

6C-1

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
BOARD APPOINTMENT SUMMARY

Meeting Date: May 19, 2009

Department: Planning, Zoning & Building Department

Submitted By: Building Division

Advisory Board Name: Building Code Advisory Board

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Appointment of the following individual to the Building Code Advisory Board, for the term indicated below.

A)	<u>Appoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Term</u>	<u>Nominated By</u>
	Doug Wise	2	Building Official	5/19/09 – 5/18/2012	BOAPBC

**Summary:** The Building Code Advisory Board was established by a Special Act of the Florida Legislature in 1974, and amended in 2001. The term of office for board members is three years; with no limit to the number of terms a member may serve. Doug Wise is nominated by the Building Officials Association of Palm Beach County, for a three year term until May 18, 2012. The Board is composed of sixteen members; seven regional Building Officials who must be appointed from nominees submitted by the Building Officials Association of Palm Beach County; seven members who must be appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; one member who must be a registered Architect appointed from nominees submitted by the Palm Beach County Chapter of the American Institute of Architects; and one member who must be a Professional Engineer appointed from nominees submitted by the Palm Beach County Chapter of the Florida Engineering Society. Countywide (GB)

**Background and Justification:** The Building Code Advisory board is authorized to advise local governments regarding adoption of administrative or technical amendments to the Florida Building Code based on local conditions.

Advise local governments how construction code enforcement can be improved and standardized.

Advise local governments on evaluation of new and innovative materials, products, systems, or methods of construction for compliance with the Florida Building Code, and any amendments or revision thereto.

Act as the countywide compliance review board, pursuant to section 553.73(4) (b) 7., Florida Statutes, notwithstanding the requirements contained therein to establish such review board by interlocal agreement.

The board is authorized to establish policies and procedures necessary to conduct evaluation efforts, such as, but not limited to, applications, fees, renewals, and revocations.

**Attachments:**

1. Board Appointment Information Forms
2. Letters of Recommendation – Building Officials Association of Palm Beach County
3. Resume' of Doug Wise
4. BCAB Attendance Record
5. Special Act

Recommended By:

Department Director

Date

Legal Sufficiency:

Assistant County Attorney

Date

## **II. REVIEW COMMENTS**

### **A. Other Department Review:**

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**Department Director**

REVISED 06/92  
ADM FORM 03  
(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)





**Building Officials  
Association of  
Palm Beach County**

**2009 Officers &  
Directors**

**President**

**Rebecca Caldwell, CBO  
[rcaldwel@pbcgov.org](mailto:rcaldwel@pbcgov.org)**

**Vice-President**

**Doug Wise, CBO  
City of West Palm Beach  
[dwise@pbgfl.com](mailto:dwise@pbgfl.com)**

**Secretary**

**Tim Lynch, CBO  
Town of Jupiter  
[timl@jupiter.fl.us](mailto:timl@jupiter.fl.us)**

**Treasurer**

**Frank Knapp, CBO  
Palm Beach County  
[fknappp@pbcgov.org](mailto:fknappp@pbcgov.org)**

**Directors**

**Steven Kennedy, CBO  
Palm beach Gardens  
[skennedy@pbgfl.com](mailto:skennedy@pbgfl.com)**

**John Farinelli, CBO  
JC Code & Construction  
Consultants, Inc.  
[jfarinelli@jccode.com](mailto:jfarinelli@jccode.com)**

**Past President**

**Michael Crisafulle, CBO  
Hy-Byrd Inspections  
[hybyrd@bellsouth.net](mailto:hybyrd@bellsouth.net)**

**State Director**

**Roger Held, CBO  
Town of Jupiter  
[roger@jupiter.fl.us](mailto:roger@jupiter.fl.us)**

**State Past President**

**Bob Boyer, CBO  
Palm Beach County  
[bboyer@pbcgov.org](mailto:bboyer@pbcgov.org)**

**PO Box 20241  
West Palm Beach  
Florida, 33416-0241**

April 13, 2009

**Board of County Commissioners  
Palm Beach County  
C/O Felicia Everett  
2300 N. Jog Road  
West Palm Beach, FL 33411**

**RE: BCAB Nominee – Doug Wise, CBO**

Dear Commissioners:

I am pleased to report to you that during the March 26<sup>th</sup> meeting of the Building Officials Association of Palm Beach County (BOAPBC), the BOAPBC membership voted unanimously, authorizing the Chapter Officers and Directors to nominate Doug Wise, CBO, Building Official of the City of West Palm Beach, for your consideration to serve a term as the District 2 Representative on the Building Code Advisory Board of Palm Beach County (BCAB). The Officers and Directors of the Association have carefully reviewed Mr. Wise's record of service in support of construction code administration, and believe that his skill and experience in the enforcement of building codes makes him an asset to the District he serves, and as well as the County at large.

