



CITY CLERK

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**CITY OF FORT LAUDERDALE
APPLICATION FOR CITIZEN PRESENTATION
FIRST MEETING OF THE MONTH
CITY COMMISSION REGULAR MEETING (6:00 P.M.)
(Please Print or Type)**

City Commission Meeting Date Requested: December 2, 2014 (Fill in Date)
Name of Individual Making Presentation: ALBERT BORER
Street Address: 738 NE 3RD AVENUE
City, State, Zip Code: FT. LAUDERDALE, FL 33304
Daytime Telephone Number: 954-632-0607 Evening Telephone Number: 954-632-0607
Facsimile Number: _____ E-Mail Address: MERIDIANSTONE@GMAIL.COM
Briefly describe topic to be discussed: SEE ATTACHED

IMPORTANT INFORMATION:

- Speakers will be afforded the opportunity to address the Commission at the **first Regular Commission Meeting of each month.**
- Speakers will be allowed a maximum of three (3) minutes to address the City Commission. (If more than one speaker will be making your presentation, a **total** of 3 minutes will be allotted for such presentation.)
- The promoting, advertising or marketing of any product or service is prohibited.
- A maximum of five (5) applications will be accepted for any City Commission meeting. All other applications received will have the option of being scheduled for a future meeting. **APPLICATIONS WILL BE REVIEWED/ACCEPTED ON A FIRST COME, FIRST SERVED BASIS. IF A SPEAKER HAS ALREADY SPOKEN THE PREVIOUS MONTH AND MORE THAN FIVE (5) APPLICATIONS ARE RECEIVED, THEN SUCH SPEAKER WILL BE SCHEDULED FOR THE FOLLOWING MONTH IN ORDER TO GIVE NEW SPEAKERS THE OPPORTUNITY TO BE HEARD.**
- If you wish to provide additional information, please attach it to your application.
- This document may be a public record under Florida law, which defines "public records" to mean, all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, data processing software, or other material, regardless of the physical form, characteristics, or means of transmission, made or received pursuant to law or ordinance or in connection with the transaction of official business by any agency.
- This document will be made a part of the City Commission agenda and will be viewable on the City's website.
- **Complete applications (including attachments) must be received by the City Clerk's Office, City Hall, 100 North Andrews Avenue, 7th floor, no later than 12:00 noon the Wednesday prior to the week the City Commission meeting is held.**

For questions or additional information, please contact the City Clerk's Office at (954) 828-5002 or e-mail JJoseph@fortlauderdale.gov

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ALBERT L. BORER

738 NE 3rd Avenue
Ft. Lauderdale, FL 33304
Phone: 954 632-0607
MeridianStone@gmail.com

July 1, 2014

Mr. Paulo Lopez
FLORIDA POWER AND LIGHT – Wingate Service Center
3020 Northwest 19th Street
Ft Lauderdale, FL 33311

RE: 746 NE 3rd. Ave., Ft. Lauderdale Security Lighting

Dear Mr. Lopez,

This letter is the formal written acknowledgement of my objection to the presence and operation of a “high-pressure sodium” light that has been installed by Florida Power and Light on the service pole located on 746 NE 3rd Avenue. The placement of this “high-pressure sodium light” directly abuts the property I own and on which I reside - 738 NE 3rd Avenue; Ft Lauderdale, Florida.

Specifically, my formal objection to the matter is as follows:

This light is on from dusk to dawn, blindly illuminating my back yard, shining in the windows of my bedroom and home, and onto the street with a glaring light that is both blinding and harsh.



3 AM - 738 NE 3rd Avenue;
Ft Lauderdale, Florida



Yard at Nighttime
738 NE 3rd Avenue



Reading In Bed with no other light
other than the neighbor's light

Additionally, as demonstrated below, this “high-pressure sodium light” is a public safety hazard.

FPL is quite familiar with the issues raised by my objection of this ill-placed “high-pressure sodium light” In fact, as noted below; there are very specific written provisions in place by FPL regarding the placement and use of “high-pressure sodium lights.” Clearly, FPL’s policy does not allow the placement and use of these lights to disturb the ‘quiet enjoyment’ of neighboring homeowners and tenants.

