



Interoffice Memorandum

AGENDA ITEM

November 18, 2022

TO: Mayor Jerry L. Demings  
-AND-  
County Commissioners

THRU: Raul Pino, MD, MPH, Director  
Health Services Department

FROM: Christian C. Zuver, M.D., Medical Director  
EMS Office of the Medical Director  
**Contact: (407) 836-7611**

Two handwritten signatures in black ink. The first signature is a stylized 'R' for Raul Pino, and the second is a cursive signature for Christian C. Zuver.

SUBJECT: Certificate of Public Convenience and Necessity  
Renewal for Maitland Fire Rescue Department  
**Consent Agenda – December 13, 2022**

The EMS Office of the Medical Director requests the approval of the renewal Certificate of Public Convenience and Necessity for Maitland Fire Rescue Department to provide Advanced Life Support Transport Service. Maitland Fire Rescue Department has submitted the attached application requesting the renewal of their Certificate of Public Convenience and Necessity. The current certificate has been in effect as an Advanced Life Support Transport Service since 1997.

The EMS Office of the Medical Director has determined that all requirements have been met by Maitland Fire Rescue Department as contained in Orange County Ordinance 2022-19.

**ACTION REQUESTED:** Approval and execution of the renewal Certificate of Public Convenience and Necessity for Maitland Fire Rescue Department to provide Advanced Life Support Transport Service. The term of this certificate is from February 1, 2023 through February 1, 2025. There is no cost to the County. **(EMS Office of the Medical Director)**

CZ/jj

Attachments

BCC Mtg. Date: December 13, 2022

**ORANGE COUNTY, FLORIDA**  
**CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY**  
*for*  
**MAITLAND FIRE RESCUE DEPARTMENT**

**WHEREAS**, Section 401.25, Florida Statutes, governs the licensure of entities providing prehospital advanced life support (“ALS”) services or basic life support (“BLS”) transportation services; and

**WHEREAS**, Section 401.25, Florida Statutes, requires applicants for licensure to obtain a certificate of public convenience and necessity from each county in which the applicant will operate; and

**WHEREAS**, Section 401.25, Florida Statutes, authorizes the governing body of each county to adopt ordinances that provide reasonable standards for certificates of public convenience and necessity, and requires the consideration of state guidelines, recommendations of the local or regional trauma agency created under Chapter 395, Florida Statutes, and the recommendations of municipalities within its jurisdiction when developing said standards; and

**WHEREAS**, Chapter 20, Article III, Orange County Code (the “Code”), governs the application for a certificate of public convenience and necessity in Orange County, Florida (“COPCN” or “Certificate”) and provides reasonable standards; and

**WHEREAS**, on September 15, 2022, Maitland Fire Rescue Department (“Maitland Fire Rescue” or “Applicant”) submitted its renewal application for a COPCN to Orange County’s Office of the Medical Director/EMS Division (“EMS”) to provide BLS and ALS transport services within all areas within the geographical area of Orange County, Florida including Apopka, Christmas, Clarcona, Gotha, Killarney, Maitland, Oakland, Ocoee, Orlando, Plymouth, Tangerine, Windermere, Winter Garden, Winter Park, and Zellwood (“Application”); and

**WHEREAS**, EMS investigated the Application, the public need for the proposed service, and the geographical area involved. EMS recommended that the Orange County Board of County Commissioners (“Board” or “BCC”) grant Maitland Fire Rescue Department; and

**WHEREAS**, the Board has considered the Application, EMS’s recommendation, all applicable recommendations from municipalities within Orange County, Florida (the “County”), and all applicable objections. The Board has determined that the Applicant’s proposed service, to the extent authorized by this Certificate, is or will be required by the present or future public convenience or necessity. The Board has determined that the Applicant is financially and otherwise able to provide adequate and uninterrupted service as required.

