

AGENDA

NATURAL RESOURCES PRESERVATION ADVISORY BOARD REGULAR MEETING



Wednesday, May 06, 2026 AT 11:00 AM

TOWN OF HIGHLAND BEACH, FLORIDA
3614 S. OCEAN BOULEVARD
HIGHLAND BEACH, FL 33487
Telephone: (561) 278-4548

Website: www.highlandbeach.us

Town Hall Commission Chambers

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF THE AGENDA**
5. **PUBLIC COMMENT** (*limited to three (3) minutes per speaker*)
6. **PRESENTATIONS**
 - A. Town Planner Update
7. **APPROVAL OF MINUTES**
 - A. January 07, 2026
8. **UNFINISHED BUSINESS**
 - A. Review of marketing/educational and promotional materials (Continued from November 05, 2025)
 - B. Future Dune Restoration/Management-related events
 1. Continued Discussion on Beach Front Condo Associations
 2. Continued Discussion on Other Future Events
 - C. Wrap-up Discussion on Past Library Wine Tasting Event

D. Continued Discussion on Dog Waste Stations

E. Board Member Updates

9. NEW BUSINESS

A. Nomination of Chairperson and Vice-Chairperson

B. Beach Raking Permits

C. Discussion of a Proposed Resolution adopting procedures for the initiation and adoption of Town ordinances (**Recommendation to Town Commission**)

10. ANNOUNCEMENTS

June 09, 2026 1:00 PM Special Magistrate Hearing

June 11, 2026 9:30 AM Planning Board Meeting

11. ADJOURNMENT

NOTICE: *If a person decides to appeal any decision made by the Natural Resource Preservation Advisory Board with respect to any matter considered at this meeting, you will need a record of the proceedings, and you 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. (The above notice is required by State Law. Anyone desiring a verbatim transcript shall have the responsibility, at his own cost, to arrange for the transcript) There may be one or more Town Commissioners attending the meeting.*

Pursuant to the provision of the Americans with Disabilities Act, any person requesting special accommodations to participate in these meetings, because of a disability or physical impairment, should contact the Town at 561-278-4548 at least five calendar days prior to the Hearing.

File Attachments for Item:

A. January 07, 2026



TOWN OF HIGHLAND BEACH NATURAL RESOURCES PRESERVATION ADVISORY BOARD REGULAR MEETING MINUTES

Town Hall Commission Chambers
3614 South Ocean Boulevard
Highland Beach, Florida 33487

Date: January 07, 2026
Time: 11:00 AM

1. CALL TO ORDER

Chairperson Nestle called the meeting to order at 11:13 AM.

2. ROLL CALL

Board Member Kiki Baxter
Board Member David Newman
Board Member Alan Blumberg
Vice Chairperson Kenneth Shriberg
Board Member Karen Jones
Chairperson Barbara Nestle
Deputy Town Clerk Jaclyn DeHart

ADDITIONAL STAFF PRESENT

Town Planner Ingrid Allen

3. PLEDGE OF ALLEGIANCE

The Board led the Pledge of Allegiance to the United States of America.

4. APPROVAL OF THE AGENDA

MOTION: Jones/Shriberg - Moved to approve the agenda as presented which passed 6 to 0.

5. PUBLIC COMMENT *(limited to three (3) minutes per speaker)*

There were no public comments.

6. PRESENTATIONS

A. Town Planner Update

Town Planner Allen provided an update on the Library Wine Tasting event date, and draft invite.

7. APPROVAL OF MINUTES

A. November 05, 2025

MOTION: Shriberg/Blumberg – Moved to approve the minutes of November 05, 2025, which passed 6 to 0.

8. UNFINISHED BUSINESS

A. Review of marketing/educational and promotional materials

This item was moved to the next meeting date.

B. Future Dune Restoration/Management-related events

1. Discussion on Library Wine Tasting Event

The Board discussed the Library Wine Tasting event including the date, number of guests, costs, invitation, and the presenter.

2. Discussion on Beach Front Condo Associations

Chairperson Nestle gave an update on Condo Associations that were contacted and which were moving forward with dune restoration. There was discussion on continuing to contact Beach Front Condo Associations.

Member Jones briefly left the dais at 12:11 PM.

3. Discussion on Other Future Events

There was further discussion about the number of guests needed for the Library Wine Tasting event and costs.

C. Discussion on Delray Sands Dune Event

The Board discussed the turnout, presentation, food and costs of the past Delray Sands Dune event. There was consensus from the Board that they would like to make this an annual event if the budget allows.

D. Dog Waste Stations

The Board members discussed what they observed while walking A1A in regard to dog waste. Town Planner Allen reminded the Board that this is not within their purview, but they can make a recommendation to the Town Commission through the proper process. Member Shriberg will work on the narrative and provide it two weeks prior to the next meeting.

E. Board Member Updates

There were no updates.

9. NEW BUSINESS

A. None

10. ANNOUNCEMENTS

January 08, 2026	9:30 AM	Planning Board Meeting
January 13, 2025	1:00 PM	Special Magistrate Meeting

11. ADJOURNMENT

The meeting adjourned at 12:57 P.M.

APPROVED at the May 06, 2026, Natural Resources Preservation Advisory Board Regular Meeting.

ATTEST:

Chairperson Barbara Nestle

Date: May 06, 2026

Jaclyn DeHart
Deputy Town Clerk

Disclaimer: Effective May 19, 2020, per Resolution No. 20-008, all meeting minutes are transcribed as a brief summary reflecting the event of this meeting. Verbatim audio/video recordings are permanent records and are available on the Town's Media Archives & Minutes webpage:

File Attachments for Item:

D. Continued Discussion on Dog Waste Stations

Who

The Natural Resources Preservation Advisory Board (NRPAB) draft for board review and input in recommending this initiative for consideration by the Town Commission, upon review by the Town Manager. The proposal impacts condominium residents, homeowners, visitors, and dog walkers along the Town's "Three Miles of Paradise" walking path along A1A.

What

Installation of dog waste stations designed to match the Town's existing aesthetic, specifically brown recycled plastic units consistent with current benches and trash receptacles. Each station will include:

- A pole-mounted sign encouraging proper pet waste disposal.
- A plastic bag dispenser (3 openings for a total of 600 bags, easy to determine when a roll needs replacement without the dispenser being empty)
- 400 starter 100% Compostable Roll Bags included
- Placement adjacent to existing trash cans where available.
- In select "dead zone" areas with no current trash receptacles, full units include a small attached trash can.

Why

While not strictly necessary, these stations are a quality-of-life amenity aligned with the Town's commitment to maintaining its "Three Miles of Paradise."

There is a general expectation that pet owners carry waste bags and clean up after their dogs; however, based on NRPAB members' informal field observations, compliance is inconsistent. This proposal addresses that gap by:

- Providing convenient access to waste bags when individuals are unprepared.
- Encouraging responsible behavior through visible signage.
- Promoting environmental stewardship and cleanliness along our public walkway.

The stations serve as both a practical convenience and an educational tool, reinforcing the Highland Beach Code of Ordinances § 4-5 (Chapter 4: Animals) without creating new mandates, while blending in with the surroundings.

Where

Along the Town's three-mile stretch of A1A walkway:

- At all existing trash can/bench locations (identified as pink dots on the map).
- At 2 additional strategic locations (orange dots) where there are currently no trash cans but higher-density condominium buildings, ensuring coverage in previously underserved areas.

When

Implementation is recommended as part of Town amenity enhancements, following Town Commission approval and procurement. Installation could be completed in a single phase once the equipment is ordered and received.