The membership, officers, and directors of our association respectfully ask for your favorable consideration of this nominee. We also remain grateful to the Commission for its continued support of consistent, strong, and equitable construction code enforcement in Palm Beach County and its 39 municipalities. We recognize, as the Commission Members do, that consistent and diligent enforcement of current construction codes protects the lives and property of the citizens and visitors of Palm Beach County, along with helping to keep down the high cost of property insurance in our County.

Sincerely,

**Rebecca D. Caldwell, CBO  
President**



**Chapter of  
Building  
Officials  
Association of  
Florida  
Since 1974**



**Chapter of  
International  
Code  
Council  
Since 2001**

## **Douglas B. Wise**

**12049 159<sup>TH</sup> Court North, Jupiter, FL 33478 (561) 575-1401 (561) 389-7797**

GENERAL CONTRACTOR  
CGC056707,  
BUILDING CODE  
ADMINISTRATOR  
BU0001272

COMBINATION  
INSPECTOR  
BN0002070  
ICC MASTER CODE  
PROFESSIONAL  
5178708-MP

STANDARD  
PLAN EXAMINER  
PX0001276  
ICC CERTIFIED  
BUILDING OFFICIAL  
5178708-CB

1 & 2 FAMILY  
PLAN EXAMINER  
SFP00058  
ASFPM CERTIFIED  
FLOODPLAIN  
ADMINISTRATOR

April 13, 2009

Rebecca D. Caldwell, Building Official  
Palm Beach County Building Division  
2300 N. Jog Road  
West Palm Beach, FL 33411-2741

Dear Rebecca,

Pursuant to your request, I have attached a current resume and this cover letter in order to express an interest in the current vacancy on the Building Code Advisory Board of Palm Beach County.

I am extremely honored to have served on BCAB briefly, as representative for District 6 while I was employed at the Village of Wellington. As you know, I have also served (and continue to serve) as a Director, Treasurer, Secretary, and Vice President of the Building Officials Association of Palm Beach County, and have served as an instructor for the Building Officials Association of Florida. Additionally, I serve part time as an Adjunct Instructor at Palm Beach Community College in the Construction and Continuing Education (CCE) Department as needed.

I received a BBA degree from Northwood University in 2007 and completed an MBA from Nova Southeastern University this past February. I am currently completing masters coursework in an MBA Certificate in Management Information Systems at Nova which should be completed this June.

As a Palm Beach County resident since 1991, I am extremely grateful for the opportunity to serve the County as well as the City of West Palm Beach.

Sincerely,

Doug Wise

**Douglas B. Wise**

12049 159th Ct. N.  
Jupiter, FL 33478  
Home: (561) 575-1401  
Cell: (561) 389-7797

**JOB OBJECTIVE**

To expand upon my extensive experience in the construction industry through additional exposure in areas requiring special expertise, and through continuing education in the field of management to obtain an appropriate position with a successful organization or municipality.

**EMPLOYMENT HISTORY**

**3/09 – Present: CITY OF WEST PALM BEACH, CONSTRUCTION SERVICES DEPARTMENT,**  
West Palm Beach, FL

**Construction Services Director**

Functioning building code administrator (building official) for the City. Responsible for planning, budgeting, and implementing building code enforcement strategies, staffing, technology, processes, equipment, and programs on regulated construction projects, unsafe structures abatement, work without permits, and business license tax receipts within the City limits of West Palm Beach.

**5/06 – 3/09: CITY OF PALM BEACH GARDENS, BUILDING DIVISION, Palm Beach**  
Gardens, FL

**Building Official**

Supervise the administration and enforcement of Federal, State, and Local building construction regulations on regulated construction projects within the municipal boundaries of the City of Palm Beach Gardens.

**8/06 – Present: PALM BEACH COMMUNITY COLLEGE, Palm Beach Gardens and Lake Worth,**  
FL

**Adjunct Faculty**

Adjunct Instructor for Industrial Training including Contractor's examination preparation, continuing education, project management, lien law, blueprint interpretation, and advanced building code.

**7/02 - 5/06: VILLAGE OF WELLINGTON PLANNING, ZONING AND BUILDING**  
**DEPARTMENT, Wellington, FL**

**Building Official**

Responsible for staff of 22 full time employees and 2-6 contract employees in providing FS 468 building department services to the residents of the Village of Wellington.

