

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
BOARD APPOINTMENT SUMMARY**

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**Meeting Date:** April 16, 2013

**Department:** Planning, Zoning & Building Department

**Submitted By:** Building Division

**Advisory Board Name:** Building Code Advisory Board

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**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: A. Reappointment of one (1) member and B. Appointment of one (1) new member to the Building Code Advisory Board.

**A. Reappoint**

<u>Member</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated By</u>	<u>Term</u>
Anthony Mack	7	Building Official, District 7	BOAPBC	4/16/13-4/15/16

**B. Appoint**

<u>Nominee</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated By</u>	<u>Term</u>
Mike Grimm	3	Building Official, District 3	BOAPBC	4/16/13-1/10/14

**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. The Building Official's Association of Palm Beach County has nominated Anthony Mack and Mike Grimm. Anthony Mack has previously served on the Board in Seat 7. Mike Grimm is completing the term of Bette Lowe who resigned from her seat on the Board. The Board is comprised of 16 members; composed of 7 Building Officials, one from each commission election district; 7 members appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; 1 registered architect appointed from nominees submitted by the Palm Beach Chapter of the American Institute of Architects; and 1 professional engineer appointed from nominees submitted by the Palm Beach Chapter of the Florida Engineering Society. Countywide (SF)

**Background and Justification:** **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 shall have the authority to evaluate new or existing products or systems in accordance with section 55.842, Florida Statutes, and the Florida Building Commission's rules adopted there under. Recommendations and compliance reports of the board concerning new and existing products or systems shall be advisory in nature for the municipalities within Palm Beach County and shall not form the basis of a local or statewide approval pursuant to section 553.842, Florida Statutes.

This advisory committee membership has 16 seats, 12 currently filled and a diversity count of White: 12 (100.00%) The gender ratio (male:female) is 12:0.

**Attachments:**

1. Board Applications
2. Resumes
3. Letter of Recommendations
4. BCAB Attendance Record
5. Special Act

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**Recommended By:** Roberta D. Caldwell 3/18/13  
Department Director Date

**Legal Sufficiency:** M. S. P. 3/22/13  
Assistant County Attorney Date

**II. REVIEW COMMENTS**

**A. Other Department Review:**

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**Department Director**

**Date**

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

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
BOARDS/COMMITTEES APPLICATION**

The information provided on this form will be used by County Commissioners and/or the entire Board in considering your nomination. This form **MUST BE COMPLETED IN FULL**. Answer "none" or "not applicable" where appropriate. **Further, please attach a biography or résumé to this form.**

**Section I (Department):** (Please Print)

Board Name: Building Code Advisory Board Advisory ☒ Not Advisory ☐  
☐ At Large Appointment or ☐ District Appointment / District #:  
Term of Appointment: 3 Years. From: 4/16/13 To: 4/15/16  
Seat Requirement: BUILDING OFFICIAL Seat #: 7  
☐ \*Reappointment or ☐ New Appointment

or ☐ to complete the term of \_\_\_\_\_ Due to: ☐ resignation ☐ other  
Completion of term to expire on: \_\_\_\_\_

**\*When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners:** \_\_\_\_\_

**Section II (Applicant):** (Please Print)

**APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT**

Name: MACK ANDREW PETER  
Last First Middle  
Occupation/Affiliation: Building Official / City Engineer  
Owner ☐ Employee ☒ Officer ☐  
Business Name: CITY OF BOYNTON BEACH  
Business Address: 100 EAST BOYNTON BEACH BLVD  
City & State: BOYNTON BEACH, FL Zip Code: 33435  
Residence Address: 9740 ROCHE PLACE  
City & State: WELLINGTON, FL Zip Code: 33414  
Home Phone: ( ) N/A Business Phone: (561) 742-6366 Ext. \_\_\_\_\_  
Cell Phone: (561) 797-6628 Fax: (561) 742-6357  
Email Address: MACKA@BBFL.US  
Mailing Address Preference: ☒ Business ☐ Residence

Have you ever been convicted of a felony: Yes ☒ No ☐  
If Yes, state the court, nature of offense, disposition of case and date: ADJUDICATION WITH HEID  
(SEE ATTACHED)

Minority Identification Code: ☐ Male ☐ Female  
☐ Native-American ☐ Hispanic-American ☐ Asian-American ☐ African-American ☒ Caucasian

Section II Continued:

**CONTRACTUAL RELATIONSHIPS:** Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. **To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business.** This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

<u>Contract/Transaction No.</u>	<u>Department/Division</u>	<u>Description of Services</u>	<u>Term</u>
<u>Ex: (R#XX-XXXX/PO XXX)</u>	<u>Parks &amp; Recreation</u>	<u>General Maintenance</u>	<u>10/01/11-09/30/12</u>
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)

OR ☐ NONE

All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the Guide to the Sunshine Amendment prior to appointment/reappointment. Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Keep in mind this requirement is on-going.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

- ☒ By watching the training program on the Web, DVD or VHS &  
☒ By attending a live presentation given on August 16, 2011

AND

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

\*Applicant's Signature: [Signature] Printed Name: ANDREW MACK Date: 2/11/13

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website [www.palmbeachcountyethics.com](http://www.palmbeachcountyethics.com) or contact us via email at [ethics@palmbeachcountyethics.com](mailto:ethics@palmbeachcountyethics.com) or (561) 233-0724.