Quantity and Estimated Cost

- 14 standard stations (at existing trash can locations): approximately \$345 per unit (includes 2 each of 200 starter 100% Compostable Roll Bags).
- 2 enhanced stations with small, attached trash cans (in dead zones): approximately \$535 per unit (includes 2 each of 200 starter 100% Compostable Roll Bags).
- 7 Cases (10 Rolls of 200 bags each case) of 100% Compostable Roll Bags. Completes 3rd roll of 200 bags each station, plus 1 replacement set of 3 rolls (600 bags) for all 16 stations. Total of 20,400 bags for initial order, including starter rolls.

Estimated capital cost (includes 6% volume discount):

- Standard units: $14 \times \$342 = \$4,788$
- Enhanced units: $2 \times \$533 = \$1,066$
- Case of 2000 bags: $7 \times \$63 = \442

Total estimated initial investment (including Shipping): approximately \$6,450

Replacement Consumables (after 1st complete replacement - included with initial order):

- 100% Compostable Roll Bags per Case of 10 rolls = 2,000 bags: \$62.43 (max 7% volume discount) - \$67.13 (no discount).

- Alternative Regular Roll Bags per Case of 10 rolls = 2,000 bags: \$50.05 (max 7% volume discount) - \$55.96 (no discount).

Fiscal and Maintenance Considerations

Each station is designed to hold three sets of 200 bags, reducing the frequency of refilling and making it easier to know when a box is empty without the station being empty. Maintenance impact is expected to be minimal, as replenishment can be incorporated into existing public works routines during regular trash receptacle servicing.

The two to three full units with attached trash cans are intentionally placed in areas with high condominium density and no existing waste infrastructure, addressing service gaps without significantly increasing operational burden.

Additional Notes

- Equipment should match existing Town furnishings (brown recycled plastic) to maintain visual consistency.
- Specification sheets for proposed units should be referenced during procurement to ensure durability, capacity, and compatibility with current infrastructure.
- This initiative is positioned as a value-added amenity rather than a required service, enhancing the overall experience for residents and visitors while supporting environmental cleanliness.
- See attachments: Mapping layout, sample vendor pricing and specifications, and photos of existing benches/trash cans.

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- [Dishmachines](#)
- [Dishwashing Chemicals](#)
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Trail Proven Mini Dog Waste Station, Compostable Roll Bags, Brown Trail Proven Sign



Post-78" station shown with sign and on

\$362.42

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Product Description

Trail Proven Mini Dog Waste Station Compostable Roll Bags, Brown Trail Proven Sign

Our Trail Proven Stations are built with Trail Wood, an environmentally friendly composite made from recycled post-consumer plastics. Post-consumer plastics undergo recycling to create the resilient material utilized in our Trail Proven pet station. This material is resistant to scratches, breaks, or bends, and unlike metal stations, it remains free from rust, cracks, or corrosion. The color of Trail Wood permeates throughout, eliminating the need for maintenance.

Mini Dog Station Includes:

- Compostable Bags- 400 waste bags. Made from corn biopolymers. Meets ASTM6400 standard and FTC 2012 Green Guides.
- Post- 78" x 3" x 3", two 38" sections bolt together
- Dispenser- Trail Proven wood, with 2 keys
- Sign- Includes Brown Stock Sign, or for a lower profile you can choose not to install the sign and bury the post 12" deeper or trim 12" off the post
- Hardware and Installation Instructions- included

Choose Bag Style:

- Compostable Roll Bags: Standard, 8"x13" bags on a roll, 200 bags per roll. Made from corn biopolymers. Meets ASTM6400 standard and FTC 2012 Green Guides
- Compostable Header Bags: Bags on a header, 8.5"x13", 100 bags per header with 5" hole spacing. Made from corn biopolymers. Meets ASTM6400 standard and FTC 2012 Green Guides.
- Color: Tree Bark Brown
 - o Model: NBPWP TP-007-S

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Trail Proven Dog Waste Station, Compostable Roll Bags, Brown Trail Proven Sign


Posted option shown with Sign and Post Extension add-on.

\$566.95

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Product Description

Trail Proven Dog Waste Station Compostable Roll Bags, Brown Trail Proven Sign with Post Extension

Our Trail Proven Stations are built with Trail Wood, an environmentally friendly composite made from recycled post-consumer plastics. Post-consumer plastics undergo recycling to create the resilient material utilized in our Trail Proven pet station. This material is resistant to scratches, breaks, or bends, and unlike metal stations, it remains free from rust, cracks, or corrosion. The color of Trail Wood permeates throughout, eliminating the need for maintenance.

Stations Include Everything:

- Compostable Bags- 400 waste bags & 25 Can Liners. Made from corn biopolymers. Meets ASTM6400 standard and FTC 2012 Green Guides.
- Post- 78" x 3" x 3", two 38" sections bolt together
- Dispenser- Trail Proven wood, with 2 keys
- Trash Can With Hinged LID- Slatted can with removable inner 10-gallon rubber can. Hinged Lid secures to outer can with stainless cable.
- Optional Sign With Post Extension- Option 1: No Sign (Most Often Ordered) Keeps a lower height profile. - Option 2: Post Extension with Stock Sign: Includes Brown Stock Sign
- Hardware and Installation Instructions- included

Choose Bag Style:

- Compostable Roll Bags: Standard, 8"x13" bags on a roll, 200 bags per roll. Made from corn biopolymers. Meets ASTM6400 standard and FTC 2012 Green Guides
- Compostable Header Bags: Bags on a header, 8.5"x13", 100 bags per header with 5" hole spacing. Made from corn biopolymers. Meets ASTM6400 standard and FTC 2012 Green Guides.

- Color: Tree Bark Brown

- Model: NBPWP TP-006-PS



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Janitorial & Bulk Commercial Cleaning Supplies

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2ea.- [Trail Proven Dog Waste Station, Compostable Roll Bags, Brown Trail Proven Sign](#)

10ea.- [Compostable Roll Bag - Case of 2000](#)

SubTotal: \$6,879.08

Bulk Discount: -\$412.75

New Sub-Total: \$6,466.33

Categories

- Aerosol Products
- Air Quality
- Automotive
- Bath & Bowl Cleaners
- Can Liners
- Chemical Dispensing Systems
- Degreasers
- Dishmachines
- Dishwashing Chemicals
- Disinfectants

Compostable Roll Bag - Case Of 2000

\$67.13



ADD TO CART:

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Product Description

Compostable, Certified, Earth Friendly Pick-Up Bags

- Leak-Proof. 200 Pick-Up Bags on Roll.
- No paper core= less waste
- No color box = less waste
- Universal fit. Bag Size: 8" x 13" Roll Size: 8" x 2.5"
- Strong & Thick: 20 Microns
- 200 bags per roll, 10 rolls= 2000 bags per case
- Meets ASTM6400 - 100% compostable*

Features:

- Plant-Based Biopolymers Certified By American & European Standards
- Certified By The Compost Manufacturer'S Alliance*
- Non-Gmo, Organic
- Leak-Proof, Odor Blocking
 - o Model: NBPWP D222



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2ea.- [Trail Proven Dog Waste Station, Compostable Roll Bags, Brown Trail Proven Sign](#)

7ea.- [Compostable Roll Bag - Case of 2000](#)

SubTotal: \$6,677.69

Bulk Discount: -\$400.66

New Sub-Total: \$6,277.03

Categories

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- [Disinfectants](#)

Roll Bag - Universal Fit, Case Of 2000 (10 Rolls)

\$55.96



ADD TO CART:

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Product Description

Standard size, on a roll, perforated between each bag. Universal size will fit any commercial roll bag dispenser.

