commission take the following action:

- 1. Pass an ordinance granting a tax exemption of (an amount of up to 100%) for a period of (up to 10 years), if deemed appropriate in the discretion of the Board of County Commissioners.

The TCDA appreciates the opportunity to assist the County Commission in this matter, and looks forward to continued economic development success to come.



Alan Dodimead
Chairman
Taylor County Development Authority



Application for Economic Development Ad Valorem Tax Exemption

Taylor County, Florida

Applicant: Super-Pufft Snacks USA, Inc

Address: 700 Lance Dr W

Perry, FL 32348

Phone: 786-239-2533

Fax: _____

Contact Person: Mahmoud Armouch

Applicant is (check all that apply, but at least one, and describe below how Applicant meets the checked criteria):

- ☐ A business or organization establishing 10 or more new jobs to employ 10 or more full-time employees in this state, paying an average wage for such new jobs that is above the average wage in the area, which principally engages in any one or more of the following operations:
- ☐ Manufactures, processes, compounds, fabricates, or produces for sale items of tangible personal property at a fixed location and which comprises an industrial or manufacturing plant; or
- ☐ Is a target industry business as defined in s. 288.106(2)(q);
- ☐ A business or organization establishing 25 or more new jobs to employ 25 or more full-time employees in this state, the sales factor of which, as defined by s. 220.15(5), for the

(Attach additional pages and documents as you deem necessary)

facility with respect to which it requests an economic development ad valorem tax exemption is less than 0.50 for each year the exemption is claimed; or

☐ An office space in this state owned and used by a business or organization newly domiciled in this state; provided such office space houses 50 or more full-time employees of such business or organization; provided that such business or organization office first begins operation on a site clearly separate from any other commercial or industrial operation owned by the same business or organization.

☐ Any business or organization located in an area that was designated as an enterprise zone pursuant to chapter 290 as of December 30, 2015, or brownfield area that first begins operation on a site clearly separate from any other commercial or industrial operation owned by the same business or organization.

☐ A business or organization that is situated on property annexed into a municipality and that, at the time of the annexation, is receiving an economic development ad valorem tax exemption from the county under s. 196.1995.

☐ A business or organization establishing 10 or more new jobs to employ 10 or more full-time employees in this state, paying an average wage for such new jobs that is above the average wage in the area, which principally engages in any of the operations referred to in subparagraph (14)(a)1.; or A business or organization establishing 25 or more new jobs to employ 25 or more full-time employees in this state, the sales factor of which, as defined by s. 220.15(5), for the facility with respect to which it requests an economic development ad valorem tax exemption is less than 0.50 for each year the exemption is claimed; provided that such business increases operations on a site located within the same county, municipality, or both colocated with a commercial or industrial operation owned by the same business or organization under common control with the same business or organization, resulting in a net increase in employment of not less than 10 percent or an increase in productive output or sales of not less than 10 percent.

☒ Any business or organization located in an area that was designated as an enterprise zone pursuant to chapter 290 as of December 30, 2015, or brownfield area that increases operations on a site located within the same zone or area colocated with a commercial or industrial operation owned by the same business or organization under common control with the same business or organization.

Applicant requests the adoption of an ordinance granting an Economic Development Ad Valorem Property Tax Exemption.

The name and location of the new business or the expansion of an existing business is:

700 Lance Dr W

Perry, FL 32348

The improvements to real property for which an exemption is requested are described as, and the date of commencement of construction of such improvements are:

Improvement to existing facility & construction of new facility

The tangible personal property for which an exemption is requested is described as, and the dates when such property was or is to be purchased is:

Purchase of new manufacturing equipment. Purchases are proposed to start sometime in 2019 and continue until proposed project is completed.

The following can serve as proof that the Applicant is a new business or an expansion of an existing business:

Attached map showing facility is located within an area that was designated as an enterprise zone as of 12/31/2015.

TCDA can also validate zone boundary.

The number of jobs the applicant expects to create along with the average wage of the jobs and whether the jobs are full-time or part-time:

If project proceeds, applicant would expect to increase net employment by at least 100 full time jobs over the next 5 years.

Average wage will be in excess of \$30,000 per year.

The expected time schedule for job creation is:
Jobs would be created over a five year period, starting in 2019/2020
and continuing until completed.

The anticipated number of employees of the business is:
The business would anticipate total employment of over 150 FTE

The expected numbers of employees of the business who will reside in Taylor County is:
The business anticipates that over 90% if the employees would reside
within Taylor County

The average wage of the employees of the business is or will be:
The average wage of the business would be in excess of 30,000

The type of industry or business is or will be:

The business is a manufacturer of snack products

The environmental impact of the business is or is expected to be:

Waste Water Treatment Current Permit with DACS is in force.