Return this FORM to:  
Vickie Day, Palm Beach County Planning, Zoning and Building  
Building Division 2300 North Jog Road, West Palm Beach, Florida 33411

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: \_\_\_\_\_

Commissioner's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**DBPR 0050 – Explanatory Information for Background Questions**

**STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND  
PROFESSIONAL REGULATION  
NOTE – This form must be submitted as part of an  
application packet.**

PERSONAL INFORMATION				
Last Name	First	Middle	Title	Suffix
Mack	Andrew	Peter		
Identify question number on form DBPR 0010 this explanation pertains to: This is in response to question #1 from the above referenced form.				

EXPLANATION	
Offense Aggravated Assault on Officer without a firearm (Plea of Nolo Contendere)	
County Leon	State Florida
Penalty/Disposition Probation for two years	
Date of Offense (MM/DD/YYYY) 10 / 25 / 1992	Have all sanctions been satisfied? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Description  While a student at FSU I got into an altercation with a FSU police officer. I wrote a letter of apology to the officer and was placed on probation for two years.  Attached is a certified copy of the disposition for your use.	

EXPLANATION	
Offense Driving Under the influence	
County Leon	State Florida
Penalty/Disposition Suspended License for six months and DWI education class	
Date of Offense (MM/DD/YYYY) 10 / 02 / 1993	Have all sanctions been satisfied? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Description  While a student at FSU I made a bad decision to drive home after having drinks at a social event. My license was suspended for six months and took a DWI education class.	

Attach additional sheets as necessary

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ORDER WITHHOLDING ADJUDICATION OF GUILT  
AND PLACING DEFENDANT ON PROBATION

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STATE OF FLORIDA

VS                      Plaintiff

ANDREW P. MACK  
Defendant

In The Circuit Court:  
of LEON County, Florida

Case No. R92-3686A  
DC No.

This cause coming on this day to be heard before me, and you, the defendant ANDREW P. MACK, being now present before me, and you having:

ENTERED A PLEA OF NOLO CONTENDERE TO  
the offense of AGGRAVATED ASSAULT ON LAW ENFORCEMENT OFFICER WITHOUT FIREARM, F.S. 784.07, F3

It appearing to the satisfaction of the Court that you are not likely again to engage in a criminal course of conduct, and that the ends of justice and the welfare of society do not require that you should presently be adjudged guilty and suffer the penalty authorized by law:

Now, therefore, it is ordered and adjudged that the adjudication of guilt and imposition of sentence are hereby withheld, and that you are hereby placed on probation for a period of TWO (2) YEARS under the supervision of the Department of Corrections and its Officers, such supervision to be subject to the provisions of the laws of this State.

It is further ordered that you shall comply with the following conditions of probation:

- (1) Not later than the fifth day of each month, you will make a full and truthful report to your Probation Officer on the form provided for that purpose.
- (2) You will pay to the State of Florida the amount of Forty Dollars and 4% surcharge per month toward the cost of your supervision unless otherwise waived in compliance with Florida Statutes.
- (3) You will not change your residence or employment or leave the county of your residence without first procuring the consent of your Probation Officer.
- (4) You will neither possess, carry or own any weapons or firearm without first securing the consent of your Probation Officer.
- (5) You will live and remain at liberty without violating any law. A conviction in a court of law shall not be necessary in order for such a violation to constitute a violation of your probation.
- (6) You will not use intoxicants to excess; nor will you visit places where intoxicants, drugs or other dangerous substances are unlawfully sold, dispensed or used.
- (7) You will work diligently at a lawful occupation and support any dependents to the best of your ability as directed by your Probation Officer.
- (8) You will promptly and truthfully answer all inquiries directed to you by the Court or the Probation Officer, and allow the Officer to visit in your home, at your employment site or elsewhere, and you will comply with all instructions he may give you.
- (9) After service of one-half of the period of probation, and upon completion of all financial requirements and all other special conditions of the probation, the defendant may be placed by the Department of Corrections in administrative probation status. All conditions of probation, except for condition (1) and (2), are to remain applicable. The defendant shall pay to the Department of Corrections a one-time, nonrecurring \$50.00 processing fee, such to be remitted to the Department within thirty (30) days of placement into administrative probation status. Failure to comply with all conditions, except conditions (1) and (2), or with remittance of the \$50.00 processing fee may subject the defendant to revocation of probation.
- (10) You are responsible for the payment of all costs for any court ordered drug testing and substance abuse treatment. When these services are provided by the Department of Corrections, you will reimburse the Department for its actual cost for providing these services unless payment is waived by the Department.

