



# CITY COMMISSION AGENDA REPORT

## CITY OF BELLE GLADE

**TO:** Honorable Mayor and City Commission

**FROM:** Lomax Harrelle, City Manager

**PREPARED BY:** Annette J. Parchment, Director of P&CRS

**COMMISSION MEETING DATE:** June 15, 2015

**SUBJECT:** PUBLIC HEARING AND FIRST READING OF ORDINANCE AMENDING CHAPTER 7, "BUILDINGS AND BUILDING REGULATIONS.

**TITLE OF AGENDA ITEM:** PUBLIC HEARING AND FIRST READING OF ORDINANCE AMENDING CHAPTER 7, "BUILDINGS AND BUILDING REGULATIONS," BY ADOPTING THE MOST CURRENT EDITION OF THE FLORIDA BUILDING CODE AND THE NATIONAL ELECTRIC CODE AND ANY SUBSEQUENT AMENDMENTS TO THE SAME; PROVIDING FOR CODIFICATION, SEVERABILITY AND CONFLICTS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

### REPORT IN BRIEF:

The Planning and Building Department must amend and from time to time adopt the most current edition of the Florida Building code and the National Electric Code. The Florida Building Code is developed by the Florida Building Commission and adopted in the Florida Statutes as the minimum construction standards. The provisions of this code shall apply to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures.

The National Electric Code is adopted in all 50 states and is the regionally adoptable standard for the safe installation of electrical wiring and equipment in the United States. The revisions impact electrical installations in residential, commercial and industrial occupancies.

**STAFF COMMENTS:** None

**PREVIOUS ACTIONS:** None

**LEGAL REVIEW AND SUFFICIENCY:**  YES  NO

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**FISCAL IMPACT:** Has request been budgeted (check one)?  YES  NO

If yes, expected cost: \$

**Account Number and Name:**

If no, amount needed: \$

**Account Number and Name funds will be appropriated from:**

**Additional Comments:**

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**RECOMMENDATION(S):** Motion by the City Commission to authorize the approval of a Public Hearing and First Reading of Ordinance Amending Chapter Chapter 7, "Buildings and Building Regulations," By Adopting the most current edition of the Florida Building code and the National Electric Code.

**Attachments:**

Ordinance – Amending Chapter 7, "Buildings and Building Regulations," by adopting the most current edition of the Florida Building code and the National Electric Code.

157

10.

**PUBLIC NOTICE**

The Belle Glade City Commission will consider adoption of a proposed municipal Ordinance, the title of which is as follows:

**ORDINANCE NO. 15-17**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF BELLE GLADE, FLORIDA, AMENDING CHAPTER 7, "BUILDINGS AND BUILDING REGULATIONS," BY ADOPTING THE MOST CURRENT EDITION OF THE FLORIDA BUILDING CODE AND THE NATIONAL ELECTRIC CODE AND ANY SUBSEQUENT AMENDMENTS TO THE SAME; PROVIDING FOR CODIFICATION, SEVERABILITY AND CONFLICTS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Said Ordinance will be considered for second and final reading during the Regular meeting of the City Commission to be held on the 6<sup>th</sup> day of July, 2015 at 6:30 p.m., or continuing from time to time and place to place as said meetings may be adjourned to hear the public, at City Hall, 110 Dr. Martin Luther King Jr., Blvd., West, Belle Glade, Palm Beach County, Florida. Copy of said proposed ordinance is available for inspection in the office of the City Clerk located at the aforementioned address.

Should any interested party seek to appeal any decision made by the City Commission with respect to any matter considered at such meetings or hearings, such person will need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (Reference: Florida Statutes 286.0105)

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in this proceeding should contact the City Clerk at 561-996-0100 no later than 48 hours prior to the proceeding. If hearing impaired, telephone the Florida Relay Service Numbers, 800-955-8771 (TDD) or 800-955-8770 (Voice), for assistance. (Reference: Florida Statutes 286.26)