My research has led to FPL advising me (on April 17, 2014) that only the person named and recorded as the holder of the FPL account at the service address (746 NE 3rd Avenue) may authorize changes to any existing FPL service. Therefore, the reality is, without the account holder of record’s cooperation – **Mr. Denzel Latty**, FPL is unable to assist me as I try to resolve this “high-pressure sodium light” that illuminates my home every single night.

I have made several attempts to speak to Mr. Latty regarding this unresolved “high-pressure sodium light” that continues to ‘light up’ my sleep quarters nightly. To date, Mr. Latty has yet to respond to my request to begin to resolve this outstanding issue despite the fact the placement and operation of this “high-pressure sodium light” significantly prohibits my rights as a property owner.

FPL offers specific written guidance for those seeking to install and use this ‘outdoor’ security device on their property. Any request for the installation of lighting by FPL requires the completion and signature of an FPL Outdoor Security Light Agreement Form:

**Outdoor Lighting Request,
Outdoor Security Light Agreement**
(EXHIBIT FPL FORMS - OUTDOOR LIGHTING REQUEST, OUTDOOR SECURITY LIGHT AGREEMENT)

The FPL account holder must comply with the following when requesting the placement and use of a “high-pressure sodium light” on their property:

- “Please secure your neighbor’s approval for the installation of the light.”
- “The light’s illumination pattern must be oriented toward the structure or property and not toward the street.”
- **“The company [FPL] will not be required to install equipment at any location where the service may be OBJECTIONABLE to others. If it is found AFTER installation that the light is OBJECTIONABLE, the Company may terminate the service without obligation or liability.”** (emphasis added)

As the neighbor residing next door at 738 NE 3rd Avenue; Ft Lauderdale, Florida, my right as a homeowner to ‘quiet enjoyment’ is greatly impacted by the placement and use of this “high-pressure sodium light.”

For the record, I was never notified before this “high-pressure sodium light” was installed and therefore Mr. Latty has not sought my approval prior to its installation as required by FPL.

Another relevant issue FPL should consider is the risk, from a public safety perspective, that remains open for FPL themselves. FPL's placement of this "high-pressure sodium light" directly hits 3rd Ave with a harsh glaring light that oft times negatively impacts an unsuspecting driver's vision when driving by our adjoining properties.

In sum, this "high-pressure sodium light" is objectionable simply because:

- a. it is a safety hazard and,
- b. it impedes my rights as a property owner.

Please contact the undersigned within two weeks so that we may seek a formal resolution to this matter from the spirit of cooperation.

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to be 'Albert Borer', written over a horizontal line.

Albert Borer

**Cc: Mr. Denzel Latty, P.A./Tenant; 746 NE 3rd Avenue; Ft Lauderdale FL 33304
Ms. Carol Baillie/Property Owner; 1500 NE 51st Street; Ft Lauderdale, FL 33334
FPL Customer Correspondence; P.O. Box 025576; Miami, FL 33102**

ALBERT L. BORER

738 NE 3rd Avenue
Ft. Lauderdale, FL 33304
Phone: 954 632-0607
MeridianStone@gmail.com

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CITY CLERK

November 1, 2014

To: City of Fort Lauderdale Commission

From: Albert Borer/Property Owner residing at 738 NE 3rd Avenue, Ft Lauderdale, FL

Meeting Date: December 2, 2014

Re: Citizen Presentation


Subject: Objection to the installation of a "High Pressure Sodium" Light

Members of the City Commission:

I am making application to present to the commission an objection of the placement of a dusk-to-dawn high pressure sodium light installed by Florida Power and Light on a pole overlooking my property and residence. The installation was at the request of the tenant and neighbor of the property abutting mine. The light turns on automatically every night. It shines into the windows of my home, harshly illuminates my back yard and spills over into the street with a blinding glare. After six months of requests to the tenant and appeals to FP&L to remedy the situation, I have been told by FPL that the light cannot be shielded and although the owner and landlord to the tenant of the property where the light is located also finds the light objectionable, according to FP&L the light "cannot be removed without the expressed authorization of the tenant/account holder, even if the OWNER of the property where the light is placed objects. I have been unable to obtain a resolution to this matter in the spirit of cooperation with the tenant or FP&L, and therefore am making an appeal to the city commission, and appreciate your hearing my presentation.

Thank you.

Sincerely,



Albert Borer