- (11) Reimburse Leon County \$200.00 as partial costs of prosecution and pay \$3.00 to the Criminal Justice Trust Fund, \$50.00 Crime Victim Compensation Fund and \$2.00 to the Law Enforcement Education Fund through the Leon County Clerk of Court as directed by the Probation Officer.
- (12) Serve 10 days in the Alternative Community Service Program and pay a one-time \$25.00 supervisory fee through the Leon County Clerk of Court as directed by the Probation Officer. If community work is served outside Leon County, Florida, the one-time \$25.00 supervisory fee is optional depending on the agency administering the Program.
- (13) Make a fine in the amount of \$200.00 through the Leon County Clerk of Court as directed by the Probation Officer.

COST OF SUPERVISION FEES ARE WAIVED UNTIL COSTS ARE PAID. EARLY TERMINATION AFTER 1 YEAR IF IN GOOD STANDING.

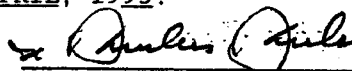
You are hereby placed on notice that the Court may at any time rescind or modify any of the conditions of your probation, or may extend the period of probation as authorized by law, or may discharge you from further supervision; and that if you violate any of the conditions of your probation, you may be arrested and the Court may revoke your probation, adjudge you guilty and impose any sentence which it might have imposed before placing you on probation.

It is further ordered that when you have reported to the Probation Officer and have been instructed as to the conditions of probation you shall be released from custody if you are in custody and if you are at liberty on bond, the sureties thereon shall stand discharged from liability.

It is further ordered that the Clerk of this Court file this order in his office, record the same in the Minutes of the Court, and forthwith provide certified copies of same to the Probation Officer for his use in compliance with the requirements of law.

CHARGES/COSTS/FEES/RESTITUTION  
ALL PAYMENTS ORDERED BY THE COURT MUST BE IN MONEY ORDER MADE PAYABLE TO:  
DEPARTMENT OF CORRECTIONS  
A SURCHARGE OF 4% WILL BE ADDED TO ALL PAYMENTS ORDERED BY THE COURT

DONE AND ORDERED IN OPEN COURT this 7TH day of APRIL, 1993.



JUDGE N. SANDERS SAULS

I acknowledge receipt of a certified copy of this order and that the conditions have been explained to me.

Date: \_\_\_\_\_  
Instructed by: \_\_\_\_\_  
024YO/jej  
Original: Court  
Copies: Probationer/File

Probationer \_\_\_\_\_

DC4-900B  
Rev 6/85

A Certified Copy  
Attest:

**Bob Inzer**

Clerk Circuit Court  
Leon County, Florida

By   
D.C.



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# Andrew P. Mack, P.E., CBO, LEED AP

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9740 Roche Place  
Wellington, Florida 33414

Phone: 561-797-6628  
Email: [FSU-GoNoles@comcast.net](mailto:FSU-GoNoles@comcast.net)

## **Background**

Ten plus years of experience in professional management of business functions and decision making. Fifteen plus years of experience in professional management for various types of governmental, commercial, and residential projects.

## **Experience**

### **CITY OF BOYNTON BEACH** Building Official/City Engineer

Boynton Beach, Florida

- Supervise operations of the Building Division and Engineering Division, including supervising field inspection activities, plan review activities, enforcing applicable codes and ordinances, perform administrative functions, develop and administer annual budget for the division.
- Perform advanced technical work in plan review, design, estimating, bidding, project management and inspection of capital improvement projects. Which Include paving, grading, drainage, water, sewer, public buildings, and facilities.
- Design and prepare plans for public works and utility projects and manage outsourced design of capital improvement projects by engineers and architects.
- Review and analyze plans for conformance to City Code, the Florida Building Code, A.D.A., FDOT South Florida Water Management, Lake Worth Drainage District and Palm Beach County standards.
- Responsible for all development review and approvals for Building, Engineering, and Utilities.

### **MACK CONSULTING GROUP, INC.** Vice President/Director of Engineering

Lake Worth, Florida

- Qualifying Engineer for MCG
- Responsible for overseeing design, permitting, and construction observation for various projects.
- Responsible for management of business functions and decision making.