CITY OF BELLE GLADE  
DEBRA R. BUFF, MMC  
CITY CLERK

PUBLISH: June 26, 2015, PALM BEACH POST

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF BELLE GLADE, FLORIDA, AMENDING CHAPTER 7, "BUILDINGS AND BUILDING REGULATIONS," BY ADOPTING THE MOST CURRENT EDITION OF THE FLORIDA BUILDING CODE AND THE NATIONAL ELECTRIC CODE AND ANY SUBSEQUENT AMENDMENTS TO THE SAME; PROVIDING FOR CODIFICATION, SEVERABILITY AND CONFLICTS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

WHEREAS, to protect the public health, safety and general welfare, the City hereby adopts the most current edition of the Florida Building Code, as may be amended from time to time; and

WHEREAS, to protect the public health, safety and general welfare, the City hereby adopts the most current edition of the National Electric Code, as may be amended from time to time; and

WHEREAS, the City of Belle Glade finds that these amendments are in the best interests of the health, safety and welfare of the citizens of the City of Belle Glade.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BELLE GLADE, FLORIDA, AS FOLLOWS:**

**SECTION 1:** The foregoing recitals are hereby fully incorporated herein by reference as legislative findings of the City of Commission of the City of Belle Glade.

**SECTION 2:** The City of Belle Glade Code of Ordinances Section 7-16 is repealed in full.

**SECTION 3:** The City of Belle Glade Code of Ordinances, Section 7-16 is adopted to read as follows:

**Sec. 7-16. - Adoption of Standard Building Code.**

(a) The Florida Building Code, as developed by the Florida Building Commission and adopted in the Florida Statutes, is hereby adopted and incorporated herein as the  
minimum construction standards for the City of Belle Glade, Florida.

(b) All provisions set forth in such code, as amended from time to time, are made a part of this Code the same as if included in this section in full.

**SECTION 4:** The City of Belle Glade Code of Ordinances, Section 7-36(a) is hereby repealed in full.

**SECTION 5:** The City of Belle Glade Code of Ordinances, Section 7-36(a) is hereby adopted to read as follows:

**Sec. 7-36. - Adoption of National Electric Code.**

(a) The National Electrical Code, as published by the National Fire Protection Association (NFPA) and adopted in the Florida Statutes, is hereby adopted by reference as the electrical code of the City of Belle Glade.

(b) All provisions set forth in such code, as amended from time to time, are made a part of this Code the same as if included in this section in full.

**SECTION 6:** Specific authority is hereby granted to codify the provisions of this Ordinance.

**SECTION 7:** Should any part or provision of this Ordinance or any portion thereof, or 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 hereof.

**SECTION 8:** All Ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 9:** This Ordinance shall take effect on its passage.

The foregoing Ordinance was moved by Vice Mayor Wilkerson, seconded by Commissioner Underwood and upon being put to the vote, the vote was as follows:

	AYE	NAY
Mayor Wilson	<input checked="" type="checkbox"/>	___
Vice Mayor Wilkerson	<input checked="" type="checkbox"/>	___
Commissioner Burroughs	<input checked="" type="checkbox"/>	___
Commissioner Martin	<input checked="" type="checkbox"/>	___
Commissioner Underwood	<input checked="" type="checkbox"/>	___

PASSED on first reading at Regular Session of the City Commission held on June 15, 2015.

The foregoing Ordinance was moved by \_\_\_\_\_, seconded by \_\_\_\_\_ and upon being put to the vote, the vote was as follows:

	AYE	NAY
Mayor Wilson	_____	_____
Vice Mayor Wilkerson	_____	_____
Commissioner Burroughs	_____	_____
Commissioner Martin	_____	_____
Commissioner Underwood	_____	_____

PASSED on second and final reading at \_\_\_\_\_ Session of the City Commission held on \_\_\_\_\_, 2015.

CITY OF BELLE GLADE, FLORIDA

(MUNICIPAL SEAL)

ATTEST:

\_\_\_\_\_  
Mayor-Commissioner

\_\_\_\_\_  
Debra R. Buff, MMC, City Clerk

Approved as to form and  
legal sufficiency:

\_\_\_\_\_  
Commissioners

\_\_\_\_\_  
Glen J. Torcivia, City Attorney