

Agenda Item #     R - 6

**Village of Royal Palm Beach  
Village Council  
Agenda Item Summary**

**Agenda Item:**

**PUBLIC HEARING FOR FIRST READING AND APPROVAL OF ORDINANCE NO. 1021, AMENDING VILLAGE CODE AT CHAPTER 11. FIRE PREVENTION AND PROTECTION., SECTION 11-23. PROPANE STORAGE. IN ORDER TO BETTER CONFORM VILLAGE REGULATIONS WITH INDUSTRY STANDARDS RELATIVE TO TANK SIZES. BY COMMUNITY DEVELOPMENT DIRECTOR ROB HILL.**

**Issue:**

Village Staff is requesting to amend Village Code Section 11-23. Propane Storage. to revise current Village regulations to conform with industry standards relative to tanks sizes. The proposed amendments:

- Increase the size of propane storage tanks allowed to remain aboveground from 100 to 125 gallons;
- Establish tank size limits for the smaller aboveground tanks to conform more with industry standards and available tank sizes; and
- Provide reference to National Fire Protection Association installation standards.

**Recommended Action:**

Staff recommends Approval of Ordinance No. 1021 on First Reading.

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Initiator: Comm. Dev. Director	Village Manager Approval	Agenda Date 10-21-2021	Village Council Action
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**ORDINANCE NO. 1021**

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF ROYAL PALM BEACH, FLORIDA, AMENDING CHAPTER 11. FIRE PREVENTION AND PROTECTION. AT SECTION 11-23. PROPANE STORAGE. TO BETTER CONFORM VILLAGE REGULATIONS WITH INDUSTRY STANDARDS RELATIVE TO TANK SIZE; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 11. FIRE PREVENTION AND PROTECTION. SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, Chapter 11. Fire Prevention and Protection., at Section 11-23 of the Village Code of Ordinances provides regulations for propane storage tanks throughout the Village; and

WHEREAS, the Village Council desires to amend Chapter 11. Fire Prevention and Protection. of the Village's Code of Ordinances in order to revise existing regulations to better conform with industry standards relative to tank size; and

WHEREAS, the Village of Royal Palm Beach has held all required public hearings and has provided public notice in accordance with applicable State statutes and Village ordinances; and

WHEREAS, the Village Council of the Village of Royal Palm Beach has determined that the proposed revisions to Chapter 11 are in the best interests of the general welfare of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF ROYAL PALM BEACH, FLORIDA, THAT:

**Section 1:** Chapter 11. Fire Prevention and Protection. of the Code of Ordinances of the Village of Royal Palm Beach is hereby amended at Sec. 11-23. Propane storage. in order to revise existing regulations to better conform with industry standards; providing that Sec. 11-23 shall hereafter read as follows:

**Sec. 11-23. - Propane storage.**

Except for where warranted on Village-owned property, All propane storage tanks in excess of one hundred ~~twenty-five~~ (12500) gallons capacity shall be installed underground. A maximum of two (2) above ground tanks of lesser capacity, not to exceed 56 gallons each, can be installed aboveground on any one lot may be used. All propane storage tanks shall be installed in accordance with NFPA 58, as amended.

**Section 2:** Each and every other Section and Sub-section of Chapter 11. Fire Prevention and Protection. shall remain in full force and effect as previously adopted.

**Section 3:** All Ordinances or parts of Ordinances in conflict be and the same are hereby repealed.

**Section 4:** Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

**Section 5:** Specific authority is hereby granted to codify this Ordinance.

**Section 6:** This ordinance shall take effect immediately upon adoption.

FIRST READING this 21<sup>st</sup> day of October, 2021.

SECOND AND FINAL READING this 18<sup>th</sup> day of November, 2021.

VILLAGE OF ROYAL PALM BEACH

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MAYOR FRED PINTO

(Seal)

ATTEST:

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DIANE DISANTO, VILLAGE CLERK