**6/00 - 7/02: VILLAGE OF WELLINGTON PLANNING, ZONING AND BUILDING**  
**DEPARTMENT, Wellington, FL**

**Chief Inspector**

Supervise inspection team, perform structural, plumbing, gas, mechanical inspections on all permitted work. Perform electrical inspections on 1&2 family dwellings. Perform structural, plumbing, mechanical and 1&2 family dwelling plan review.

**4/99 - 6/00: VILLAGE OF WELLINGTON PLANNING, ZONING AND BUILDING**  
**DEPARTMENT, Wellington, FL**

**Building Construction Inspector**

Structural, plumbing, mechanical and gas inspections on permitted construction.

**6/97 - 4/99: CITY OF LAKE WORTH BUILDING PLANNING AND ZONING DEPARTMENT,**  
Lake Worth, FL

**Combination Inspector**

Structural, plumbing, mechanical and gas inspections for conformance with technical codes.

**1/96 - 6/97: CITY OF GREENACRES BUILDING DIVISION, Greenacres, FL**

**Building Inspector.**

Structural building inspections for technical code conformance, alternate plumbing, mechanical, and gas inspection, structural plan review and permitting.

**3/94 - 12/95: CITY OF LAKE WORTH BUILDING PLANNING AND ZONING DEPARTMENT,**  
Lake Worth, FL

**Code Compliance Inspector**

Code enforcement, inspection board preparation and presentation, maintenance of necessary documentation, inspections and public relations.

**6/92 - 3/94: GOODWIN CONSTRUCTION, Delray Beach, FL**

**Foreman/Crew Leader**

Roof framing construction, structural wall framing, bay window and architectural arch construction, stair construction.

**7/91 - 5/92: NEW HORIZONS CONSTRUCTION, Lake Worth, FL**

**Carpenter Journeyman**

Framing of custom and tract homes, formwork, truss erection, sheathing, fascia and soffits, frieze board, crown molding etc...

**8/90 - 6/91: WITHEROW CONSTRUCTION, Escondido, CA**

**Carpenter/Foreman**

Layout and construction of large custom homes, extensive remodeling, stair construction, conventional (rafter) roof calculation, cutting and assembly.

**6/89 - 7/90: RICKETTS CONSTRUCTION, San Diego, CA**

**Foreman/Job Superintendent**

Custom home construction, remodeling, finish work, project super. on large commercial projects. Door prep. and installation.

**1987 - 1989: D & S CONSTRUCTION, Escondido, CA**

**Carpenter/Pieceworker**

Tract home construction. Commercial building construction. Cutting timbers and studs for over 75 homes. Construction of over 40 sets of stairs. Punch work. Layout, plumb and align, wall framing and roof framing. Supervised a piecework crew of 3 to 4 men.

**1986 -1987: DYECO INC., San Diego, CA**

**Asst. Foreman / Carpenter**

Tract home construction. I performed many aspects of wood frame home construction. Stairs, beam/timber setting, wall plumb and align, punch work, cut timbers and studs.

**1985 - 1986: G.H.F. (GERIATRIC HOSPITAL FACILITIES), Escondido, CA**

**Labor Foreman / Carpenter**

New hospital construction. I performed many duties including door prep. and hanging, drywall hanging and taping, labor crew supervision, and firewall construction.

**1980 - 1985: SANYO E & E CORP., San Diego, CA**

**Section Supervisor Paint/Metal/P.C.M. Depts.**

Assy. line production and painting of refrigeration equipment. Directly responsible for 60 workers and supervisors. Received company sponsored specialized training in Japan. Demming method quality control, job instruction, job methods, job safety.

**1978 - 1980: WHITESIDE CONSTRUCTION and CASTO HOMES, West Palm Beach, FL**  
**Carpenter**

Between school worked as a carpenter and a laborer.

**FORMAL EDUCATION**

**AA – MANAGEMENT: SUMMA CUM LAUDE**  
**NORTHWOOD UNIVERSITY - West Palm Beach Florida**

**BBA – MAJOR BUSINESS MANAGEMENT / MINOR MANAGEMENT INFORMATION**  
**SYSTEMS: SUMMA CUM LAUDE**  
**NORTHWOOD UNIVERSITY – West Palm Beach Florida**

**MBA – BUSINESS ADMINISTRATION / CERTIFICATE IN MANAGEMENT INFORMATION**  
**SYSTEMS**  
**NOVA SOUTHEASTERN UNIVERSITY - West Palm Beach / Davie Florida**

**CREDENTIALS**

State Certified (Florida) General Contractor - **CGC056707**  
State Certified (Florida) Building, Mechanical, Plumbing, Residential Electrical, Commercial  
Electrical, 1&2 Family and Coastal Construction Standard Inspector - **BN2070**  
State Certified (Florida) Building, Mechanical and Plumbing Plan Examiner - **PX1296**  
State Certified (Florida) 1 & 2 Family Plan Examiner - **SFP58**  
State Certified (Florida) Building Code Administrator - **BU1272**

