

**initial  
engineers**

<b>FILED</b>	
Department of Business and Professional Regulation	
Deputy Agency Clerk	
CLERK	Brandon Nichols
Date	8/23/2012
File #	

Contract 063700

August 23, 2012 Revised 1:30 p.m. 23AUG12

Mr. Mo Madani  
Florida Building Commission  
c/o Department of Business and Professional Regulation  
1940 North Monroe Street  
Tallahassee, FL 32399

Re: Florida Building Code - Plumbing 2010

**DS 2012-068**

Dear Mr. Madani:

This is to request a Declaratory Statement from the Florida Building Commission.

We have an upcoming project that will be a ground-up high rise office building.

We do not intend to provide hot water to lavatories as part of the plumbing design. Under FBC - Plumbing 2010, 607.1, Exception, hot water may be left out of non-residential occupancy hand washing facilities, unless there is a legal requirement for it.

FBC - Plumbing 416.5 requires tempered water at all public lavatories. The definition of "public" includes just about any non-residential occupancy. This being the case, the more restrictive of the two will apply, and that is 416.5. The letter of the verbiage of 416.5 thus essentially nullifies the Florida-specific verbiage of 607.1, Exception.

If the letter of 416.5 applies, then 607.1, Exception, would apply nowhere. Logic has it that this is not the intent.

It appears that when writing the Florida-specific verbiage, the authors were not aware of the duplicate requirement stated in FBC - Plumbing 416.5.

I expect that the intent of 607.1, Exception, is to apply to 416.5 as an exception also. By way of a declaratory statement, please affirm that this is indeed the intent. *In other words, is it the intent of 607.1, Exception, to also apply to 416.5 as an exception?*

Thank you.

Very truly yours,  
INITIAL ENGINEERS, P.A.



ALFONSO FERNANDEZ-FRAGA, P.E.  
President

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