- Color: Black, Opaque
- Bag Size: 8" x 13"
- Roll Size: 8" x 2.75"
- Thickness: 0.70 mil, 18 microns
- Roll: 200 bags per roll. Perforated tear-off.
- Box Size: 8.5" x 3" x 3"
- D-001-10: Case of 2000 bags, 10 Rolls
- For use in D003 Roll Bag Dispenser

Guaranteed To Fit Any Roll Bag Dispenser.

Extra Thick. Passes the 'puncture test'. Field tested to hold water for 30 days without leaking.

- o Model: NBPWP D001-10

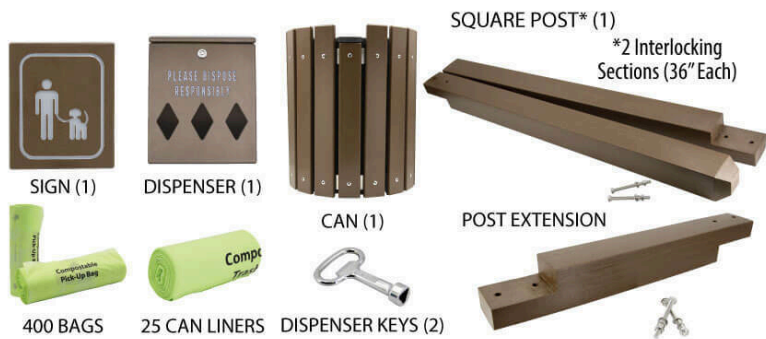
TRAIL PROVEN DOG WASTE STATION WITH ROLL BAG DISPENSER

Parts List:

- Can (1)
- Post (1)
- Dispenser (1)
- Sign (1)
- Hardware Pack (1)
- Dispenser Keys (2)
- 400 BAGS
- 25 CAN LINERS

Included Hardware:

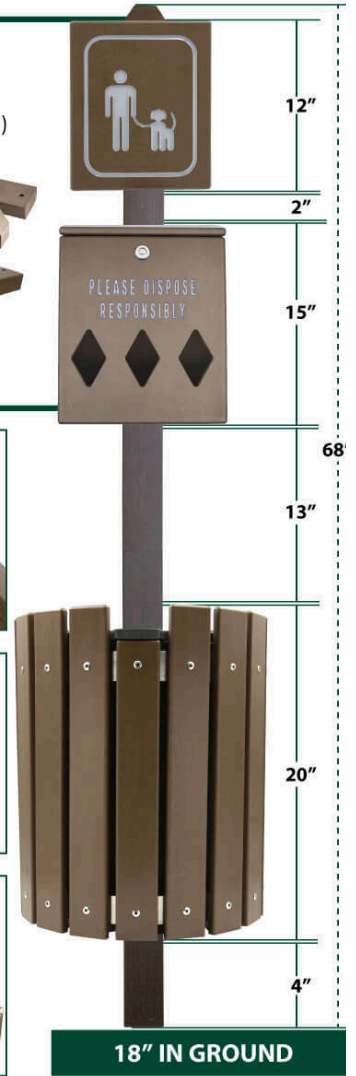
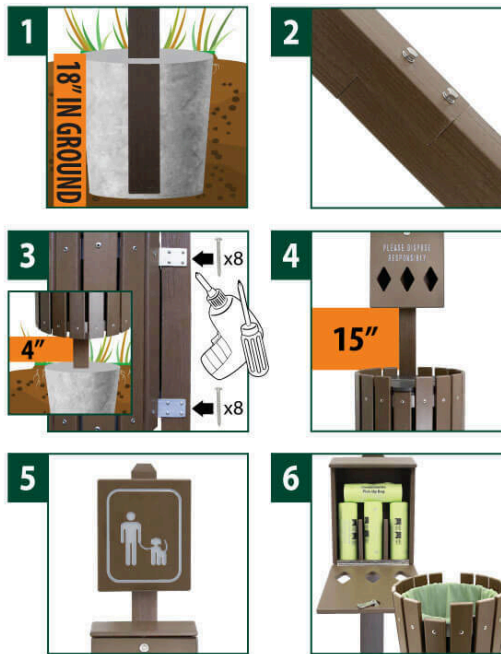
- A** 3" Bolt (4)
- B** Flat Washer (8)
- C** Hex Nuts (4)
- D** 1" Screw (24)



ASSEMBLY INSTRUCTIONS

ALWAYS CHECK for buried services (electric, water, gas, phone, cable) before digging.

- DIG A POST HOLE:** 18" deep and 15" wide.
- ASSEMBLE & SET THE POST:** Use four 3" bolts (A) to secure the 2 main sections and Post Extension together. You will need 3 bags (50 lbs per bag) of ready-mix cement. Mix concrete. Position the post in the center of the post hole and pour concrete. Level the post and secure it in place until the cement has set.
- ATTACH CAN:** Install the can 4" above the ground using 16 screws (D) to secure the can to the post.
- INSTALL THE DISPENSER:** Align the bottom of the dispenser 13" above the top of the can and secure with 6 screws (D).
- ATTACH SIGN:** Position the sign 2" above the top of the dispenser and secure with 2 screws (D).
- FILL DISPENSER:** Load bags into dispenser. Install Can Liner.





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10ea.- [Compostable Roll Bag - Case of 2000](#)

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New Sub-Total: \$6,466.33

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- Aerosol Products
- Air Quality
- Automotive
- Bath & Bowl Cleaners
- Can Liners
- Chemical Dispensing Systems
- Degreasers
- Dishmachines
- Dishwashing Chemicals
- Disinfectants

Bulk Pricing

Worldwide Janitor is a very special online store because we cater to the needs of commercial buyers by offering high volume quantities of janitorial products that typically are not available in other online stores.



We start out by offering our chemical products in commercial containers like 5 gallon pails, 4/1 gallon cases, pallet quantities, 30 and 55 gallon drums. All of these volume discounts are already priced into the product prices when adding them to your shopping cart.

We then provide additional bulk order discounts upon checkout. These discounts are based upon your total spend. Below is a table that outlines the bulk discounts you will receive upon checkout based on your total spend:

\$1,000-\$1,999	-2%
\$2,000-\$2,999	-3%
\$3,000-\$3,999	-4%
\$4,000-\$4,999	-5%
\$5,000-\$9,999	-6%
\$10,000+	-7%



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Contact Information

Email Address:

Confirm Email:

Telephone:

We will use this information *only* to contact you regarding this order.

Shipping Address:

3614 S. Ocean Blvd.
Highland Beach FL 33487
United States

[Edit](#)

Billing address same as shipping?

Shipping Method:

This is currently the only shipping method available to use on this order.

United Parcel Service

UPS Ground \$171.14

Payment Method

Please select a payment method for this order.

- Master Card, VISA, Discover, American Express
- Pay with Paypal
- Bitcoin

Check/Money Order

Special Instructions or Comments

Discount Coupon

If you have a coupon code, enter it here:

[Apply Coupon](#)

Products

		Edit
QTY.	ITEM NAME	TOTAL
14 x	Trail Proven Mini Dog Waste Station, Compostable Roll Bags, Brown Trail Proven Sign	\$5,073.88
2 x	Trail Proven Dog Waste Station, Compostable Roll Bags, Brown Trail Proven Sign	\$1,133.90
7 x	Compostable Roll Bag - Case of 2000	\$469.91
Bulk Discount -6%:		-\$400.66
Sub-Total:		\$6,277.03
United Parcel Service (UPS Ground):		\$171.14
Total:		\$6,448.17

Submit Order

A confirmation of this order will be emailed to kds@kencos.com.