**ICC Certifications:**

Building Code Official, Building Inspector, Building Plans Examiner  
Certified Building Official, Commercial Combination Inspector  
Commercial Electrical Inspector, Electrical Code Official  
Electrical Inspector, Electrical Plans Examiner  
Housing Code Official, Master Code Professional  
Mechanical Code Official, Mechanical Inspector, Mechanical Plans Examiner  
Plumbing Code Official, Plumbing Inspector, Plumbing Plans Examiner  
Property Maintenance & Housing Inspector  
Residential Combination Inspector, Residential Electrical Inspector  
Standard Coastal Construction Inspector

**FC&PA, Inc:**

Certified Structural Masonry Inspector

**Association of State Floodplain Managers:**

Certified Floodplain Manager

**Associations:**

International Code Congress, Building Officials Association of Florida, Building Officials  
Association of Palm Beach County, International Association of Electrical Inspectors, Florida  
Association of Plumbing, Gas and Mechanical Inspectors, National Fire Protection Association,  
Florida Roofing and Sheet Metal Association, American Institute of Steel Construction, American  
Society of Civil Engineers (Associate), American Concrete Institute, Association of State  
Floodplain Managers, Florida Floodplain Managers Association



### **ADDITIONAL EXPERIENCE**

**1978 - Present:** Extensive computer experience with word processing, database operations, spreadsheets, and construction accounting and estimating programs. Experienced in AutoCAD drafting as well as inkjet and plotter / digitizer operation and reproduction of aerial imagery. Supervised implementation and set up of a compliant records digitization program for building permit records using large and small format scanning equipment and digital imaging software on Windows 2003 SQL servers providing concurrent real-time records access at every desktop. Purchased and supervised implementation of an end-user friendly GIS system which integrates with existing mapping technologies utilizing queries of IBM AS-400 database information providing real-time graphical data access. IS projects include electronic plan review system allowing concurrent reviews on plans allowing remote talent utilization, speeded reviews, review tracking, notifications, and reproduction of individual reviewer comments and markups. I have extensive computer maintenance, upgrade and repair experience on x86 based systems. I am literate in batch file programming, have basic programming experience and experience with UNIX and LINUX architecture and commands as well as MSDOS, Windows 9X, ME, NT, 2000 and XP.

**1985 - 1994:** Extensive experience with construction blueprint interpretation and take-off for labor / equipment cost estimating and have subcontracted lumber take-off for local lumber companies.

### **REFERENCES**

Victor Chodora AIA, CBO - Deputy Building Official  
The School District of Palm Beach County  
(561) 687-7096

Steve Uman CBO - President  
The Uman Group  
(561) 642-2059

Bill Bucklew, CBO - HyByrd, Inc.  
Lake Worth, FL  
(561) 547-5701

Michael Crisafulle CBO - HyByrd Inc,  
Lake Worth, FL  
(561) 547-5701

Mike Causley CBO - MT Causley Inspections  
Homestead, FL  
(305) 246-0696

Joe Mancuzzi PE  
O'donnell Naccarato, Mignogna and Jackson  
West Palm Beach, FL  
(561) 835-9994

Paul Schofield AICP - City Manager  
Village of Wellington, FL  
(561) 753-2430

Richard Kittendorf CBO - Building Official  
City of Miramar, FL  
(954) 967-1678

Ed Garcia - Investigative Supervisor  
State of Florida, Department of Business and Professional Regulation  
(561) 601-5629

### BUILDING CODE ADVISORY BOARD – ATTENDANCE RECORD 2009

MEMBER	J	F	M	A	M	J	J	A	S	O	N	D
Bergman, Wayne		C		C								
Caldwell, Rebecca		C		C								
Duncan, Drew		C		C								
Fichera, Michael	N/A	N/A	Start	C								
Higgins, William Ray		C		C								
Jacobson, Maury		C	A	C								
Kozan, Gary		C		C								
Lecky, Robert		C		C								
Lewis, Howarth (Hap)	A	C		C								
Loihle, Kenneth		C		C								
Marion, Kurt G.		C		C								
Miller, Gregory	A	C		C								
Stewart, Dave		C		C								
Tomasik, Jacek		C		C								
Worley, Scott		C		C								