### **INTEGRITY DEVELOPMENT, LLC** President/Director of Land Acquisition and Project Development

West Palm Beach, Florida

- Qualifying agent for Integrity Development & Integrity Services Inc General Contractors
- Responsible for land acquisition and project financing.
- Responsible for investor and banking relationships.
- Responsible for overseeing design and permitting for various projects.
- Responsible for management of business functions and decision making.

### **CITY OF PEMBROKE PINES** Assistant Engineer

Pembroke Pines, Florida

- Project Manager/Engineer for capital improvements projects.
- Perform advanced technical work in plan review, design, estimating, bidding, inspection of engineering and public works projects. Which Include paving, drainage, water, and sewer.
- Design and prepare plans for public works and utility projects and manage outsourced design of capital improvement projects by engineers and architects.
- Review and analyze plans for conformance to City Code, the Florida Building Code, A.D.A., FDOT standards, and BCTED standards.
- Responsible for all DRC review and approval for engineering and utilities.
- National Pollutant Discharge Elimination System Coordinator.
- National Flood Insurance/ CRS Coordinator.



Andrew P. Mack, P.E., CBO, LEED AP  
Resume - Page2

### **Education**

#### **Florida International University**

Miami, Florida

- Masters of Science in Construction Management.

#### **Florida State University**

Tallahassee, Florida

- Bachelors of Science in Civil Engineering

### **Licenses/Certifications**

Professional Engineering License #58100 – February 1, 2002  
State of Florida General Contractor's License #CGC-059814 – December 15, 1997  
Advanced Work Zone Traffic Control certificate – July 24, 2009  
LEED AP (BD+C) – December 16, 2009  
International Green Construction Code Plans Examiner – July 21, 2011  
State of Florida Building Code Administrator License # BU1784 – January 11, 2013

### **Professional Organizations**

Florida Engineering Society  
American Society of Civil Engineers  
U.S. Green Building Council  
International Code Council  
Building Officials Association of Florida

### **Boards/Civic**

Member of Palm Beach County Building Code Advisory Board 2012 - Present  
Member of Florida Engineering Society Political Concerns Committee 2010 - Present  
Member of Gold Coast Builders Association Board 2005-2006  
ASCE Broward Branch Treasurer & Secretary 2001-2002  
Member of Design Review Board for City of Hollywood 1996-2001

**REFERENCES AVAILABLE UPON REQUEST**



**City of Boynton Beach**  
**Building Division /**  
**Engineering Division**

**ANDREW P. MACK**

Mr. Andrew P. Mack has ten plus years of experience in professional management of business functions and decision making as well as fifteen plus years of civil engineering experience in the public and private sector. He worked as Assistant City Engineer for the City of Pembroke Pines for 5 ½ years and was owner/partner of Integrity Development, LLC a real estate development firm prior to returning to work in the public sector with the City of Boynton Beach. Andrew has been the project manager for numerous commercial, residential, and public sector projects throughout South Florida. He has vast expertise in the design, permitting, plan review, estimating, value engineering, site development, project management, construction administration, vertical construction, and design build aspects of municipal and real estate development.

## REPRESENTATIVE EXPERIENCE

### Highway/Roadway Experience

**SW 145<sup>th</sup> Avenue** – Assisted in the design and permitting of the project. Also served as project manager and was responsible for management of the bidding, and construction administration phases of the project. The project included one half mile of new two lane roadway with utility extensions, infrastructure, and connection to existing Pines Boulevard.

**Pines Boulevard (SR 820) Median Redesign Palm Avenue to Douglas Road; FDOT J.P.A.** – Served as project manager and was responsible for management of the design, bidding, and construction administration phases of the project. The project was one mile long and consisted of median/roadway improvements which included curbing, roadway alignment modifications, landscaping, irrigation, lighting, paver bricks, resurfacing of existing six lane divided roadway, and pavement markings.

**Pines Boulevard (SR 820) Median Redesign Hiatus Road to Palm Avenue; FDOT J.P.A.** – Served as project manager and was responsible for management of the design, bidding, and construction administration phases of the project. The project was one mile long and consisted of median/roadway improvements which included curbing, roadway alignment modifications, landscaping, irrigation, lighting, paver bricks, resurfacing of existing six lane divided roadway, and pavement markings.

**Sheridan Street Landscape Improvements I-75 to Flamingo Road** – Served as design engineer and project manager and was responsible for the design, bidding, and construction administration phases of the project. The project was two miles long and consisted of median and roadway improvements which included curbing, asphalt repairs, pavement markings, landscaping, irrigation, and paver bricks.

**Flamingo Road (SR 823) Sidewalk Washington Street to SW 14<sup>th</sup> Street** – Served as project engineer/manager and was responsible for the design, permitting, bidding, and construction administration phases of the project. The project consisted of the installation of new concrete sidewalk on eastside of right-of-way from Washington Street to SW 14<sup>th</sup> Street.

