

- **CHAPTER 18. – BUILDINGS & BUILDING REGULATION**
- **ARTICLE XVII. - EMERGENCY MEASURES DURING STORM EVENTS**
- **Sec. 18-1014. - Removal and securing of construction materials during tropical storm and hurricane warning or watch required.**

(a) When the National Weather Service, National Hurricane Center or appropriate weather agency shall declare a tropical storm watch or warning or a hurricane watch or warning for any portion of Palm Beach County, Florida, all construction materials, including roof tiles, and debris on all building and construction sites within the town shall be secured, stored or removed so as not to create a safety hazard because of hurricane or tropical storm force winds.

(b) Media broadcasts or notices issued by the National Weather Service or National Hurricane Center of a tropical storm watch or warning or a hurricane watch or warning shall be deemed sufficient notice to the owner of real property upon which construction is occurring or any contractor responsible for said construction to secure store or remove loose construction debris and loose construction materials against the effects of high winds.

(c) Materials stockpiled on top of any structure under construction shall be permanently installed by the property owner or contractor upon issuance of a tropical storm watch or warning or a hurricane watch or warning; provided, however, in the event such installation cannot be timely completed, then the property owner or contractor shall:

(1) Band together the construction materials and mechanically fasten them to the top of the structure in such a manner so as not to present a threat of their becoming airborne during a tropical storm or hurricane; or

(2) Remove the construction materials from the top of the structure and mechanically tie down to the ground; or

(3) Remove the construction materials from the job site; or

(4) Store the construction materials inside a protected structure.

(d) Construction materials or debris shall remain secured, stored or removed from the property until the National Weather Service, National Hurricane Center or other appropriate weather agency has removed all portions of Palm Beach County from those areas included in a tropical storm watch or warning or a hurricane watch or warning.

(e) From June 1 to November 30 of each calendar year (the National Weather Service designated hurricane season), construction or roofing materials shall be

loaded on a roof no earlier than ten working days prior to the permanent installation of the materials.

(f) It shall be the joint responsibility of the owner and general contractor to remove, secure or to see to the removal or securing of all construction materials and debris as set forth in this section.

(g) In the event of a violation of this section, in addition to all other remedies provided in the Code of Ordinances and otherwise by law, the town may take whatever emergency action it deems necessary to secure, store or remove all loose construction materials and debris including, but not limited to, roof tiles and roofing materials. In such circumstances, the town shall bill the property owner or his agent for all charges and expenses incurred whether incurred by the utilization of town personnel and materials or other outside contractors retained by the town for these purposes. The securing of an outside contractor to perform these services shall be deemed to be the securing of emergency services and shall not require the town to utilize a competitive bid process to select a contractor or contractors. Should the bill for such services remain unpaid for a period of 30 days or more, the town may record a claim of lien encumbering the property and thereafter proceed according to law to enforce said lien.

(Ord. No. 11-2015, § 1(Att.), 4-15-15)