No entry indicates member in attendance

“A” entry indicates member absent

“N” entry indicates no meeting held

“C” entry indicates scheduled meeting cancelled

“N/A” entry indicates no appointee or pending appointment

By Representative Bucher

1                               A bill to be entitled  
2           An act relating to Palm Beach County; amending  
3           chapter 90-445, Laws of Florida, as amended;  
4           providing for the uniform implementation,  
5           interpretation, and enforcement of building  
6           code requirements pursuant to the Florida  
7           Building Code; providing and amending  
8           definitions; providing for enforcement;  
9           providing for repeal of conflicting laws;  
10          providing for interpretation of codes and  
11          revision; deleting provisions relating to  
12          appointments; providing for authority for  
13          building code amendments; providing for  
14          amending provisions for product and system  
15          evaluation, including application fees and  
16          revocation and renewal of product and system  
17          compliance; providing severability; providing  
18          an effective date.

19  
20 Be It Enacted by the Legislature of the State of Florida:

21  
22           Section 1. Chapter 90-445, Laws of Florida, is amended  
23 to read:

24           Section 1. Purpose.--As provided in section 553.80(1),  
25 Florida Statutes, each local government and each legally  
26 constituted enforcement district with statutory authority  
27 shall regulate building construction and, where authorized in  
28 the state agency's enabling legislation, each state agency  
29 shall enforce the Florida Building Code, as revised or amended  
30 by the state or applicable local government, required on all  
31 public or private buildings, structures, and facilities unless

1 such responsibility has been delegated to another unit of  
2 government pursuant to section 553.79(9), Florida Statutes.  
3 The purpose of this act is to provide for a system to advise  
4 the Palm Beach County Board of County Commissioners and local  
5 governments regarding the uniform implementation,  
6 interpretation, and enforcement of the Florida Building Code.  
7 ~~Authority.--The board of county commissioners shall have the~~  
8 ~~power to adopt, for all municipalities and unincorporated~~  
9 ~~areas of Palm Beach County, more recent editions and revisions~~  
10 ~~of the Standard Building, Gas, Mechanical, and Plumbing Codes,~~  
11 ~~as promulgated by the Southern Building Code Congress~~  
12 ~~International, in addition to the National Electrical Code, as~~  
13 ~~promulgated by the National Fire Protection Association.~~  
14 ~~These codes shall be adopted by ordinance, based on the advice~~  
15 ~~of the Building Code Advisory Board of Palm Beach County.~~  
16       Section 2. Definitions.--As used in this act:  
17       (1) "Amendment" means modified requirements to the  
18 Florida Building Code ~~model building codes~~ which are adopted  
19 by ordinance by any unit of local government pursuant to  
20 section 553.73, Florida Statutes.  
21       (2) "Board" means the Building Code Advisory Board of  
22 Palm Beach County, unless otherwise specified.  
23       (3) "Building official" means an individual charged  
24 with the administration and enforcement of the Florida  
25 Building Code ~~several codes adopted pursuant to section 1,~~ who  
26 is a full-time employee of a municipality or the county, in  
27 the respective election district in which the jurisdiction is  
28 situated.  
29       (4) "Design professional" means an architect or  
30 engineer so registered in the State of Florida.  
31

1           (5) "Florida Building Code" means the code adopted by  
2 the Florida Building Commission pursuant to section  
3 553.73(1) (a), Florida Statutes~~"Model codes"~~ means the  
4 ~~Standard Building, Gas, Mechanical, and Plumbing Codes~~  
5 ~~published by the Southern Building Code Congress International~~  
6 ~~and the National Electrical Code published by the National~~  
7 ~~Fire Protection Association.~~

8           (6) "Revisions" means any modifications to the Florida  
9 Building Code ~~model codes~~ as published by the Florida Building  
10 Commission ~~applicable code promulgating organization.~~

11           ~~(7) "Service system" means an electrical, gas,~~  
12 ~~mechanical, plumbing, or other system which provides service~~  
13 ~~to a building, structure, or facility and is regulated by the~~  
14 ~~model codes and any amendments or revisions thereto.~~

15           ~~(7)-(8)~~ "Unit of local government" means any one of the  
16 municipal governing bodies in Palm Beach County or the Board  
17 of County Commissioners of Palm Beach County.

18           Section 3. Enforcement.--Enforcement of the Florida  
19 Building Code ~~model codes adopted pursuant to section 1,~~ and  
20 any amendments or revisions thereto, shall be the  
21 responsibility of each unit of local government. A unit of  
22 local government may provide these services through an  
23 interlocal agreement with the county or local government, as  
24 provided by section 553.79(9), Florida Statutes law.