**Taft Street Improvements NW 93<sup>rd</sup> Avenue to NW 89<sup>th</sup> Terrace** – Served as project manager and was responsible for the bidding and construction administration phases of the project. The project consisted of the realignment of roadway and median improvements which included roadway alignment modifications, curbing, drainage, milling, resurfacing, pavement markings, landscaping, irrigation, and paver bricks.

**Pines Boulevard (SR 820) & NW 108<sup>th</sup> Avenue Traffic Signalization** – Served as project manager and was responsible for management of the design, bidding, and construction phases of the project. The project included a new signalized intersection at Pines Boulevard and NW 108<sup>th</sup> Avenue and associated roadway modifications.

## PROFILE

### Education

Bachelor of Science in  
Civil Engineering  
Florida State University 1996

Master of Science in  
Construction Management  
Florida International University 2001

### Registrations/Certifications

State of Florida PE No. 58100  
State of Florida Certified General  
Contractor No. 59814  
State of Florida Building Code  
Administrator BU1784  
International Green Construction  
Code Plans Examiner #8121129  
LEED AP (BD+C) #10432091  
Advance Work Zone Traffic Control  
Certificate

### Professional Organizations

Florida Engineering Society  
American Society of Civil Engineers  
National Society of Professional  
Engineers  
U.S. Green Building Council  
Building Officials Association of  
Florida  
International Code Council

### Boards/Civic

Member of Palm Beach County  
Building Code Advisory Board 2012  
to Present  
Member of Florida Engineering  
Society Political Concerns  
Committee 2010 - Present  
Member of Gold Coast Builders  
Association Board 2005-2006  
Member of Design Review Board for  
City of Hollywood 1996-2001  
ASCE Broward Branch Treasurer &  
Secretary 2001-2002

Andrew P. Mack Experience Continued:

**Pines Boulevard (SR 820) & NW 186<sup>th</sup> Avenue Traffic Signalization** – Served as project manager and was responsible for management of the design, bidding, and construction administration phases of the project. The project included new signalized intersection at Pines Boulevard and NW 186<sup>th</sup> Avenue and associated roadway modifications.

**Pines Boulevard Intersection Study; Flamingo Road (SR 823)/Pines Boulevard (SR 820)** – Was responsible for overseeing the RFQ process and selection of Consultants and served as project manager. The study was conducted to determine the feasibility of grade separation and other alternative improvements at the intersection of Pines Boulevard (SR 820) & Flamingo Road (SR 823).

#### Water and Wastewater Experience

**City of Pembroke Pines Waste Water Treatment Plant Rehabilitation and Odor Control Project** – Served as project manager and was responsible for management of the construction phase of the project. The project consisted of rehabilitation of four existing treatment units, covering of four treatment units with new polymer skin tops, new biological and chemical air treatment units and replacement and installation of new control systems.

**City of Pembroke Pines Waste Water Infiltration and Intrusion Project** – Served as project manager and was responsible for management of the construction phase of the project. The project consisted of the repair and rehabilitation of various gravity sewer lines and lift stations utilizing the insit-u-form technology and various point repairs thought the City waste water system.

#### Parks and Recreation Experience

**Pines Recreation Expansion** – Served as project manager and was responsible for management of the construction phase of the project. The project consisted of the expansion of existing city park which included new recreation building, four new football/soccer fields, ball field lighting, four basketball courts, utility and infrastructure modifications, 250 parking spaces and existing roadway modifications.

**Flamingo Park Expansion** – Served as project manager and was responsible for management of the design, bidding, and construction administration phases of the project. The project consisted of the expansion of existing City Park which included four new baseball fields, ball field lighting, recreation building, utilities, 400 parking spaces, and four acre lake.

#### Commercial Experience

**Laser and Vision Center** – Served as project manager and was responsible for management of the design, permitting, bidding, and construction phases of the project. The project consisted of two acres of site improvements including parking, water, sewer, drainage, landscaping, irrigation, lighting and a 3,700 SF medical office building located at Pines Boulevard & Douglas Road, Broward County, Florida.

**1<sup>st</sup> Baptist Church of Royal Palm Beach** – Served as project manager and was responsible for management of the bidding, and construction phases of the project. The project consisted of seven acres of site improvements including parking, water, sewer, drainage, landscaping, irrigation, lighting and a 19,500 SF multipurpose building, worship center, and classrooms located at Okeechobee Boulevard & 441, Palm Beach County, Florida.

**Church of Pembroke Pines** – Served as project manager and was responsible for management of the design, permitting, bidding, and construction phases of the project. The project consisted of four and half acres of site improvements including parking, water, sewer, drainage, landscaping, irrigation, lighting and a 22,000 SF sanctuary and administrative/classroom building located at SW 14<sup>th</sup> Street & Flamingo Road, Broward County, Florida.