No anticipated would require increased or further environmental permitting

The anticipated volume of business or production is:

Production would increase to approximately 16,000 lbs per hour

Would relocation or expansion of the business occur or have occurred without the exemption?

Expansion is dependent on approval of a combination of local, state, and federal incentives, including the exemption. Lack of exemption would

greatly affect decision and could jeopardize the project

Is (or will it be) the business located within an enterprise zone or redevelopment area?

The business is currently located within an enterprise zone and the proposed expansion would take place on the same parcel of land

What is the cost and demand for services or product produced by the business?

Average cost per unit is \$.80 and demand for product is strong due to the increased prominence of private label snacks in retail environments.

What is (or will be) the source of supplies of the business and will other businesses in the county will be used to meet the supply demands of the business?

While most raw materials are not available within the county, other supplies that are available will be sourced from local suppliers when possible.

For any construction, local resources will be encourages to bid on the project and, when feasible, will be given preference.

Signature: 

Printed Name: Mahmoud Armouch

On behalf of: Super-Pufft Snacks USA, Inc

Date: 12/09/2018

CERTIFICATION

I hereby certify that the foregoing Application for Economic Development Ad Valorem Property Tax Exemption was submitted to the Taylor County Development Authority on the date below.

Signature: _____

Date Submitted: _____

MALCOLM PAGE
District 1

JIM MOODY
District 2

SEAN MURPHY
District 3

PAM FEAGLE
District 4

THOMAS DEMPS
District 5



TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS

ANNIE MAE MURPHY, Clerk
Post Office Box 620
Perry, Florida 32348
(850) 838-3508 Phone
(850) 838-3549 Fax

LAWANDA PEMBERTON, County Administrator
201 East Green Street
Perry, Florida 32348
(850) 838-3500, extension 7 Phone
(850) 838-3501 Fax

CONRAD C. BISHOP, JR., County Attorney
Post Office Box 187
Perry, Florida 32348
(850) 584-8113 Phone
(850) 584-2433 Fax

Annual Status Report for Economic Ad Valorem

Tax Exemption Programs

Business Name /DBA: Super-Pufft Snacks USA

Address : 700 W. Super-Pufft Street, Perry, FL 32348

Phone: 850-371-5364

Contact Person: President - Mahmoud Amrouch

Please list all improvements to real property for which the ad valorem tax exemption was granted and when the construction of improvements and/or purchases of tangible personal property was completed:

The tax exemption for this year provided for and assisted in building a new warehouse on site that will be used in addition to the off-site warehouse. It also assisted in the finalization of a new production line for making a salty snack that was not previously made in the facility. These additions had greatly impacted the need for additional employees to assist with production on the new snack line and in the warehouse. The new snack line is completed and producing snacks around the clock. The warehouse is still being constructed, however, will be completed in several weeks and will be utilized for additional storage of the snacks from all lines. The warehouse and new line have greatly impacted Super-Pufft's ability to secure long-term contracts with prominent snack companies to ensure that Super-Pufft continues to grow it's business, thus continuing to provide economic growth to our county, and it's citizens.

What is the number of jobs created for the tax exemption granted? Please complete and attach Appendix A:

Approximately 160 jobs with more anticipated.

What is the total number of employees for company and what percentage of these employees reside in Taylor County ?

Currently we employee approximately 220 people, of which approximately 70% live locally.

What is the type of industry or business ? :

Manufacturing and production of food product.

What is the environmental impact of this business ?:


Small impact due to procedures in place to clean air, and we have waste water treatment on site.

What is the actual volume of business or production ? :

Approximately 50,000,000 pounds of salty snacks produced annually.

What is the source of supplies of the business and are other business within Taylor County used to meet the supply demands of the business ?:

Multiple businesses and vendors in Taylor County are used to assist in the manufacturing and production of our salty snacks. Businesses are used for supplies, parts, and even fuel. Some of the business include Wal-Mart, Gulf Coast Plumbing, Ware-Oil, Ragan's Ace Hardware, Fastenal, Florida Drug Screening, Cashway, Studstills, Perry Auto Supply, and Air-Gas.

Signature: 

Printed Name : Lin Gray

On behalf of : Mahmoud Amrouch

Date: 01/04/2022

APPENDIX A

Please list all full time positions that were added and are currently filled by the economic incentive project.