25           ~~Section 4. Code enforcement personnel~~  
26 ~~qualifications. For the purposes of permit review and~~  
27 ~~inspection, qualified plans examiners and inspectors, whose~~  
28 ~~competency shall be determined by each unit of local~~  
29 ~~government, shall be employed and charged with the~~  
30 ~~responsibility of enforcing this act.~~

1        ~~Section 5. Violations.--No building, structure, or~~  
2 ~~service system shall be erected or installed within Palm Beach~~  
3 ~~County in violation of the requirements of the model codes~~  
4 ~~adopted pursuant to section 1 or any amendments or revisions~~  
5 ~~thereto, except that state buildings are exempt from~~  
6 ~~compliance with such model codes.~~

7        Section 4.6. Repeal of laws in conflict.--Any laws,  
8 ordinances, or resolutions now in existence in the  
9 unincorporated areas of Palm Beach County or in any  
10 municipality in Palm Beach County in conflict with this act  
11 are hereby repealed.

12        ~~Section 7. Enactment of lower standards.--No unit of~~  
13 ~~local government shall enact any law lowering the standards of~~  
14 ~~the model codes adopted pursuant to section 1. However, each~~  
15 ~~unit of local government may adopt ordinances providing~~  
16 ~~amendments to modify or improve the model codes, provided such~~  
17 ~~amendments are in compliance with s. 553.73, Florida Statutes.~~

18        ~~Section 8. Code available.--Each unit of local~~  
19 ~~government shall have available for public inspection in its~~  
20 ~~principal office three copies of the model codes, together~~  
21 ~~with any amendments or revisions thereto. Amendments must be~~  
22 ~~printed or otherwise suitably duplicated, and copies shall be~~  
23 ~~available for sale at reasonable cost to the public.~~

24        Section 5.9. Interpretations.--In the event of a  
25 dispute in the interpretation of the provisions of the Florida  
26 Building Code ~~model codes~~, or any amendments or revisions  
27 thereto, a building official, ~~plans examiner, inspector,~~  
28 builder, contractor, owner, architect, or engineer may ask for  
29 an opinion from the board's Code Interpretation Committee. The  
30 Code Interpretation Committee shall be comprised of each of  
31 the building official members of the board. ~~The request for~~

1 ~~interpretation must come by agreement of~~ Both parties to the  
2 dispute must agree to seeking the advisory interpretation from  
3 the board. Said procedure ~~opinion~~ may be conducted by  
4 telephone or other electronic means. A simple majority of the  
5 committee shall sustain an interpretation. Each building  
6 official member of the committee shall maintain a written  
7 record of the date and parties to the dispute. The  
8 interpretation shall not be binding upon the parties to the  
9 dispute.

10 Section ~~6.10~~ Appointments.--

11 (1) The Board of County Commissioners of Palm Beach  
12 County shall appoint the Building Code Advisory Board of Palm  
13 Beach County and supply it with a meeting place, office  
14 supplies including stationery, legal counsel, technical staff,  
15 mechanical recording of its meetings, written transcripts of  
16 the minutes of its meetings, secretarial service, and storage  
17 space for its records. The board shall have 16 members,  
18 composed of 7 building officials, 1 from each commission  
19 election district, appointed from nominees submitted by the  
20 Building Official's Association of Palm Beach County; 7  
21 members appointed from nominees submitted by the Construction  
22 Industry Management Council of Palm Beach County; 1 member who  
23 shall be a registered architect appointed from nominees  
24 submitted by the Palm Beach Chapter of the American Institute  
25 of Architects; and 1 member who shall be a professional  
26 engineer appointed from nominees submitted by the Palm Beach  
27 Chapter of the Florida Engineering Society. ~~By January 1,~~  
28 ~~1991, the Board of County Commissioners of Palm Beach County~~  
29 ~~shall appoint the four new members, two for 1-year terms and~~  
30 ~~two for 3-year terms. Thereafter, All~~ appointments shall be  
31 for a term of 3 years, and each member shall serve until his

1 | or her successor is appointed. If a vacancy should occur  
2 | before a term has expired, the Board of County Commissioners  
3 | shall appoint a new member within 60 days to complete the  
4 | unexpired term.

5 |       (2) Members shall be required to attend all regular  
6 | and special meetings of the board. The chair ~~chairman~~ of the  
7 | board shall notify the Board of County Commissioners when a  
8 | member accumulates three consecutive absences from the regular  
9 | meetings or when a member fails to attend 50 percent of all  
10 | meetings of the board during any 12-month period. On such  
11 | notification, the member shall be removed by the Board of  
12 | County Commissioners, and the Board of County Commissioners  
13 | shall appoint a new member within 60 days to complete the  
14 | unexpired term. The board shall hold meetings open to the  
15 | public at least once in every calendar quarter, adopt rules  
16 | and procedures ~~procedure~~, and elect a chair ~~chairman~~ and vice  
17 | chair ~~chairman~~. A quorum of the board shall be 10 members,  
18 | with a concurring vote of 9 members required to approve any  
19 | action.