**Christway Baptist Church** – Served as project manager and was responsible for management of the design, permitting, bidding, and construction phases of the project. The project consisted of ten acres of site improvements including parking, water, sewer, drainage, landscaping, irrigation, lighting and a 14,000 SF multipurpose building located at Florida Turnpike Extension and Douglas Road, Broward County, Florida.

#### Residential Experience

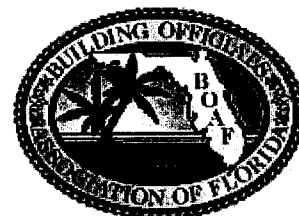
**Eagle Trace at River Bridge** – Served as director of land development and was directly responsible for the acquisition of land, design, permitting, investor relations, and securing an acquisition and development loan through Fidelity Federal Bank. The project consisted of eight acres of site improvements including clearing/grubbing, earthwork, roadway, drainage, water, sewer, landscaping, lighting, electric power, phone, cable, and forty (40) single family homes.

**The Reserve at Summit** – Served as director of land development and was directly responsible for the acquisition of land, design, permitting, investor relations, and securing an acquisition and development loan through Fidelity Federal Bank. The project consisted of sixteen acres of site improvements including clearing/grubbing, earthwork, roadway, drainage, water, sewer, landscaping, lighting, electric power, phone, cable, offsite (water, sewer, drainage, and roadway improvements), and seventy two (72) single family homes.

**Sunset Isles** – Served as director of land development and was directly responsible for the acquisition of land, design, permitting, investor relations, and securing an acquisition and development loan through Bank Atlantic. The project consisted of three acres of site improvements including clearing/grubbing, earthwork, roadway, drainage, water, sewer, landscaping, lighting, electric power, phone, cable and sixteen (16) single family attached units.



# BUILDING OFFICIALS ASSOCIATION OF PALM BEACH COUNTY



## Building Officials Association of Palm Beach County

### 2013 Officers & Directors

#### President

Steve Kennedy, CBO  
Hybyrd Inc.  
[kennedysteven@hotmail.com](mailto:kennedysteven@hotmail.com)

#### Vice President

Robert McDougal  
West Palm Beach  
[rmcdougal@wpb.org](mailto:rmcdougal@wpb.org)

#### Secretary

Paul Malanaphy, CBO  
Boca Raton  
[pmalanaphy@myboca.us](mailto:pmalanaphy@myboca.us)

#### Treasurer

Mike Fox  
Palm Beach County  
[mfox@pbcgov.org](mailto:mfox@pbcgov.org)

#### Directors

Debbie Nutter, CBO  
Palm Beach Gardens  
[dnutter@pbgfl.com](mailto:dnutter@pbgfl.com)

Robert Hill, CBO  
Royal Palm Beach  
[rhill@royalpalmbeach.com](mailto:rhill@royalpalmbeach.com)

#### Past President

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

#### State Director

Doug Wise, CBO  
West Palm Beach  
[dwise@wpb.org](mailto:dwise@wpb.org)

#### ICC Director at Large

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

PO Box 20241  
West Palm Beach  
Florida, 33416-0241  
[WWW.BOAPBC.ORG](http://WWW.BOAPBC.ORG)

January 2, 2013

Board of County Commissioners  
Palm Beach County  
C/O Richard Gathright, Interim Building Official  
2300 N. Jog Road  
West Palm Beach, FL 33414

**RE: Andrew Mack - Reappointment for BCAB District 7**

Dear Commissioners:

At the December 13, 2012 Building Officials Association of Palm Beach County (BOAPBC) Chapter meeting, the membership present voted unanimously to express our support of Mr. Andrew Mack, PE, CBO, Building Official of the City of Boynton Beach, for your consideration for reappointment to the District 7 Building Official Seat on the Building Code Advisory Board of Palm Beach County. We believe Mr. Mack's past and ongoing contribution to our profession and our association is exceptional testament to his ability to serve, and faithfully represent not only the citizens of Boynton Beach but our County as a whole.

As an Association, we remain grateful to the Commission for its continued support of safety in the built environment by encouraging and supporting the consistent and diligent enforcement of modern building codes throughout the County. The activities of the Building Code Advisory Board, and other county-wide safety standardization projects, such as the County-wide model Administrative Amendments, Local Mitigation Strategy (LMS), and County-wide Community Rating System (CRS) help to make our citizens and communities safer as a whole. In addition these activities allow property owners throughout the County to realize reduced insurance premiums for risk and flood hazard.

We sincerely thank you for your continued support of our joint efforts and ask you to support Mr. Mack's nomination. We believe Mr. Mack's past and ongoing record of service speaks for itself. We sincerely hope that you agree.

