



Agenda Item
Clay County Board of County Commissioners

Clay County Administration Building
Tuesday, January 11 4:00 PM

TO: Board of County
Commissioners

DATE: 12/22/2021

FROM: Courtney
Grimm

SUBJECT:

AGENDA ITEM
TYPE:

ATTACHMENTS:

Description	Type	Upload Date	File Name
▫ Ordinance	Ordinance	1/5/2022	International_Property_Maintenance_CodeADA.pdf

REVIEWERS:

Department	Reviewer	Action	Date	Comments
County Attorney	Grimm, Courtney K.	Approved	1/5/2022 - 9:47 AM	AnswerNotes
County Manager	Wanamaker, Howard	Approved	1/5/2022 - 4:49 PM	AnswerNotes

ORDINANCE NO. 2022-__

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CLAY COUNTY, FLORIDA, AMENDING CHAPTER 2, ARTICLE IV, SEC. 2-113(a)(5), OF THE CLAY COUNTY CODE PERTAINING TO CODE ENFORCEMENT AND THE JURISDICTION OF THE SPECIAL MAGISTRATE, AMENDING CHAPTER 6, ARTICLE II, SEC. 6-40(a)(10), OF THE CLAY COUNTY CODE PERTAINING TO BUILDING REGULATIONS AND PERMITS, AND AMENDING CHAPTER 11.5, ARTICLE III, SEC. 11.5-41, OF THE CLAY COUNTY CODE PERTAINING TO THE HOUSING CODE AND ADOPTION OF A STANDARD CODE, BY ADOPTING THE 2018 INTERNATIONAL PROPERTY MAINTENANCE CODE, PROMULGATED BY THE INTERNATIONAL CODE COUNCIL, IN PLACE OF THE STANDARD HOUSING CODE IN EACH SECTION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners (the “Board”) had adopted the Standard Housing Code, 1985 edition, promulgated by the Southern Building Code Congress International, for compliance within the County; and,

WHEREAS, the County’s Building Official has recommended that the Board update the County’s compliance standards and adopt the 2018 International Property Maintenance Code in place of the Standard Housing Code in order to enhance the County’s compliance standards to include compliance requirements for structures as well as premises for both residential and non-residential properties; and

WHEREAS, the Board recognizes the need to update the County’s compliance standards and desires, at the recommendation of the County’s Building Official, to adopt the 2018 International Property Maintenance Code.

Be It Ordained by the Board of County Commissioners of Clay County:

Section 1. Sec. 2-113(a)(5) of Article IV- Code Enforcement of Chapter 2- Administration of the Clay County Code is hereby amended as follows:

Sec. 2-113. Jurisdiction of special magistrate.

- (a) The assigned special magistrate shall have the jurisdiction and authority to hear and decide alleged violations of the following codes and ordinances of the county:
 - (5) Section 11.5-41 (~~Standard Housing Code~~ International Property Maintenance Code) and the code adopted thereunder.

Section 2. Sec. 6-40(a)(10) of Article II- Permits, Inspections and Certificate of Occupancy of Chapter 6- Buildings and Building Regulations of the Clay County Code is hereby amended as follows:

Sec. 6-40. Permits to require compliance with certain technical standards and approval of permit by other agencies.

(a) All permits issued by the county building department shall require that work performed in connection therewith shall be in full compliance with the latest editions and amendments of the following documents:

- (10) ~~Standard Housing Code, 1985 edition~~ International Property Maintenance Code, 2018 edition.

Section 3. Sec. 11.5-41 of Article III- Housing Code of Chapter 11.5- Housing of the Clay County Code is hereby amended as follows:

Sec. 11.5-41. Adopted.

The following standard code, together with its published appendices, is hereby adopted by reference as though copied fully herein, to have the force of law throughout the unincorporated portions of Clay County, Florida: ~~the Standard Housing Code, 1985 edition, promulgated by the Southern Building Code Congress International, Inc.~~ the 2018 International Property Maintenance Code, promulgated by the International Code Council.

Section 4. Severability. If any section, phrase, sentence or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 5. Effective Date. This Ordinance shall become effective as prescribed by Florida general law.

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DULY ADOPTED by the Board of County Commissioners of Clay County, Florida, this 11th day of January, 2022.

BOARD OF COUNTY COMMISSIONERS
OF CLAY COUNTY, FLORIDA

By: _____
Wayne Bolla
Its Chairman

ATTEST:

Tara S. Green
Clay County Clerk of Court and Comptroller
Ex Officio Clerk to the Board

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