



City of Indian Harbour Beach Staff Report

City Council Agenda Item

Public Hearing and Second Reading Ordinance No. 2015-5 Amending Article I of Chapter 6 of the Code of Ordinances Related to Building, Housing, and Construction Regulations; Adopting the National Electric Code, 2011 Edition and Chapter 1 of the Florida Building Code, 5th Edition (2014).

Meeting Date: July 28, 2015

Staff Recommendation: Public Hearing and Second Reading of Ordinance No. 2015-5 Amending Article I of Chapter 6 of the Code of Ordinances Related to Building, Housing, and Construction Regulations; Adopting the National Electric Code, 2011 Edition and Chapter 1 of the Florida Building Code, 5th Edition (2014)

Background Information:

Our Building Official, Bob Allgood, reports the State of Florida has adopted the National Electric Code, 2011 Edition and the Florida Building Code, 5th Edition (2014). As such, it is necessary for the City of Indian Harbour Beach to adopt the attached ordinance incorporating these codes, by reference, into Chapter 6 of the Code of Ordinances of the city.

Staff Recommendation:

Staff recommends holding a public hearing and approval of Second Reading of Ordinance No. 2015-5 amending Article I of Chapter 6 of the Code of Ordinances related to related to Building, Housing, and Construction Regulations; Adopting the National Electric Code, 2011 Edition and Chapter 1 of the Florida Building Code, 5th Edition (2014).

ORDINANCE NO. 2015-5

AN ORDINANCE OF THE CITY OF INDIAN HARBOUR BEACH, BREVARD COUNTY, FLORIDA; RELATING TO BUILDING, HOUSING AND CONSTRUCTION REGULATIONS; AMENDING SECTION 6-1 of ARTICLE I, CHAPTER 6 OF THE CODE OF ORDINANCES OF THE CITY; ADOPTING THE NATIONAL ELECTRIC CODE, 2011 EDITION AND CHAPTER 1 OF THE FLORIDA BUILDING CODE, 5TH EDITION (2014); PROVIDING FOR SEVERABILITY; PROVIDING FOR INCORPORATION INTO THE CITY'S CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Indian Harbour Beach, Brevard County, Florida, as follows:

SECTION 1. Section 6-1 of Article I, Chapter 6 of the Code of Ordinances of the City is amended in part to be read as follows:

“Article I: Adoption of Building Codes

Section 6-1. The following codes are adopted by reference:

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(e). National Electrical Code, ~~2008~~ 2011 Edition.

(f). Chapter 1 of the Florida Building Code, 5th Edition (2014).”

SECTION 2. In the event a court of competent jurisdiction shall hold or determine that any part of this Ordinance is invalid or unconstitutional, the remainder of the Ordinance shall not be affected thereby, and it will be presumed that the City Council for the City of Indian Harbour Beach did not intend to enact such invalid or unconstitutional provision. It shall further be assumed that the City Council would have enacted the remainder of this Ordinance without said invalid or unconstitutional provision, thereby causing said remainder to remain in full force and effect.

SECTION 3. The City Clerk for the City is hereby directed to incorporate this Ordinance into the Code of Ordinances of the City.

SECTION 4. This Ordinance shall become effective immediately upon its adoption.

PASSED AND ADOPTED by the City Council of the City of Indian Harbour Beach, Brevard County, Florida, on this 28th day of July, 2015.

**City of Indian Harbour Beach
Brevard County Florida**

GENE NEWBERRY, MAYOR

ATTEST:

DEBORAH MALISKA
CITY CLERK

First Reading: July 14, 2015
Second Reading: July 28, 2015