20 |       Section 7. Authority.--~~The purpose of the advisory~~  
21 | board is authorized to:

22 |       (1) Advise units of local governments regarding:

23 |       ~~(a) Future editions of the model codes and subsequent~~  
24 | ~~recommendation to the board of county commissioners concerning~~  
25 | ~~countywide adoption.~~

26 |       ~~(b) Recommendations on the adoption of administrative~~  
27 | ~~or technical amendments to the Florida Building Code model~~  
28 | ~~codes based on local conditions.~~

29 |       (2)(c) Advise local governments how construction code  
30 | enforcement can be improved and standardized.

31 |



- 1       (3) ~~(d)~~ Advise local governments how to prevent the  
2 recurrence of disputes.
- 3       (4) ~~(e)~~ Advise local governments on evaluation of new  
4 and innovative materials, products, systems, or methods of  
5 construction for compliance with the Florida Building Code  
6 ~~model codes adopted pursuant to section 1,~~ and any amendments  
7 or revisions thereto.
- 8       (5) Act as the countywide compliance review board,  
9 pursuant to section 553.73(4)(b)7., Florida Statutes,  
10 notwithstanding the requirements contained therein to  
11 establish such review board by interlocal agreement.
- 12       Section ~~8.11~~ Product and system evaluation.--
- 13       (1) The board shall have the authority to evaluate  
14 ~~ADMINISTRATION. Palm Beach County and each unit of local~~  
15 ~~government within Palm Beach County shall have the option to~~  
16 ~~direct inquiries concerning new or existing products or~~  
17 ~~systems to the board. The board shall act as a clearing house~~  
18 ~~for new or different products or systems, by evaluating them~~  
19 ~~based on the current model codes and any amendments or~~  
20 ~~revisions, being recommended for adoption by the board. The~~  
21 ~~board is authorized to~~ may issue evaluation and compliance  
22 reports for products and systems found to be in compliance, as  
23 provided by policies established by the board. Recommendations  
24 of the board concerning new products or systems shall be  
25 advisory in nature.
- 26       (2) ~~STANDARDS.~~ The evaluation of new and innovative  
27 materials, products, systems, or methods of construction shall  
28 be based on the Florida Building Code ~~model codes adopted~~  
29 ~~pursuant to section 1,~~ and any amendments or revisions  
30 thereto. The types of construction, materials, systems, or  
31 methods of design referred to in the Florida Building Code

1 ~~model codes~~, and any amendments or revisions thereto, shall be  
2 considered standards of performance, quality, and strength.  
3 New or different types of construction, materials, or methods  
4 of design shall be at least equal to these standards for the  
5 corresponding use intended. For the purposes of determining  
6 compliance, the product's quality, strength, effectiveness,  
7 fire resistance, durability, safety, and control of  
8 installation shall be guides for consideration.

9       (3) The board is authorized to establish policies and  
10 procedures necessary to conduct evaluation efforts, such as,  
11 but not limited to, applications, fees, renewals, and  
12 revocations. ~~APPLICATION PROCEDURE.--~~

13       ~~(a) Applications for evaluation and compliance~~  
14 ~~determination shall be made in accordance with the policy and~~  
15 ~~procedures established by the board. If the application is~~  
16 ~~for a type of structure or system, the application shall be~~  
17 ~~accompanied by plans prepared by a design professional,~~  
18 ~~together with supporting engineering calculations supporting~~  
19 ~~the design. Applications for components, materials, or~~  
20 ~~devices shall be accompanied by drawings, tests, and~~  
21 ~~calculations, prepared by an engineer registered in the State~~  
22 ~~of Florida, or other proof supporting the design.~~

23       ~~(b)~~ The board may employ the use of consultants to  
24 examine applications. A ~~The~~ consultant shall be a design  
25 professional with specific qualifications in the particular  
26 that area of product or system analysis for which he or she is  
27 employed.