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← North-Linton





3



on page 4

4



5



6



7



South-Spanish-River





TOWN OF HIGHLAND BEACH

Department of Public Works

3616 S. Ocean Boulevard, Highland Beach, FL 33487

The below list encompasses some of the risks associated with wildlife and dog waste stations which are typically reserved to county parks or designated areas that would not be harmful or impactful to the environment.

- **Ingestion risk to sea turtles:** Plastic bags resemble jellyfish; species like Loggerhead sea turtle and green sea turtle may ingest fragments → blockage, malnutrition, or death.
- **Entanglement hazard:** Loose or windblown bags can entangle hatchlings or adults, impairing movement and increasing predation risk.
- **Light pollution conflict:** Stations often require visibility (reflective surfaces, occasional lighting), which can disorient nesting females and hatchlings that rely on natural light cues.
- **Attracts predators/scavengers:** Odor from waste bags can draw raccoons, birds, and other predators that also prey on nests and hatchlings.
- **Microplastic contamination:** Degrading bags contribute microplastics to sand and nearshore water, affecting invertebrates and the broader food web.
- **Storm dispersal:** Beachfront infrastructure is vulnerable to storms; bags and waste can be widely dispersed into marine habitat.
- **Sanitation runoff:** Concentrated waste can leach bacteria/nutrients into sand and surf zone, degrading water quality in nesting areas.

- **Behavioral disturbance:** Increased human/dog activity around stations elevates disturbance to nesting females (abandonment risk).
- **Maintenance burden:** Requires frequent servicing; overflow or poor upkeep increases litter and wildlife interaction risks.
- **Regulatory constraints:** Many nesting beaches have restrictions under frameworks like the Florida Fish and Wildlife Conservation Commission guidelines for marine turtle protection, limiting structures and attractants on the beach.

File Attachments for Item:

A. Nomination of Chairperson and Vice-Chairperson



TOWN OF HIGHLAND BEACH AGENDA MEMORANDUM

MEETING TYPE: Natural Resources Preservation Advisory Board Regular Meeting

MEETING DATE May 06, 2026

SUBMITTED BY: Jaclyn DeHart, Deputy Town Clerk

SUBJECT: **Nomination of Chairperson and Vice-Chairperson**

SUMMARY:

In May of 2025 Ms. Nestle was nominated as the Chairperson, and Kenneth Shriberg was nominated as Vice Chairperson, to the Natural Resources Preservation Advisory Board and have served in the positions for the allotted one-year term. Therefore, the matter is being brought before the Board for discussion and nomination to fill the positions of Chairperson and Vice Chairperson for a one-year term ending May 06, 2027.

According to Resolution No. 19-029 R, - Advisory Board and Committees Appointment Process Policy, Section 9, it should be common practice that no member shall serve as chair and vice chair until he or she have served for one full year on the advisory board unless no existing member is willing to serve as chairperson or vice chairperson.

FISCAL IMPACT:

None.

ATTACHMENTS:

Board Members List

Resolution No. 19-029 R

RECOMMENDATION:

Staff recommend nomination of Chairperson and Vice-Chairperson to serve for one year, ending May 06, 2027.



**TOWN OF HIGHLAND BEACH
RESOLUTION NO. 19-029 R**

**A RESOLUTION OF THE TOWN COMMISSION OF THE
TOWN OF HIGHLAND BEACH, FLORIDA, ADOPTING AN
ADVISORY BOARDS AND COMMITTEES APPOINTMENT
PROCESS POLICY; AND PROVIDING AN EFFECTIVE
DATE.**

WHEREAS, the Town of Highland Beach, Florida, is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town has several boards and committees who fulfill a vital role in assisting the Town Commission with executing Town business; and

WHEREAS, although the Town's code of ordinances generally discusses the appointment of board and committee members, the Town Commission finds that it is beneficial to set forth the Town's process regarding the appointment of members in more detail; and

WHEREAS, the Policy shall supplement the appointment processes in the Town's code of ordinances.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE
TOWN OF HIGHLAND BEACH, FLORIDA, THAT:**

SECTION 1. The above recitations are true and incorporated herein.

SECTION 2. The Advisory Boards and Committees Appointment Process Policy is approved, said Policy is attached hereto as **Exhibit A**.

SECTION 3. This resolution shall become effective immediately upon its passage.

**PASSED AND ADOPTED BY THE TOWN COMMISSION OF THE TOWN OF
HIGHLAND BEACH, FLORIDA, ON THIS 3RD DAY OF OCTOBER, 2019.**

AYE NAY

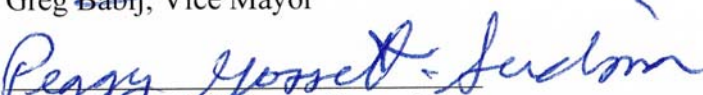
Mayor Zelniker


Rhoda Zelniker, Mayor

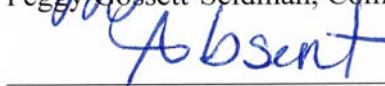
Vice Mayor Babij


Greg Babij, Vice Mayor

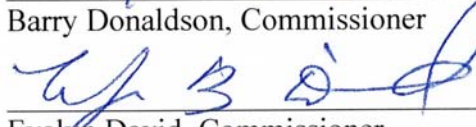
Commissioner Gossett-Seidman


Peggy Gossett-Seidman, Commissioner

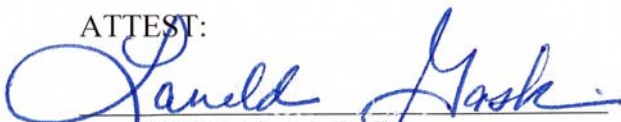
Commissioner Donaldson


Barry Donaldson, Commissioner

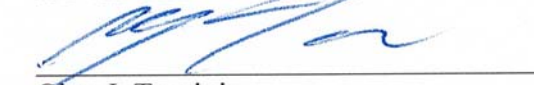
Commissioner David


Evalyn David, Commissioner

ATTEST:


Lanelda Gaskins, MMC
Town Clerk

REVIEWED FOR LEGAL SUFFICIENCY


Glen J. Torcivia,
Town Attorney



TOWN OF HIGHLAND BEACH ADVISORY BOARD & COMMITTEES APPOINTMENT PROCESS POLICY

Approved by Resolution No. 19-029 R on October 3, 2019

- 1) Purpose: This policy establishes consistent procedures and standards for the appointment of individuals to all town advisory boards and committees, and applies to individuals serving on advisory boards appointed by the Highland Beach Town Commission. This policy does not apply to temporary or ad hoc committees or to appointments made by the commission to external boards, commissions or committees. This policy shall serve as a complement to the City's code of ordinances regulating boards and committees.
- 2) Duties of Advisory Boards and Committees: Unless otherwise provided for in the City's code of ordinances, all advisory boards and committees (sometimes referred to collectively as "advisory board" or "advisory boards") shall act in an advisory capacity to the Town Commission with the exception of the Code Enforcement Board, the Planning Board and the Board of Appeals and Adjustments, which may have the final decision making authority on quasi-judicial matters. When not acting in a quasi-judicial role, all other matters of the Code Enforcement Board, the Planning Board and the Board of Adjustment and Appeals, are to be advisory.
- 3) Qualifications and Restrictions:
 - a) Applicants shall be a resident of the Town of Highland Beach and shall maintain residency while serving on an advisory board or committee. Residency for appointment to an advisory board or committee means the individual must be domiciled within the corporate limits and a registered voter of Highland Beach for at least one year prior to appointment.
 - b) No person shall serve as a regular voting member on more than one advisory board unless specific action is taken by the Town Commission and so long as said appointment does not violate Sec. 2-99 of the code. In no case shall an individual serve on two advisory boards that function as a quasi-judicial board, i.e., (1) Code Enforcement Board, (2) Planning Board or (3) Boards of Adjustment and Appeals.
 - c) Any conflict of interest between an applicant and their proposed role as a member of an advisory board shall be divulged in the application process. A failure to do so may result in removal.
 - d) Persons currently holding any elective municipal, county, state or federal office shall not be eligible to serve in a regular voting position on any advisory board. If a sitting advisory board member is elected to a Commission office, that sitting member shall resign their board position pursuant to Sec. 7-4 of the Town 's code of ordinances.
 - e) Town employees (part-time or full-time) are not eligible to serve on an advisory board, unless serving in an ex officio (non-voting) capacity.

