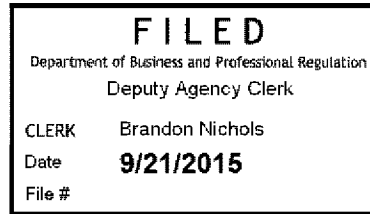


PETITION FOR DECLARATORY STATEMENT
BEFORE THE FLORIDA BUILDING COMMISSION



Jurisdiction (Company): Marion County Florida, Department of Building Safety

Address: 2710 E Silver Springs Blvd.

Ocala, FL. 34471

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DS 2015-113

**Statutes, Agency Rules, Agency Orders, and or Code Sections on which
Declaratory Statement is sought:**

5th Edition Florida Building Code

Chapters 1

Article 101.1, 101.2 exception, 420, 508.4, 903.3.1.2, 903.3.1.3, 903.3.2, 903.8

Background:

The plans being submitted for review consists of a stand-alone non-separated mixed use building. The building consists of a "U" utility use (barn) and an "R" use (habitable living area built inside).

The plans reference the 2014 Florida Building Code 5th Edition Building.

The original footprint of the "U" use building is 70' x 24' and the (habitable living area consists of 24' x 24') which includes all means of habitable use and consists of full or part time occupancy.

The type of construction is type VB.

Specifically, there are several definitions and work scopes that apply to the above background and these are detailed as outlined below:

2014 Florida building Code 5th Edition:

Chapter 1

101.1 Title. These regulations shall be known as the Florida Building Code, hereinafter referred to as this code.

101.2 Scope. The provisions of this code shall apply to the construction, alteration, relocation, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures.

Exceptions: 1. detached one- and two- family dwellings and multiple single family dwellings (town houses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with the Florida Building Code residential.

Accessory Structure. A structure not greater than 3,000 square feet (279m²) in floor area, and not over two stories in height, the use of which is customarily accessory to and incidental to that of the dwelling(s) and which is located on the same lot.

SECTION 420 GROUPS I-1, R-1, R-2, R-3

420.1 General. Occupancies in Groups I-1, R-1, R-2 and R-3 shall comply with the provisions of Sections 420.1 through 420.5 and other applicable provisions of this code.

420.2 Separation walls. Walls separating dwelling units in the same building, walls separating sleeping units in the same building and walls separating dwelling or sleeping units from other occupancies contiguous to them in the same building shall be constructed as fire partition accordance with Section 708.

420.3 Horizontal separation. Floor assemblies separating dwelling units in the same buildings, floor assemblies separating sleeping units in the same building and floor assemblies separating dwelling or sleeping units from other occupancies contiguous to them in the same building shall be constructed as horizontal assemblies in accordance with Section 711.

[F] 420.4 Automatic sprinkler system. Group R occupancies shall be equipped throughout with an automatic sprinkler system in accordance with Section 903.2.8. Group I-1 occupancies shall be equipped throughout with an automatic sprinkler system in accordance with Section 903.2.6. Quick response or residential automatic sprinklers shall be installed in accordance with Section 903.3.2.

[F] 420.5 Smoke detection and fire alarm systems.

Fire alarm systems and smoke alarms shall be provided in Group I-1, R-1 and R-2 occupancies in accordance with Sections 907.2.6, 907.2.8 and 907.2.9, respectively. Single-or multiple-station smoke alarms shall be in accordance with Section 907.2.11.

508.4 Table for Required separations for Occupancies

903.2.8 Group R An automatic sprinkler system installed in accordance with section 903.3 shall be provided throughout ALL buildings with a group R fire area.

[F] 903.3.1.2 NFPA 13R sprinkler systems. Automatic sprinkler systems in group R occupancies up to an including four stories in height shall be permitted to be installed throughout in accordance with NFPA 13R.

[F] 903.3.1.3 NFPA 13D sprinkler systems. Automatic sprinkler systems installed in one-and two-family dwellings, Group R-3 and R-4 congregate residences and townhouses shall be permitted to be installed throughout in accordance with NFPA 13D

[F] 903.3.2 Quick –response and residential sprinklers. Where automatic sprinkler systems are required by this code, quick response or residential automatic sprinklers shall be installed in the following areas in accordance with Section 903.3.1 and their listings:

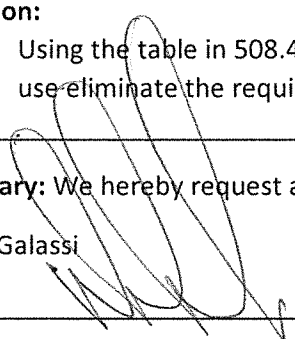
3. Dwelling units and sleeping units in Group I-1 and R occupancies.

Question:

- 1) Using the table in 508.4, does installing a 2 hour separation between the “U” use and the “R” use eliminate the requirement of sprinkling for the Residential use per FBC 903.2.8?

Summary: We hereby request a formal interpretation of this code reference.

David Galassi



9/18/15

Chief Building Official, Marion County Building Safety Dept.