Job Title	# of Positions	Date Position Created	Annual Salary per Job	Annualized Average Value of Benefits per Job	Benefits Included
PMO – Packaging Machine Operator	24	07/2019	\$31000	\$4500	Y
Seasoner	18	07/2019	\$27000	\$4300	Y
Movers/Scanners	8	07/2019	\$27000	\$4300	Y
Production Supervisors	6	07/2019	\$70000	\$8000	Y
Maintenance	10	07/2019	\$40000	\$4900	Y
Maintenance Supervisor	1	07/2019	\$90000	\$10000	Y

Job Title	# of Positions	Date Position Created	Annual Salary per Job	Annualized Average Value of Benefits per Job	Benefits Included
Maintenance Director	1	07/2019	\$120000	\$4500	Y
Cooks	20	07/2019	\$33000	\$4500	Y
Hastamat Operators	8	07/2019	\$29000	\$4400	Y
Can Makers	12	07/2019	\$31000	\$4500	Y
Packaging Operators	28	07/2019	\$25000	\$4300	Y
Quality Assurance	16	07/2019	\$27000	\$4300	Y
Quality Lead	2	07/2019	\$37000	\$4700	Y
Shipping/Receiving	10	07/2019	\$30000	\$4500	Y

ORDINANCE NO. 2019-01

AN ORDINANCE GRANTING AN ECONOMIC DEVELOPMENT AD VALOREM TAX EXEMPTION TO SUPER-PUFFT SNACKS USA, INC. CORPORATION OF THE STATE OF FLORIDA; SPECIFYING THE ITEMS EXEMPTED; PROVIDING AN EXPIRATION DATE FOR THE EXEMPTION; FINDING THAT THE BUSINESS MEETS THE REQUIREMENTS OF F.S. 196.012; PROVIDING FOR PROOF OF ELIGIBILITY FOR EXEMPTION; PROVIDING A REQUIREMENT FOR AN ANNUAL REPORT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, economic development and the creation of jobs are priorities of the Taylor County Board of County Commissioners; and

WHEREAS, the citizens of Taylor County voted to authorize the Board of County Commissioners to provide economic incentives to new and/or expanding businesses in the November 2018 election; and

WHEREAS, SUPER-PUFFT SNACKS, USA, INC., has requested that the Taylor County Board of County Commissioners exempt ad valorem taxes for its improvement to its existing facility and construction of new facility and new manufacturing equipment, in Perry; and

WHEREAS, SUPER-PUFFT SNACKS, USA, INC., anticipates a minimum of \$20,000,000 in capital investment at their Perry facility during the next two years, and

WHEREAS, SUPER-PUFFT SNACKS, USA, INC., anticipates a minimum of 100 quality jobs to be created at their Perry facility during the next five years, and

WHEREAS, the Property Appraiser has provided the Taylor County Board of County Commissioners with its report as required by Chapter 196.1995(9) F.S.; and

WHEREAS, It has been determined that SUPER-PUFFT SNACKS, USA, INC., meets the requirements of Chapter 196.016 F.S., expansion of an existing business in Taylor County.

THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF TAYLOR COUNTY, FLORIDA, as follows:

SECTION 1. The Ordinance shall create Ad Valorem Tax Exemption for SUPER-PUFFT SNACKS, USA, INC.

SECTION 2. An Economic Development Ad Valorem Tax Exemption is hereby granted to SUPER-PUFFT SNACKS, USA, INC., locating in Taylor County, at 700 Lance Drive West, Perry, Florida 32348.

(a) The total amount of revenue available to Taylor County from ad valorem tax sources for the current fiscal year is \$9,729,240.00. \$ 6,505.00 is lost to Taylor County for the current fiscal year by virtue of exemptions currently in effect from previous years.

(b) The tax exemption hereby granted shall be for a term of 10 years, commencing with the first year the new improvements and personal property are added to the assessment roll, and lasting 9 additional years thereafter, for 75% annually of the increase in taxes due to the existing facility and the construction of the new facility.

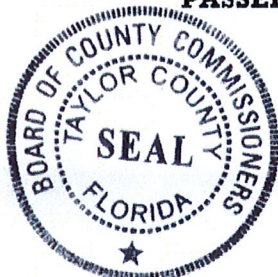
(c) In accordance with the findings of the Board of County Commissioners and the Property Appraiser, the property hereby exempted from ad valorem tax exemption meets the definition of a new business, as defined by Chapter 196.012, Florida Statutes.

(d) SUPER-PUFFT SNACKS, USA, INC., shall submit to the County an annual report providing evidence of continued compliance with the definition of a new business or an expansion of an existing business for each of the ten years during which SUPER-PUFFT SNACKS, USA, INC., is eligible to receive ad valorem tax exemption. The annual report shall be submitted to the County Administrator by January 31 of each year. If the annual report is not received, or if the annual report indicates that SUPER-PUFFT SNACKS, USA, INC., no longer meets the criteria of Chapter F.S. 196.012, the County Administrator shall make a report to the Board of County Commissioners for consideration of revocation of this ordinance granting the tax exemption. The Board reserves the right to reduce the percentage of the exemption of SUPER-PUFFT SNACKS, USA, INC.