- f) Applicants shall indicate which advisory board they are interested in on their application. If interested in more than one board, applicants shall indicate an order of preference numerically on the Town approved application with 1 being the highest preference and 5 being the lowest preference if all advisory boards are indicated.

4) Selection Process:

- a) Twice annually, during the first week of January and July, a notice inviting applications for the Town of Highland Beach shall be placed in the official newspaper of record, online (website), and emailed to Town email subscribers. Potential members will have approximately three weeks to apply, said applications to be due no later than 4:30 pm on the last Friday in January and July. The Town Commission may call for applications at additional times based on need.
- b) Persons interested in appointment or reappointment to an advisory board shall complete a Town approved application as provided by the Town on its website or at the Town Clerk's Office. Existing members seeking reappointment shall complete a new application to ensure that the Town has the most current information related to the advisory board member.
- c) Persons interested in appointment shall also submit a completed and signed background investigation waiver form. The simple background investigation would verify employment history, affiliations and memberships, financial/credit report and any criminal convictions.
- d) Applications shall be received by the Town Clerk on or before the advertised deadline. Late or incomplete applications will not be considered unless an extension is granted by action of the Town Commission. All applications will be held on file by the Town Clerk for a period of two years.
- e) Town staff will screen all applications for residency and other qualification requirements. The Police Department will conduct the simple background investigation.
- f) In February and August, Town staff will direct advisory board applications to the appropriate Advisory Board Chairs for screening and recommendation pursuant to Sec. 2-99 of the Town's code of ordinances. Advisory Board Chairs may ask applicants to attend an Advisory Board meeting for an interview conducted by the full board. Advisory Board Chairs may choose to not formally interview board members seeking reappointment and instead base their review upon the board member's performance and attendance. An Advisory Board Chair's written screening of a candidate may remain in effect for up one year.
- g) The qualifications for service on an advisory board shall be those that in the judgment of the advisory board chair are representative of the community and are qualified by training, experience, and interest for the fulfilment of the advisory board's responsibility. If the Chair feels that a particular candidate(s) not recommended for selection would be viable alternates to serve in case of vacancy, they may note those applicants to the Town Clerk as part of their report.
- h) All candidates for advisory boards along with the recommendations of the Advisory Board Chair shall be placed in a candidate pool and when a vacancy becomes available all applications shall be forwarded to Town Commission for selection and approval. The recommending Advisory Board Chair may rank candidates if more than one person applies for appointment. Any Town

Commissioner may then nominate an individual, or a slate of candidates for a public interview at the upcoming commission meeting. Votes via a signed ballot process will be taken by Town Commission until all vacancies are filled.

- i) The Town Commission has the ability to nominate and appoint any of the candidates within the applicant pool. The Town Commission will make every effort to ensure an advisory board does not have a majority of members from a single neighborhood, condominium association or group of condominium associations collectively referred to as a single condominium association and that advisory board members' background, proficiencies and experiences align as closely as possible to the mission of the assigned advisory board.
 - j) Appointment of a qualified candidate shall be made by an affirmative vote of not less than three members of the Town Commission.
 - k) On the day following Commission action, the Town Clerk shall notify each applicant of the Commission's appointment decision. Letters will subsequently be mailed to each individual appointed to an advisory board stating the name of the board to which they have been appointed, the name of the staff liaison for their advisory board, and any other pertinent information relevant to the position and information on ethics, conflicts of interest and open meetings requirements. All first-term appointees need to plan on completing the Palm Beach Commission on Ethics Training and Orientation session within 30 days of appointment.
 - l) The Town Clerk shall also prepare and mail letters to those not selected for service to express the Commission's appreciation for their willingness to serve the Town of Highland Beach and that application will remain on file for future appointment opportunities for a period of two years, or the remaining period of time since the date of initiation application.
 - m) Should an applicant no longer wish to be considered for appointment, notice of withdrawal of the application shall be made in writing to the Town Clerk with a copy of said written withdrawal forwarded to the Town Commission.
- 5) Terms of Office:
- a) Residents are appointed at the pleasure of the Town of Highland Beach, and can be removed or replaced at any given time by the same.
 - b) As set forth in Sec. 2-99, in the Town's code, Terms for all boards shall be three (3) years and no board member may serve more than two (2) consecutive terms on the same board without first taking a one-year hiatus from the board. Appointments for partial terms shall not count toward the two-term limit.
 - c) Expectations: Advisory board members are expected to be prepared for meetings to ensure recommendations, approvals and advisory opinions are well formed to assist the Town Commission in making optimal decisions. Additionally, advisory board members shall act with respectful and professional demeanor at all times.

Being prepared includes, but is not limited to:

- i) Reviewing background materials (staff reports);
- ii) Conducting independent research on topics as needed;
- iii) Understanding ordinances;
- iv) Staying informed on Town affairs and Town Commission actions;
- v) Appreciating due process and public comments;
- vi) Engaging all stakeholders with respect;
- vii) Being familiar with basic provisions of Robert Rules of Order; and
- viii) For quasi-judicial boards, strict adherence to criteria established for reviewing petitions and applications.

6) Attendance:

- a) Advisory board members are required to maintain regular attendance pursuant to *Article V – Boards and Committees* of the Town of Highland Beach Code of Ordinances. Members who cannot attend a meeting should inform the Town Clerk 24 hours in advance of the scheduled meeting.
- b) Pursuant to Article V – Board and Committees inadequate attendance is grounds for removal. Inadequate attendance shall mean a member’s absence at three (3) or more consecutive regular meetings of a board.

7) Compensation: Members of advisory board and committees are paid \$25 per meeting with the compensation amount adjusted periodically by action of the Town Commission.

8) Orientation: Newly appointed members will make every effort to become familiar with all aspects of their particular advisory board. The Town will provide basic information to all advisory board members about the Town, the purpose and responsibility of the advisory board, and additional information to assist members in the performance of their duties.

9) Organizational: It should be common practice that no member shall serve as chair until he or she shall have served for one full year on the advisory board unless no existing member is willing to serve as chair. Roberts Rules of Order (Newly Revised) shall govern all meetings as to procedural matters not set forth in the state statutes or town code. A record via summary minutes shall be kept of all meetings. A verbatim transcript is not required.

10) Advisory Boards and Committees Enabling Sections: Authorization of advisory boards and committees are duly constituted pursuant of the Town of Highland Beach Code of Ordinances.