Sincerely,

Steven Kennedy, CBO  
2013 Chapter President

*Local Chapter of the:*  
**Building Officials  
Association of Florida**  
Since 1974



*Local Chapter of the:*  
**International Code Council**  
Since 2001

# BCAB MEETING ATTENDANCE

MEMBER	Feb-12	Mar-12	Apr-12	May-12	Jun-12	Jul-12	Aug-12	Sep-12	Oct-12	Nov-12	Dec-12	Jan-13	Feb-13
Byrne, Joseph		P		P		P		P		C		P	
Fichera, Michael		P		P		P		P		C		P	
Higgins, William Ray		P		P		P		P		C		P	
Jacobson, Maury		P		A		P		P		C		P	
Kozan, Gary		P		A		A		P		C		P	
Lewis, Howarth (Hap)		P		P		A		A		C		P	
Lowe, Bette		P		P		P		P		C		P	
Mack, Andrew		P		P		P		P		C		P	
Miller, Gregory		P		P		A		P		C		P	
Tobias, Steve												P	
Tomasik, Jacek		P		P		P		P		C		P	
Wise, Doug		P		P		P		A		C		P	
Worley, Scott		P		P		P		P		C		A	

(2) Members shall be required to attend all regular and special meetings of the board. The chair chairman of the board shall notify the Board of County Commissioners when a member accumulates three consecutive absences from the regular meetings or when a member fails to attend 50 percent of all meetings of the board during any 12-month period. On such notification, the member shall be removed by the Board of County Commissioners, and the Board of County Commissioners shall appoint a new member within 60 days to complete the unexpired term. The board shall hold meetings open to the

"P" member in attendance

"A" member absent

"C" scheduled meeting cancelled

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
BOARDS/COMMITTEES APPLICATION**

*The information provided on this form will be used by County Commissioners and/or the entire Board in considering your nomination. This form **MUST BE COMPLETED IN FULL**. Answer "none" or "not applicable" where appropriate. **Further, please attach a biography or résumé to this form.***

**Section I (Department):** (Please Print)

Board Name: Building Code Advisory Board Advisory ☒ Not Advisory ☐

☐ At Large Appointment or ☐ District Appointment / District #: \_\_\_\_\_

Term of Appointment: \_\_\_\_\_ Years. From: \_\_\_\_\_ To: \_\_\_\_\_

Seat Requirement: \_\_\_\_\_ Seat #: \_\_\_\_\_

☐ \*Reappointment or ☐ New Appointment

or ☒ to complete the term of Betty Lowe Due to: ☒ resignation ☐ other

Completion of term to expire on: January 10, 2014

**\*When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners: \_\_\_\_\_**

**Section II (Applicant):** (Please Print)

**APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT**

Name: Grimm Michael —  
Last First Middle

Occupation/Affiliation: Building Department Director / CBO, Greenacres  
Owner ☐ Employee ☒ Officer ☐

Business Name: City of Greenacres

Business Address: 5800 Melaleuca Ln

City & State: Greenacres FL Zip Code: 33463

Residence Address: 7777 Pine Tree Ln.

City & State: Lake Clarke Shores FL Zip Code: 33406

Home Phone: (561) 967 9867 Business Phone: (561) 642 2061 Ext.

Cell Phone: (561) 951 4125 Fax: (561) 642 2049

Email Address: DGrimm58@Comcast.net

Mailing Address Preference: ☐ Business ☒ Residence

Have you ever been convicted of a felony: Yes \_\_\_\_\_ No ☒ N/A  
If Yes, state the court, nature of offense, disposition of case and date: \_\_\_\_\_

Minority Identification Code: ☒ Male ☐ Female  
☐ Native-American ☐ Hispanic-American ☐ Asian-American ☐ African-American ☒ Caucasian

Section II Continued:

**CONTRACTUAL RELATIONSHIPS:** Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. **To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business.** This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

<u>Contract/Transaction No.</u>	<u>Department/Division</u>	<u>Description of Services</u>	<u>Term</u>
<u>Ex: (R#XX-XXXX/PO XXX)</u>	<u>Parks &amp; Recreation</u>	<u>General Maintenance</u>	<u>10/01/11-09/30/12</u>
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)

OR ☒ NONE

All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the Guide to the Sunshine Amendment prior to appointment/reappointment. Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Keep in mind this requirement is on-going.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

☒ By watching the training program on the Web, DVD or VHS  
☐ By attending a live presentation given on \_\_\_\_\_, 20\_\_\_\_

**AND**

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

\*Applicant's Signature: Michael Grimm Printed Name: Michael Grimm Date: 3-11-13

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website [www.palmbeachcountyethics.com](http://www.palmbeachcountyethics.com) or contact us via email at [ethics@palmbeachcountyethics.com](mailto:ethics@palmbeachcountyethics.com) or (561) 233-0724.