SECTION 3. Severability. If any word, phrase, clause, section or portion of this Ordinance shall be held Invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 4. Effective Date. This ordinance shall become effective immediately upon receipt of official acknowledgement from the office of the Secretary of State of Florida that this ordinance has been filed in said office.

PASSED AND ADOPTED in regular session this 10th day of April, 2019.



BOARD OF COUNTY COMMISSIONERS
TAYLOR COUNTY, FLORIDA

BY:

Pam Feagle
PAM FEAGLE, Chairperson

ATTEST:

Annie Mae Murphy
ANNIE MAE MURPHY, Clerk

LaWanda Pemberton

From: Shawna Beach <shawna@taylorpa.org>
Sent: Thursday, January 6, 2022 2:25 PM
To: LaWanda Pemberton
Subject: RE: Ad Valorem Tax Exemption Report 2022

LaWanda,

Superpufft saved \$121,348.23 in total due to their economic development tax abatement with the county on the 2021 tax roll (Calendar year).

Account	Exemption Value	Millage	Tax Savings
Real	\$2,428,035	0.0072426	\$17,585.29
TPP	\$14,326,754	0.0072426	\$103,762.95
			\$121,348.23

If you have any questions or need any additional information, I will be happy to help.

Thank you,

Shawna Beach, CFA
Taylor County Property Appraiser
P. O. Box 936
Perry, FL 32348
Phone: 850-838-3511
Fax: 850-838-3545
Email: shawna@taylorpa.org

Please note: Florida has a very broad public records law. As a result, any written communication created or received by Taylor County officials and employees will be made available to the public and media upon request, unless such written communication falls within an exception or exemption to the Public Records Act.

From: LaWanda Pemberton <LPemberton@taylorcountygov.com>
Sent: Thursday, January 6, 2022 8:41:01 AM
To: Shawna Beach <shawna@taylorpa.org>
Subject: FW: Ad Valorem Tax Exemption Report 2022

Good morning,

Can you please advise the amount of tax exemption that was granted to Superpufft last year ? Also, please remind me if this exemption is fiscal year or calendar year ?

Thank you !

LaWanda

From: ling@superpufft.com [<mailto:ling@superpufft.com>]
Sent: Tuesday, January 4, 2022 4:30 PM
To: LaWanda Pemberton <LPemberton@taylorcountygov.com>
Cc: Mahmoud Amrouch <mahmoud@superpufft.com>
Subject: Ad Valorem Tax Exemption Report 2022

Lawanda,

Please see the attached report for 2022, and let me know if I need to add anything.

Thanks,

Lin

Lin Gray
Public Relations & Recruiting



SuperPufft Snacks USA
700 SuperPufft Dr.
Perry, FL 32348
ling@superpufft.com
O: 850-371-5364
F: 850-371-5340

LaWanda Pemberton

From: Shawna Beach <shawna@taylorpa.org>
Sent: Wednesday, January 12, 2022 11:11 AM
To: LaWanda Pemberton
Subject: Fwd: Thursday's Workshop/Special Meeting

Lawanda,

We created a timeline to help share the information we have gathered throughout the years. While all the details of a Tangible Personal Property return are confidential we are able to provide the accounts totals.

- Between 2016-2018, The prior owner reduced the amount of TPP equipment reported from \$11.6 million to 8.7 million.
- In 2019, the assessment was further reduced to \$5,817,014, as reported by the owner.
- In 2020, our office did not receive a TPP return, so we were forced to estimate. That year, they were assessed with \$19,500,000 in TPP equipment.
- In 2021 we received a TPP return and an assessment of \$19,102,339 was applied.

If you have any questions or need any additional information I will be happy to help.

Thank you,

Shawna Beach, CFA
Taylor County Property Appraiser
P. O. Box 936
Perry, FL 32348
Phone: 850-838-3511
Fax: 850-838-3545
Email: shawna@taylorpa.org

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From: LaWanda Pemberton <LPemberton@taylorcountygov.com>
Sent: Tuesday, January 11, 2022 4:10 PM
To: Shawna Beach <shawna@taylorpa.org>
Subject: FW: Thursday's Workshop/Special Meeting

Good afternoon,

Another question regarding Superpufft. Can you verify if the 20 million in equipment was, in fact, added by Superpufft ?

Thank you !
LaWanda Pemberton
County Administrator
Taylor County Board of County Commissioners