- a) Chapter 2: Administration, Article V
 - i) Division 2 – Code Enforcement Board (Sec. 2-110 – 2-134)
 - ii) Division 3 – Natural Resources Preservation Advisory Board (Sec. 2-135 – 2-154)
 - iii) Division 4 – Financial Advisory Board (Sec. 2-155 – 2-160)
- b) Chapter 20: Planning and Development, Article II – Planning Board (Sec. 20-26 – 20-45) & Chapter 30: Zoning (Sec. 30-22)
- c) Chapter 20: Planning and Development, Article III – Board of Appeals and Adjustments (Sec. 20-46 – 20-100) & Chapter 30: Zoning (Sec. 30-23)

TOWN OF HIGHLAND BEACH
Town Commissioners Advisory Board Members Contact Information

NATURAL RESOURCES PRESERVATION ADVISORY BOARD
Regular Meetings held Quarterly - February, May, August & November (as needed)
1st Wednesday at 11:00 AM

Names	Addresses	Home Numbers	Cellular Numbers	Email Addresses	Date of Appointment	Date Term End
Barbara Nestle Chairperson (eff. 5/07/2025)					4/16/2024	4/30/2027
Kenneth Shriberg Vice Chairperson (eff. 05/07/2025)					4/16/2024	4/30/2027
Karen Jones					6/18/2024	4/30/2027
David Newman					9/3/2024	4/30/2027
Kiki Baxter					7/15/2025	4/30/2028
Joseph Loeffler					2/3/2026	4/30/2027
Vacant (unexpired term ending 4/30/2027)						4/30/2027

File Attachments for Item:

B. Beach Raking Permits

From: [Barb Nes](#)
To: [Ingrid Allen](#)
Cc: [Babara Nestle](#); [Jaclyn Dehart](#)
Subject: Re: Trash issue
Date: Monday, March 23, 2026 11:20:27 AM

Dear Ingrid,

Thanks a lot. Yes pls add this to the agenda in May.

And yes, we (Parker Highland) have a contract and so far on our property they have always done a good job, I never saw any large pieces of trash but we have been lucky as no large trash stranded here in last few months.

I will contact David Kieckbusch re Beach Rakers and Universal in general. I firmly believe, where they have a contract, they are obliged to pick up large pieces of trash (residents clean small pieces with the buckets and trash cans provided). That is in their license.

Thanks again, best Barbara

Barbara Nestle

On Mar 23, 2026, at 10:54 AM, Ingrid Allen <iallen@highlandbeach.us> wrote:

Chair Nestle:

I would suggest that you reach out to David Kieckbusch of FDEP since it is FDEP that provides the permit to the rakers. If you recall, it is the individual property owner that has a contract with the beach raking company, the Town is not involved in these contracts given the beaches are private. Note that it is currently sea turtle nesting season and the FDEP permit does have certain raking conditions for marine turtle protection. For what it is worth, I have not received any complaints from those property owners who actually have a contract with a beach raking company. You can discuss sending another letter to the beach raking companies at the next Board meeting, under Board Member updates. Jaclyn can add your email below to the agenda packet.

On a side note, does your condo have a contract with a beach raking company?

<image002.png>

Sincerely,
Ingrid Allen

Town Planner

Town of Highland Beach
3614 S. Ocean Boulevard
Highland Beach FL 33487
(561) 278-4540 Office (option 3)
(561) 278-2606 Fax
www.highlandbeach.us

PLEASE NOTE: Florida has a very broad public records law. Most written communications to or from the Town of Highland Beach officials and employees regarding public business are public records available to the public and media upon request. Your e-mail communications may be subject to public disclosure. Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing. The views expressed in this message may not necessarily reflect those of the Town of Highland Beach.

From: Barb Nes <nesbarb@googlemail.com>
Sent: Friday, March 20, 2026 10:30 AM
To: Ingrid Allen <iallen@highlandbeach.us>; Babara Nestle <nesbarb@gmail.com>
Subject: Trash issue

Dear Ingrid.

I think the town should consider sending another letter to Beach Raker and Universal. They both refuse to pick up large trash. Conversations revealed that their mandate is only to take seaweed in. They need a formal lecture about their actual license. We homeowners are powerless against these big corporations. In the last meeting we discussed these reminder letters. Could the town send?

Pls feel free to share with board. Thank you!

Best Barbara

<image001.jpg>

Sent from my iPhone

From: [Ingrid Allen](#)
To: [Jaclyn Dehart](#)
Cc: [Lanelda Gaskins](#)
Subject: FW: Beach Rakers in Highland Beach
Date: Thursday, March 26, 2026 2:42:41 PM
Attachments: [Mechanical Beach Cleaning Permit Conditions PB County 2026.pdf](#)

Jaclyn:

I discussed with Marshall today, Chair Nestle's request below to place on the Board's next agenda a separate item regarding "beach raking permits." Marshall was OK with placing this topic on the agenda. Please include as backup materials the photo, attachment and correspondence below from FDEP.

Thank you.

Sincerely,
Ingrid Allen
Town Planner

Town of Highland Beach
3614 S. Ocean Boulevard
Highland Beach FL 33487
(561) 278-4540 Office (option 3)
(561) 278-2606 Fax
www.highlandbeach.us

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Dear Ingrid,

I appreciate if you can share the below response from the FDEP with the Advisory Board in preparation for the upcoming meeting, and I further appreciate if we can put beach cleaning and permit onto the agenda.

The attached is frustrating news. I checked the wording of the permit, and there is indeed no definition of "beach cleaning"/no mention of specific duties. The license is all about turtle nest protection.

Thanks again, best Barbara

Barbara Nestle

Begin forwarded message:

From: "Shirah, Ginger K" <Ginger.K.Shirah@FloridaDEP.gov>

Subject: FW: Beach Rakers in Highland Beach

Date: March 24, 2026 at 3:50:32 PM EDT

To: "nesbarb@googlemail.com" <nesbarb@googlemail.com>

Cc: "Kieckbusch, David" <David.Kieckbusch@FloridaDEP.gov>

Good afternoon Ms. Nestle,

Thank you for reaching out with your concerns regarding the mechanical beach cleaning in Highland Beach.

I can certainly understand the frustration with trash left on the beach, however the DEP permits that are issued to beach cleaners do not require that they pick up trash. Rather, the permit authorizes the mechanical beach cleaning activity to take place. It is true that in many places in Florida, beach raking occurs to deal with seaweed accumulation rather than trash pickup. I am not sure what license you are referring to in your email, but if there are local ordinances that are not being followed or contractual obligations that are not being fulfilled, I have no authority to enforce either of those.

What we require of the beach cleaners is expressed in their DEP permit

conditions, which are attached for reference. These conditions are clearly communicated to all permittees and are included with their permit package.

Please let me know if you have additional questions.

Thank you,

<<https://floridadep.gov/>>

<<https://floridadep.gov/>>

Ginger Shirah

Environmental Administrator

Beach Field Services

Office of Resilience and Coastal Protection

Ginger.K.Shirah@FloridaDEP.gov <<mailto:Ginger.K.Shirah@FloridaDEP.gov>>

850.245.8524

From: Kieckbusch, David <David.Kieckbusch@FloridaDEP.gov>
<<mailto:David.Kieckbusch@FloridaDEP.gov>> >

Sent: Monday, March 23, 2026 2:57 PM

To: Shirah, Ginger K <Ginger.K.Shirah@FloridaDEP.gov>
<<mailto:Ginger.K.Shirah@FloridaDEP.gov>> >

Subject: FW: Beach Rakers in Highland Beach

From: Barb Nes <nesbarb@googlemail.com <<mailto:nesbarb@googlemail.com>>>
>

Sent: Monday, March 23, 2026 11:38 AM

To: Kieckbusch, David <David.Kieckbusch@FloridaDEP.gov>
<<mailto:David.Kieckbusch@FloridaDEP.gov>> >

Cc: Barb Nes <nesbarb@googlemail.com <<mailto:nesbarb@googlemail.com>>> >

Subject: Beach Rakers in Highland Beach

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Dear David

I hope this email finds you well. I am writing to you at the recommendation of Ingrid Allen at the Town of Highland Beach, regarding ongoing concerns with beach maintenance operations in our 3 miles of paradise:

As Chair of the Natural Resources Preservation Advisory Board, I am concerned—along with our board members and local residents—by the recurring failure of Universal and Beach Rakers to adhere to the cleanup standards outlined in their permits.

