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Florida Building Codes

USER: Robert Jones, Law Offices of Bobby Jones, P.A., Petitioner

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OFFICE OF THE SECRETARY

* Required fields

Form #: 9N-2.007(1)

Petition #

153

Date/Timestamp of Building Official Receipt*

: AM ▼

Do you have a Local Board of Appeals Yes

If Yes, have they rendered a decision on this issue Yes

Date	Attached File
01/10/2018	Pet_ID_153_FNLOrder_Letter_12-19-17_PCCLB_Appeal.pdf
01/10/2018	Pet_ID_153_FNLOrder_Ruling_by_PCCLB_-_denied_-_no_jurisdiction.pdf

County Pinellas
Jurisdiction City of Seminole

Building Official Jim Ford
Address/Phone/Email 9199 113th Street North
Seminole, FL 33772
(727) 392-1966 Ext. 128
jford@myseminole.com

Petitioner Name Hendrick Roofing, Inc.
Address/Phone/Email 6570 30th Ave. N
St. Petersburg, FL 33710
(727) 571-1333
distribution@bobbyjoneslaw.com

Petitioner Representative's Name Robert S. Jones, II, Esq.
Address/Phone/Email The Law Offices of Bobby Jones, P.A.
6570 30th Ave. N
St. Petersburg, FL 33710
(727) 571-1333
distribution@bobbyjoneslaw.com

Building Code Version 2014
Sub Code Building
Chapter & Topic Chapter 1 - Scope and Administration
Section 104.9

If permitted, date of permit application 04/13/2017

Enter explanation of how the Petitioner's substantial interests are being affected by the local interpretation of the Florida Building Code

The local interpretation of the Florida Building Code effectively forecloses any possibility of Petitioner receiving final permit approval on the roof Petitioner installed at the Streeter Residence. The Building Official has refused to allow the Petitioner to follow through on the Official's own instructions for obtaining product approval. Without this approval the permit and thus the project cannot be finalized and closed out, which is being used as an excuse for nonpayment by the Owners.

Enter statement of the interpretation given to provisions of the Florida Building Code by the local building official and the manner in which the interpretation was rendered
(If information is entered, it must be exactly as it appears in the hardcopy)

See previously attached denial by Jim Ford, Building Official, City of Seminole.

Enter statement of the interpretation that the petitioner contends should be given to the provisions of the Florida Building Code and a statement supporting the petitioner's interpretation

Section 104.9, FBC should be interpreted at the very least to mean that when, as here, a building official has approved the material based on required documents submitted by Petitioner but has denied local product approval based upon failure to submit an affidavit from the Engineer of Record stating that the approved materials have been installed pursuant to such approval, that Petitioner (and the Engineer of Record) has a right to conduct such an inspection prior to a denial by the building official and in accordance with the official's own instructions. Further, when the building official or his inspector has already inspected the installed material and such installation passed final inspection, the same material should receive final permit approval when the only amendment to the permit application after initially being passed was the name of the material manufacturer. The installation method for the metal roofing panels is identical, save for the name of the manufacturer. If the installation was adequate before a minor amendment regarding the manufacturer was made, it stands to reason the inspection results should remain the same after and the permit should be immediately reinstated and finalized without any further inspections being required.

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