NOW THEREFORE, BE IT RESOLVED BY THE ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS:

**Section 1. Recitals.** The above recitals are hereby incorporated into this Certificate.

**Section 2. Application and Certificate.** The Board hereby grants Maitland Fire Rescue Department's Application for permission to provide **BLS and ALS transport services in Orange County, Florida** in accordance with the terms, conditions, and limitations of this Certificate. The Board hereby issues this Certificate to **Maitland Fire Rescue Department**. The Board certifies that the Applicant's proposed services are for the benefit of the population of the County or the benefit of the population of some geographic area of the County.

**Section 3. Term.** The "Term" of this Certificate is the period of time during which this Certificate is valid and effective. This Certificate's Term shall be for a two-year period beginning on **February 1, 2023** and expiring on **February 1, 2025**. Notwithstanding the foregoing, the Term may expire earlier if this Certificate is suspended or revoked pursuant to Orange County Code.

**Section 4. Indemnification.** In consideration of this Certificate, which permits Maitland Fire Rescue Department to provide BLS and ALS transport services in Orange County, pursuant to Section 20-93, Orange County Code, and to the fullest extent permitted by law, Maitland Fire Rescue Department agrees to defend, indemnify, and hold harmless the County, its officials, agents, and employees from and against any and all claims, suits, judgments, demands, liabilities, damages, cost and expenses (including attorney's fees) of any kind or nature whatsoever arising directly or indirectly out of or caused in whole or in part by any act or omission of Maitland Fire Rescue Department or its subcontractors (if any), anyone directly or indirectly employed by them, or anyone for whose acts any of them may be liable; excepting those acts or omissions arising out of the sole negligence of the County.

**Section 5. Compliance with Laws.** By accepting this Certificate or providing BLS or ALS transport services in Orange County pursuant to this Certificate, Maitland Fire Rescue Department agrees to comply with all applicable state and local laws and regulations.

ADOPTED THIS 13th DAY OF December, 2022.



ORANGE COUNTY, FLORIDA  
By: Board of County Commissioners

By: *Jerry L. Demings*  
for Jerry L. Demings  
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller  
As Clerk of the Board of County Commissioners

By: *Phil Diamond*  
Deputy Clerk



Rec'd 9/15/2022  
hand delivery  
1:05pm

ORANGE COUNTY, FLORIDA  
EMS OFFICE OF THE MEDICAL DIRECTOR  
RENEWAL APPLICATION  
FOR  
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

Level of Service

- BLS Non Transport
- ALS Non Transport
- Prehospital Air Ambulance
- BLS Transport
- ALS Transport
- Prehospital Interfacility Air Ambulance
- BLS Interfacility Transport
- ALS Interfacility Transport

EXPIRATION DATE 02/01/2023  
SUBMISSION DATE 08/31/2022

1. NAME OF SERVICE Maitland Fire Rescue Department


2. BUSINESS ADDRESS (STREET) 1776 Independence Lane CITY Maitland  
 COUNTY Orange STATE FL ZIP CODE 32751

3. PHONE NUMBER 407-539-6229 FAX 407-599-0858 24 Hour Number 407-415-2957  
 E-Mail address mfd@itsmymaitland.com  
 Manager's Name Will Watts Title Fire Chief

NOTE: (IF THERE ARE ANY CHANGES TO BE MADE TO YOUR PREVIOUS APPLICATION, PLEASE LIST BY NUMBER IN THE SPACE PROVIDED BELOW. (Use separate sheet if necessary). COMPLETE PERSONNEL AND VEHICLE ROSTER ATTACHMENTS, IF THERE ARE ANY CHANGES). If None State "None".

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TO THE BEST OF MY KNOWLEDGE, ALL STATEMENTS ON THIS APPLICATION ARE TRUE AND CORRECT AND THERE ARE NO OTHER CHANGES TO BE MADE TO THE ORIGINAL APPLICATION.

  
\_\_\_\_\_  
SIGNATURE

08/31/2022  
\_\_\_\_\_  
DATE:

NOTARY SEAL   
\_\_\_\_\_  
NOTARY SIGNATURE