According to the license, these contractors are required to remove larger debris and litter. However, we consistently observe larger pieces of trash being either left on the sand or buried beneath it. See picture attached.

On multiple occasions, workers have informed me that their primary responsibility is solely to mix seaweed with the sand (where they have a contract with the homeowner), rather than performing active large piece trash collection.

I appreciate your clarifications regarding:

1. What are the specific FDEP regulations regarding trash removal versus mechanical sand/seaweed mixing for these contractors who have contracts in place with beach front homeowners?

2. Could you please communicate these expectations directly to Universal and Beach Rakers to ensure they are fulfilling their permitted obligations?

Our beach community is committed to the health of our nature, and we want to ensure that those licensed to maintain beaches are held to the proper standards.

I very much appreciate your assistance with this.

Best regards,

Barbara

Barbara Nestle

Sent from my iPhone

<<http://survey.dep.state.fl.us/?refemail=Ginger.K.Shirah@FloridaDEP.gov>>

**BEACH CLEANING PERMIT CONDITIONS FOR MARINE TURTLE PROTECTION
BeachKeeper in Palm Beach County, 2026**

The following conditions are required for the protection of marine turtles during the marine turtle nesting season. The nesting season is **March 1 - October 31** in Brevard, Indian River, St. Lucie, Martin, Palm Beach, and Broward counties, and is May 1 – October 31 in all other coastal counties in Florida.

1. During the marine turtle nesting season (March 1 to October 31), mechanical beach cleaning activities shall be confined to **daylight hours** (sunrise to sunset) following completion of the marine turtle nesting survey required below and **shall be limited to the average daily high tide mark line or debris line and areas seaward thereof**. Beach cleaners should enter the beach and commence beach cleaning no sooner than 10 minutes after being notified of the completion of the marine turtle nesting survey.
2. Beach cleaning equipment shall use beach accesses nearest to the areas that are authorized for cleaning under this permit.
3. During marine turtle nesting season (March 1 to October 31), the permittee is responsible for ensuring that a daily marine turtle nest survey, protection, and monitoring program is conducted throughout the permitted beach cleaning area. Such surveys and associated conservation measures shall be completed after sunrise and prior to the commencement of any mechanical beach cleaning. The marine turtle survey, protection, and monitoring program shall be conducted only by individuals possessing appropriate expertise in the protocol being followed and a valid F.A.C. Rule 68E-1 Permit issued by the Florida Fish and Wildlife Conservation Commission (FWC). To identify those individuals available to conduct marine turtle nesting surveys within the permitted area, please contact the FWC's Imperiled Species Management Section at MTP@MyFWC.com.
4. In the event that mechanical beach cleaning occurs prior to completion of the marine turtle nest survey, protection, and monitoring program, mechanical beach cleaning **shall not occur on that section of the beach until 65 days have passed or after November 30, whichever is earlier**. The permittee shall re-initiate beach cleaning only from the direction of the DEP Field Inspector and shall contact the Marine Turtle Permit Holder once authorized to reinitiate mechanical beach cleaning in that area.
5. From March 1 through August 23, all nests left in situ within ten (10) feet of the normal high tide line and beach access sites shall be marked with a circle of tape or string having a radius of at least three (3) feet, centered at the approximated location of the clutch. An additional marker shall be placed at the base of the dune or seawall to ensure that future location of the nests will be possible should the on-beach markings be lost. No mechanical cleaning equipment is allowed inside of this circle; however, careful removal of material by hand only is allowed. All equipment operators should be briefed on the types of marking utilized and should be able to easily contact the individual responsible for the nest survey to verify any questionable areas.

6. To continue or initiate beach cleaning landward of the daily tideline after November 1, the permittee is responsible for ensuring that daily nesting surveys are initiated or ongoing no later than August 23 in accordance with the following conditions:
 - a. A daily marine turtle nest survey, protection, and monitoring program must be conducted throughout the permitted beach cleaning area through October 31. The marine turtle survey, protection, and monitoring program shall be conducted only by individuals possessing appropriate expertise in the protocol being followed and a valid F.A.C. Rule 68E-1 Permit issued by the Florida Fish and Wildlife Conservation Commission (FWC).
 - b. For beach cleaning to occur landward of the average high tide mark line or debris line after October 31, all nests deposited on the beach including landward of the average daily high tideline **shall be marked with a circle of tape or string having a radius of at least three (3) feet, centered at the approximated location of the clutch starting on August 23.** An additional marker shall be placed at the base of the dune or seawall to ensure the future location of the nests will be possible should the on-beach markings be lost. No mechanical cleaning equipment is allowed inside of this circle.
7. In the event that on-beach nest markers are lost for any reason, including vandalism or high water conditions, no mechanical beach cleaning shall be conducted until the marine turtle permit holder identifies the nest and restores the markers. In the event that the nest cannot be found and may have been lost during high water conditions, the permittee shall contact FWC staff at (850) 922-4330 to determine if mechanical beach cleaning can resume. All marine turtle protection conditions shall remain in effect unless specifically waived in writing by FWC.
8. To avoid adverse impacts in the event that cleaning accidentally occurs over a nest, mechanical beach cleaning equipment shall not penetrate more than two inches into the surface of the beach. This permit authorizes the use of a vehicle with a maximum ground pressure of 10 p.s.i. and a rake or cleaning apparatus that limits penetration into the surface of the beach to a maximum of two inches. **Box blades and front or rear mounted blades are not authorized.** No other types of vehicles may be operated on the beach pursuant to this permit. Mechanized beach cleaning shall be accomplished so that no ruts greater than two inches are formed on the beach.
9. In the event that ruts greater than two (2) inches are documented from the beach cleaning equipment, mechanical beach cleaning shall not occur on the beach until the beach cleaning equipment has been modified to prevent ruts greater than two (2) inches.
10. If a marine turtle nest is exposed, or a dead, injured, or sick marine turtle is discovered, the Permittee shall ensure that the Marine Turtle Permit Holder be notified immediately such that appropriate conservation measures can be taken. Within 24 hours of any such occurrence, a report of the incident (e.g., date, time, permit number, location, photos, contact information, incident and response descriptions) shall be sent to the FWC at

MarineTurtle@MyFWC.com.

11. Burial or storage of any debris (biotic or abiotic) collected is prohibited seaward of any frontal dune, vegetation line, or armoring structure except as authorized in this permit. Removal of accumulated debris from the beach must occur immediately after cleaning has been performed.
12. If a large seaweed accumulation on the beach occurs and removal is desired, please contact the Department of Environmental Protection (CCCL@dep.state.fl.us) and the FWC (MarineTurtle@MyFWC.com).
13. Operators of mechanical beach cleaning equipment shall avoid all native, salt tolerant dune vegetation by a minimum of 10 feet.



