



## **POLICY 7.21**

**4-B** I recommend that the Board adopt the proposed revised Policy 7.21, entitled "Building Code."

[Contact: Thomas Hogarth, PX 27597.]

### **Adoption**

### **CONSENT ITEM**

- The Board approved development of this revised Policy at the development reading on March 25, 2009.
- The revised policy updates the references and codification of Florida Statutes and of the Florida Administrative Code provisions.

**POLICY 7.21**

**BUILDING CODE**

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- 3 1. All new construction including relocatables, additions, remodeling of existing  
4 facilities or renovation of existing facilities shall conform to and comply with the  
5 Florida Building Code (FBC) including but not limited to Chapter 423, and the  
6 Florida Fire Prevention Code (FFPC) pursuant to Fla. Stat. § 1013.37 and shall be  
7 consistent with applicable provisions of the State Requirements for Educational  
8 Facilities (SREF), ~~Vol. 1.~~
- 9 2. All comprehensive safety inspections, maintenance and repair, and operation of  
10 facilities and equipment for existing facilities shall conform to and comply with Fla.  
11 Stat. Chapter 1013, the FBC and FFPC, and SREF ~~Vol. 1 § 4.4 as approved by the~~  
12 Florida State Board of Education ~~updated by the Department of Education for~~  
13 ~~consistency with the K-20 Education Code.~~
- 14 3. By the authority of Fla. Stat. § 553.80(6), 1013.371, 1013.38 and as stated in  
15 553.71(5), the "local school board . . . [has] jurisdiction to make inspections of  
16 buildings and to enforce the codes which establish standards for design,  
17 construction, erection, alteration, repair, modification, or demolition of public or  
18 private buildings, structures, or facilities" of the School District. Pursuant to such  
19 authority and Fla. Stat. § 553.73(4)(a), the Board shall amend its administration of  
20 the FBC to include the following provisions:
  - 21 a. By amendment to FBC § ~~403.1~~ 104.1, the Director of the Building  
22 Department/qualified designee(s) ("building official") is hereby authorized and  
23 directed to enforce the provisions of this code. The building official shall have  
24 the authority to render interpretations of this code, which are consistent with its  
25 intent and purpose. Such interpretations shall not have the effect of waiving  
26 requirements specifically provided for in this code.
  - 27 b. By amendment to FBC § ~~403.3~~ 104.3, upon notice from the building official,  
28 work on any building, structure, electrical, gas, mechanical or plumbing system  
29 that is being done contrary to the provisions of this code or in a dangerous or  
30 unsafe manner, shall immediately cease. Such notice shall be in writing and  
31 shall be given to the owner of the property (the Board), or to its agent (the  
32 Superintendent/qualified designee), or to the person doing the work (e.g.,  
33 contractors), and shall state the conditions under which work may be resumed.  
34 Where an emergency exists, the building official shall not be required to give a  
35 written notice prior to stopping the work.
- 36 4. As required by Fla. Stat. § 553.73(4)(a), the local amendments to the FBC  
37 administrative provisions as set forth in paragraphs (3)(a), (b) shall be transmitted  
38 to the Florida Building Commission within the Florida Department of Community

39           Affairs within 30 days of the effective date of this Policy revision in ~~2003~~ 2009 and  
40           shall be available to the general public.

41   STATUTORY AUTHORITY: Fla. Stat. §§ 553.73(4)(a); 1001.41(2);1001.42(22);  
42   1001.43(4)

43   LAWS IMPLEMENTED: Fla. Stat. §§ Art. XII § 9(a), Art. XII § 9(d), Fla. Constitution;  
44   Fla. Stat. §§ 553.71(5); 553.73(4)(a); 553.80(6); 1001.42(9); 1001.43(4); 1013.12;  
45   1013.37; 1013.371; 1013.372; 1013.38; 1013.39; 1013.46; 1013.47

46   RULES SUPPLEMENTED: SBER 6-2.0001; 6A-2.0111

47   HISTORY: 5/21/2001; 4/28/03; \_\_/\_\_\_2009

