



MIAMI-DADE COUNTY, FLORIDA  
HERBERT S. SAFFIR PERMITTING AND INSPECTION CENTER

Miami-Dade County Building and Neighborhood Compliance

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January 26, 2011

Florida Building Commission  
Department of Community Affairs  
Building Codes and Standards  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

Attn: Ms. Paula Ford

Re: Petition for a Declaratory Statement

DLA11-DEC-030  
FILING AND ACKNOWLEDGEMENT  
FILED, on this date, with the designated  
Clerk, receipt of which is hereby  
acknowledged.  
*Paula P. Ford* 1/13/11  
Paula P. Ford Date  
Commission Clerk

Dear Ms. Ford,

As the largest building department in Miami-Dade County encompassing the County's unincorporated areas, parking lot maintenance, repair and alteration are an expanding source of permit applications. As older pre-1997 parking lots are renovated, the Building and Neighborhood Compliance Department plan review staff must review and determine if the permit application will trigger the requirement to install compliant accessible parking, ramps, etc.

Please accept for consideration this petition for a Declaratory Statement regarding the applicability of Section 11-4.1.6 of the 2007 edition of the Florida Building Code, Building to work contemplated at a shopping center parking lot.

**Issue:**

The project in question is an existing public accommodation building permitted and constructed prior to October 1, 1997, with a parking lot which was constructed without accessible parking spaces. The proposed application is to maintain the parking lot by repainting the parking lot lines in the location where they currently exist.

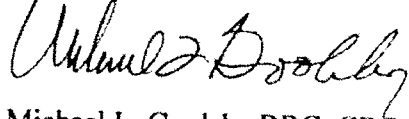
**Question #1:**

Is the repainting over existing parking space lines without altering their location considered an alteration, as defined in the Florida Building Code section 11-3, which would affect the usability of the lot and trigger the installation of accessible parking spaces in the above described parking lot?

**Question #2**

Is the resurfacing, sealcoating or slurry-sealing of an existing parking lot considered an alteration which would affect the usability of the lot and trigger the installation of accessible parking spaces the above described parking lot?

Sincerely,

A handwritten signature in black ink, appearing to read "Michael L. Goolsby". The signature is fluid and cursive, with the first name being the most prominent.

Michael L. Goolsby RRC, CBO, Director, Board and Code Administration Division  
Miami-Dade County Building and Neighborhood Compliance Department