28       ~~(c)~~ The board may establish policies and procedures  
29 for the processing and review of requests for evaluation and  
30 compliance, including programs designed to monitor  
31 manufacturing, fabrication, or performance. The board or its

1 designee may require calculations, tests, or opinions from  
2 design professionals, nationally recognized testing  
3 laboratories, or approved quality and assurance programs.  
4 ~~(d) The data shall be analyzed and evaluated for~~  
5 ~~meeting the applicable performance standards. After receiving~~  
6 ~~an evaluation report, the board shall issue a written~~  
7 ~~recommendation on the appropriateness of the product or system~~  
8 ~~for use in Palm Beach County. All decisions or reports shall~~  
9 ~~be forwarded to:~~  
10 ~~1. The product control file.~~  
11 ~~2. The applicant.~~  
12 ~~3. The local building departments.~~  
13  
14 ~~The written recommendations of the board shall be advisory~~  
15 ~~only. It is the responsibility of each applicant, contractor,~~  
16 ~~or owner to submit individual permit applications for~~  
17 ~~construction or installation to the appropriate unit of local~~  
18 ~~government for specific approval or rejection.~~  
19 ~~(4) FEES.-- A \$500 minimum initial application fee~~  
20 ~~shall be paid by the applicant at the time of filing. In~~  
21 ~~addition, the applicant shall be responsible for any cost the~~  
22 ~~board may incur. Resubmissions after unfavorable~~  
23 ~~recommendations shall not require an additional initial filing~~  
24 ~~fee unless final action had been taken by the board. However,~~  
25 ~~the applicant shall be required to pay any additional cost~~  
26 ~~incurred by the board prior to final action.~~  
27 ~~(5) DISPOSITION OF FEES AND EXPENSES.-- All moneys~~  
28 ~~collected by the board shall be received, deposited, expended,~~  
29 ~~and accounted for pursuant to law. The expenses of the~~  
30 ~~advisory board, consulting fees, testing fees, and all other~~  
31

1 ~~necessary and appropriate fees shall be paid by the board from~~  
2 ~~the moneys collected.~~  
3 ~~(6) DISAPPROVAL. Applications recommended for~~  
4 ~~disapproval, during any phase of the review process, shall be~~  
5 ~~returned to the applicant in writing, stating the reasons for~~  
6 ~~the recommendation of disapproval.~~  
7 ~~(7) REVOCATION.~~  
8 ~~(a) At any time during the valid term of a compliance~~  
9 ~~report, the recommendation may be revoked and become null and~~  
10 ~~void for any of the following reasons:~~  
11 ~~1. Nonconformance with the model codes adopted~~  
12 ~~pursuant to section 1, and any amendments or revisions~~  
13 ~~thereto, or any subsequent updates to such standards which~~  
14 ~~occur after the date of acceptance.~~  
15 ~~2. Deviation from the design on which the~~  
16 ~~recommendation of acceptance was based, due to change,~~  
17 ~~omission, or substitution.~~  
18 ~~3. Use of the product, components, system, or method~~  
19 ~~not within the scope of the recommendation of acceptance.~~  
20 ~~4. Unsatisfactory performance when subjected to actual~~  
21 ~~conditions.~~  
22 ~~5. Appearance of intolerable effects such as, but not~~  
23 ~~limited to, toxicity when associated with other materials.~~  
24 ~~(b) Notification of revocation shall be provided to~~  
25 ~~all persons having received the recommendation of acceptance.~~  
26 ~~Revocations based on subparagraph (a)1. or subparagraph (a)2.~~  
27 ~~may be considered for reinstatement if the original applicant~~  
28 ~~submits:~~  
29 ~~1. Revised drawings, calculations, test reports, or~~  
30 ~~other information to the satisfaction of the board.~~  
31 ~~2. Payment of a \$50 review fee.~~

1           ~~3. Payment of additional costs incurred by the board.~~  
2  
3   ~~Submittals for revisions shall bear the revised date and shall~~  
4   ~~be processed as a new application. Revised reports~~  
5   ~~recommended for approval shall be identified to indicate the~~  
6   ~~revised date, however, the submittal shall maintain the same~~  
7   ~~expiration date.~~

8           ~~(8) RENEWAL. One year from the date of acceptance and~~  
9   ~~every year thereafter, or upon the adoption of new codes,~~  
10   ~~amendments, revisions, or standards, the board shall ask the~~  
11   ~~original applicant whether he desires the evaluation and~~  
12   ~~compliance report to be renewed. Failure of the applicant to~~  
13   ~~respond within 30 days shall cause the report or approval to~~  
14   ~~be automatically canceled. An applicant desiring the report~~  
15   ~~or approval to be renewed shall submit a \$200 fee. The~~  
16   ~~applicant shall also be responsible for any additional cost~~  
17   ~~incurred by the board prior to final action.~~

18           Section 2. If any provision of this act or the  
19   application thereof to any person or circumstance is held  
20   invalid, the invalidity shall not affect other provisions or  
21   applications of the act which can be given effect without the  
22   invalid provision or application, and to this end the  
23   provisions of this act are declared severable.

24           Section 3. This act shall take effect upon becoming a  
25   law.  
26  
27  
28  
29  
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