File Attachments for Item:

C. Discussion of a Proposed Resolution adopting procedures for the initiation and adoption of Town ordinances (**Recommendation to Town Commission**)



TOWN OF HIGHLAND BEACH AGENDA MEMORANDUM

MEETING TYPE: Natural Resources Preservation Advisory Board Regular Meeting

MEETING DATE May 06, 2026

SUBMITTED BY: Leonard G. Rubin, Town Attorney

SUBJECT: Resolution adopting procedures for the initiation and adoption of Ordinances

SUMMARY:

An ordinance is an official legislative enactment of a municipality that establishes a permanent rule of conduct or law within the municipality's jurisdiction. While the legal requirements for the adoption of municipal ordinances are governed by state statute, the Town Commission seeks to adopt additional procedures for the initiation and adoption of Town ordinances. The Town Commission's intent is to ensure that members of the public are adequately notified of all pending ordinances and ensure full public participation in the ordinance adoption process. Therefore, in addition to the statutory requirements of Section 166.041, Florida Statutes, the Town Commission is proposing the following procedures:

Initiation: A new ordinance may be initiated by the Commission, Town Staff, one of the Town's advisory boards, resident concerns expressed through public comments, or in response to state or federal actions or requirements.

Introduction: All proposals for a new ordinance shall first be presented to the Commission. If approved in concept, the Commission shall direct Staff to create a draft ordinance and may assign one of its members as the ordinance sponsor.

Advisory Board Recommendation: The Commission may forward the draft ordinance to one or more of its advisory boards, as appropriate or as required by law (amendments to the Town's land development regulations must be considered by the Planning Board at a public hearing). The advisory board(s) shall review the ordinance, proposed modifications, and provide a final recommendation to the Commission.

First and Second Reading: State law requires two readings before the Town Commission prior to adoption of an ordinance. At first reading, the Commission shall hear public comments and discuss the merits of the ordinance, along with any advisory board recommendations. The Commission may either adopt the ordinance on first reading or send it back to staff and/or the advisory board(s) for modification or additional research. Once approved on first reading, the Commission shall conduct a noticed public hearing on second reading. Once the public hearing and Commission discussion is complete, the Town Commissions may vote to approve

and adopt the ordinance. The ordinance may be modified between first and second readings so long as the modifications do not materially alter the substance of the ordinance.

Implementation: Once the ordinance is adopted, it shall be implemented by Town Staff.

While the Town Commission’s intent is full public participation, the Commission does reserve the right to waive the non-statutory requirements under particular circumstances. Furthermore, the Town’s failure to follow the requirements of the Resolution shall not render any ordinance invalid so long as all statutory requirements are satisfied.

While the Town Commission has discussed this Resolution at a number of meetings, it is seeking input from the Town’s advisory boards prior to final adoption.

Please note that this initiative aligns with the Town Commission’s 2024-2025 Strategic Priorities Plan, specifically Strategic Priority SP:22 – Evaluate Ordinance Development Process.

FISCAL IMPACT:

There is no fiscal impact.

ATTACHMENTS:

Proposed Resolution and Ordinance Process Flowchart

RECOMMENDATION:

Town Staff seeks the Board’s input on the proposed ordinance adoption procedure and any proposed revisions.



**TOWN OF HIGHLAND BEACH
PROPOSED RESOLUTION**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF
HIGHLAND BEACH, FLORIDA ADOPTING PROCEDURES FOR THE
INITIATION AND ADOPTION OF TOWN ORDINANCES; AND
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Town of Highland Beach is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes, and may exercise such power and authority through the adoption of ordinances; and

WHEREAS, Section 166.041(1)(a), Florida Statutes, defines an “ordinance” as an official legislative action of the governing body, which action is a regulation of a general and permanent nature and enforceable as a local law; and

WHEREAS, the procedures set forth in Section 166.041, Florida Statutes, constitute the uniform method for the adoption and enactment of municipal ordinances; however, a municipality may specify additional requirements or procedures over and above the statutory requirements; and

WHEREAS, the Town Commission wishes to establish formal procedures for the initiation and adoption of Town ordinances and determines that the adoption of this Resolution is in the best interests of the Town and its residents.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE
TOWN OF HIGHLAND BEACH, FLORIDA, AS FOLLOWS:**

Section 1. The foregoing recitals are ratified and incorporated herein.

Section 2. In addition to the statutory requirements set forth in Section 166.041, Florida Statutes, the Town Commission hereby adopts the following procedures for the initiation and adoption of ordinances:

A. *Ordinance Initiation.* A new ordinance may be initiated by several different sources, including, but not limited to:

1. Commissioner or staff initiative;
2. Advisory board initiative;
3. Resident concerns expressed through public comments; or
4. Response to state or federal actions or requirements.

- B. *Introduction to the Town Commission.* Proposals for a new ordinance shall first be presented to the Town Commission for consideration. If approved in concept, the Commission shall direct the Town Manager, Town Staff, and the Town Attorney to research the subject matter and create a draft ordinance and may assign one of its members as the Ordinance sponsor.
- C. *Advisory Board Recommendation.* The Commission may forward the draft ordinance to one or more advisory boards. As required by state statute and the Town Code, all amendments to the Town's land development regulations or zoning code must first be considered by the Town's Planning Board at a public hearing. The advisory board(s) shall review the ordinance and propose any edits over the course of one or more public meetings. Once a majority of the board members agree to a final draft, the advisory board(s) shall provide a recommendation to the Town Commission along with the final draft.
- D. *First Reading by the Town Commission.* On first reading, the Town Commission shall hear public comments and discuss the merits of the ordinance, along with the recommendation of the advisory board, if applicable. The Commission may either adopt the ordinance on first reading or send it back to the board and/or staff for modification or additional research.
- E. *Second Reading.* Once the ordinance is approved on first reading, it shall be presented to the Town Commission for public hearing and final discussion on second reading. Once the public hearing and Commission discussion is complete, the Town Commission votes to approve and enact the ordinance. The Town Commission may modify the ordinance previously adopted on first reading so long as the modifications do not materially alter the substance of the ordinance. If the substance of the ordinance is materially altered, Staff shall reinitiate the adoption process and proceed back to first reading.
- F. *Adoption and Implementation.* Once an ordinance is adopted, Town Staff shall take all appropriate steps to implement the ordinance.
- G. *Intent and Waiver.* The Town Commission's intent is to ensure that the public is adequately notified of pending ordinances and ensure full public participation in the ordinance adoption process. However, the Town Commission, in the exercise

Proposed Resolution

of its discretion, reserves the right to waive the requirements of this Resolution when warranted under the particular circumstances. The Town's failure to follow the requirements of this Resolution shall not render any ordinance invalid provided that the Town followed all statutory requirements for adoption of ordinances set forth in Section 166.041, Florida Statutes.

Section 3. This Resolution shall be effective immediately upon adoption.

DONE AND ADOPTED by the Town Commission of the Town of Highland Beach, Florida, this ____ day of _____, 2026.

Natasha Moore
Mayor

ATTEST:

**REVIEWED FOR LEGAL
SUFFICIENCY:**

Lanelda Gaskins, MMC
Town Clerk

Leonard G. Rubin
Town Attorney

VOTES:

YES NO

Mayor Natasha Moore
Vice Mayor David Stern
Commissioner Donald Peters
Commissioner Judith M. Goldberg
Commissioner Jason Chudnofsky

ORDINANCE INITIATION

The initiation of a new ordinance may originate from several different sources:

- Commissioner/Staff initiative
- Citizen concerns expressed through public comments
- Response to state and federal actions
- Advisory Board Initiative

INTRODUCTION TOWN COMMISSION

A proposal for a new ordinance is presented to the commission for consideration. If approved in concept, the commission directs Town Manager and Town Attorney to research the subject matter and create a draft ordinance. Draft ordinance forwarded to the appropriate Advisory Board for recommendation.