Return this FORM to:  
Vickie Day, Palm Beach County Planning, Zoning and Building  
Building Division 2300 North Jog Road, West Palm Beach, Florida 33411

**Section III (Commissioner, if applicable):**

Appointment to be made at BCC Meeting on: \_\_\_\_\_

Commissioner's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

7777 PINE TREE LN. • LAKE CLARKE SHORES, FL • 33406  
PHONE (561)967-9867 • E-MAIL DGRIMM58@COMCAST.NET

## MICHAEL GRIMM

### Professional Experience

2008 – Present	City of Greenacres	CBO/ Director of Building Department, Code Enforcement, Business Taxes and Flood Plain Manager
1998 – 2008	City of Greenacres	Plans Examiner
1996 – 1998	Village of Royal Palm Beach	Building Inspector
1979 – 1996	E. Grimm Inc.	Carpenter/Foreman

### Education

2000	PBCC	Associate in Arts
2004	FAU	Bachelor of Business Administration (Summa Cum Laude)

### Licenses and Certifications

<u>State of Florida</u> Building Inspector Plans Examiner Coastal Inspector 1 & 2 Family Dwelling Plans Examiner Building Code Administrator DEP Stormwater Management Inspector	<u>ICC</u> Certified Building Official Building Code Official Standard Coastal Construction Inspector Housing Code Official Building Inspector Building Plans Examiner Residential Combination Inspector Zoning Inspector
<u>Other</u> Federal Lead Based Paint Certified Renovator Florida Association of Code Officials Level One	

### Professional Memberships

Building Officials Association of Florida  
International Code Council  
Florida Association of Code Enforcement





**BUILDING OFFICIALS ASSOCIATION  
OF  
PALM BEACH COUNTY**  
[www.boapbc.org](http://www.boapbc.org)



**Building  
Officials  
Association of  
Palm Beach County**

2013 Officers & Directors

**President**  
Steve Kennedy, CBO  
Hybyrd Inc.  
[kennedysteven@hotmail.com](mailto:kennedysteven@hotmail.com)

**Vice-President**  
Robert McDougal  
West Palm Beach  
[rmcdougal@wpb.org](mailto:rmcdougal@wpb.org)

**Secretary**  
Paul Malanaphy, CBO  
Boca Raton  
[pmalanaphy@myboca.us](mailto:pmalanaphy@myboca.us)

**Treasurer**  
Michael Fox  
Palm Beach County  
[mfox@pbcgov.org](mailto:mfox@pbcgov.org)

**Directors:**  
Debbie Nutter, CBO  
Palm Beach Gardens  
[dnutter@pbgfl.com](mailto:dnutter@pbgfl.com)

Robert Hill, CBO  
Royal Palm Beach  
[rhill@royalpalmbeach.com](mailto:rhill@royalpalmbeach.com)

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

**State Director:**  
Doug Wise, CBO  
Palm Beach County  
[dwise@pbcgov.org](mailto:dwise@pbcgov.org)

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

PO Box 20241  
West Palm Beach  
Florida, 33416-0241  
[WWW.BOAPBC.ORG](http://WWW.BOAPBC.ORG)

March 1, 2013

Board of County Commissioners  
Palm Beach County  
2300 N. Jog Road  
West Palm Beach, Florida 33414

RE: Mike Grimm - BCAB Nominee for District 3

Dear Commissioners:

I am pleased to report to you that during the February 28<sup>th</sup> meeting of the Building Officials Association of Palm Beach County, the membership present voted unanimously to nominate Mike Grimm, CBO, Building Official of the City of Greenacres, for your consideration to serve as the District 3 Representative on the Building Code Advisory Board of Palm Beach County. The Officers and Directors of the Association have carefully reviewed Mr. Grimm's record of service and believe his contribution to our profession and association makes him an asset not only to the citizens of the City of Greenacres, but our County as a whole.

As an Association, we remain grateful to the Commission for its continued support of safety in the built environment by encouraging and supporting the consistent and diligent enforcement of modern building codes throughout the County. The activities of the Building Code Advisory Board and other county-wide safety standardization projects help to make our citizens and communities safer as a whole. In addition these activities allow property owners throughout the County to realize reduced insurance premiums for risk and flood hazard.

We sincerely thank you for your continued support of our joint efforts and ask you to support Mr. Grimm's nomination. We believe Mr. Grimm's past and ongoing record of service speaks for itself. We sincerely hope that you agree.

Sincerely,

  
Steven Kennedy, CBO  
2013 Chapter President



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)~~ (7) "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.  
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