

CODE ADMINISTRATION TECHNICAL ADVISORY COMMITTEE

TELECONFERENCE MEETING FROM TALLAHASSEE

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JUNE 16, 2022

10:00 A.M.

Minutes

CODE ADMINISTRATION TAC PRESENT:

David Gilson, Chairman
Michael Bourré
Bob Boyer

Don Brown
John Morell for Michael Guerasio
John O'Connor

CODE ADMINISTRATION TAC NOT PRESENT

Shane Gerwig

Grey Marker

STAFF PRESENT:

Mo Madani
Justin Vogel
Marlita Peters
Jeff Blair

Thomas Campbell
Jim Hammers
Sabrina Evans
Melissa Campos

MEETING FACILITATION:

The meeting was facilitated by Jeff Blair from Facilitated Solutions, LLC. Consultation, Process Design & Facilitation. Information at: facilitatedsolutions.org

Time: 10:00 a.m.

Mr. Blair welcomed everyone to the meeting of the Code Administration TAC.

Roll Call:

Mr. Blair performed roll call for the Code Administration TAC. A quorum was determined with 6 members present at roll call.

Agenda Approval:

Mr. O'Connor entered a motion to approve the agenda for today's meeting as posted. Commissioner Bourré seconded the motion. The motion passed unanimously with a vote of 6 to 0.

Mr. O'Connor entered a motion for reconsideration of the agenda for today's meeting. Commissioner Bourré seconded the motion. The motion passed unanimously with a vote of 6 to 0.

Mr. O'Connor entered a motion to approve the revised agenda for today's meeting as posted. Commissioner Bourré seconded the motion. The motion passed unanimously with a vote of 6 to 0.

Approval of the minutes from May 27, 2022:

Mr. O'Connor entered a motion to approve the minutes from May 27, 2022 as posted. Commissioner Bourré seconded the motion. The motion passed unanimously with a vote of 6 to 0.

Accept public input and provide recommendations on the proposed code changes for the update to the 8th Edition (2023) Florida Building Code, as applicable:

Mr. Blair provided the process to make recommendations on the proposed code modifications.

Motion:

Mr. O'Connor made the following motion: that for all motions to approve a proposed Code amendment, the Technical Advisory Committee's recommendation shall be based on the following findings, pursuant to the requirements of sections 553.73(9)(a) and (9)(b), F.S.: A. The amendment is needed in order to accommodate the specific needs of this state; B. The amendment has a reasonable and substantial connection to the health, safety, and welfare of the general public; C. The amendment strengthens or improves the Florida Building Code, or in the case of innovation or new technology, will provide equivalent or better products or methods or systems of construction; D. The amendment does not discriminate against materials, products, methods, or systems of construction of demonstrated capabilities; E. The amendment does not degrade the effectiveness of the Florida Building Code; F. The amendment has the following fiscal impact relative to the costs and benefits of the proposed amendment: 1. The fiscal impact relative to enforcement imposed upon local government is as indicated by the proponent. 2. The fiscal impact of compliance imposed upon building and property owners is as indicated by the

proponent. 3. The fiscal impact relative to compliance imposed upon industry is as indicated by the proponent. 4. The amendment demonstrates by evidence or data that the state's geographical jurisdiction exhibits a need to strengthen the code beyond the needs or regional variations addressed by the code and why the proposed amendment applies to this state; G. The amendment's benefits noted with regard to fiscal impact and efficacy outweigh the costs imposed; and H. The amendment does not diminish requirements related to wind resistance or prevention of water intrusion contained in the Code or its referenced standards and criteria. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

Mr. Madani reviewed the materials for reviewing the proposed code modifications.

CA9986

Proponent:

Vince Seijas provided a summary of modification CA9986.

Opposition:

Joe Belcher, FHBA, spoke in opposition to modification CA9986.

Glenn Dodson, BOAF spoke in opposition to modification CA9986.

Rebuttal:

Vince Seijas provided a rebuttal statement in support of the modification.

Staff:

Mr. Madani provided a statement regarding modification CA9986.

Motion:

Commissioner Gilson moved to recommend denial for CA9986 based on the current language needing to be clarified. Commissioner Brown seconded the motion. The motion passed unanimously with a vote of 6-0.

CA9987

Proponent:

Vince Seijas stands on his previous statement.

Motion:

Mr. Boyer moved to recommend denial for CA9987 based on previous action. Commissioner Gilson seconded the motion. The motion passed unanimously with a vote of 6-0.

CA10035

TAC:

Commissioner Gilson provided a summary of modification CA10035.

Proponent:

Eric Stafford, IBHS provided a summary of modification CA10035.

Favor:

Joe Belcher, FHBA and FICAP, spoke in support of modification CA10035.

Jaime Gascon, Miami Dade County, spoke in support of modification CA10035.

Staff:

Mr. Madani provided a statement.

Motion:

Mr. O'Connor moved to recommend approval CA10035 as submitted. Commissioner Gilson seconded the motion. The motion passed unanimously with a vote of 6-0.

CA10265

TAC:

Mr. Morell provided a summary of modification CA10265.

Favor:

Mr. Seijas spoke in support of modification CA10265.

Jaime Gascon, Miami Dade County, spoke in support of modification CA10265.

Opposition:

Joe Belcher, FHBA, spoke in opposition to modification CA10265.

Rebuttal:

Rebecca Quinn, FDEM provided a rebuttal statement in support of the modification.

Joe Belcher, FHBA provided a rebuttal statement in opposition of the modification.

Motion:

Mr. O'Connor moved to recommend approval for CA10265 as submitted. Mr. Morell seconded the motion. The motion passed unanimously with a vote of 6-0.

C10334

Staff:

Mr. Madani provided a summary of modification CA10334.

Favor:

Sam Francis, America Wood Council and Greg Johnson, spoke in support of modification CA10334.

Opposition:

Joe Belcher spoke in opposition of modification CA10334.

Eric Stafford, IBHS, spoke in opposition of modification CA10334.

Milad Shabanian, IBHS, spoke in opposition of modification CA10334.

Rebuttal:

Sam Francis, America Wood Council, provided a rebuttal statement in support of the modification.

Joe Belcher provided a rebuttal statement in opposition of the modification.

Motion:

Commissioner Gilson moved to recommend denial for CA10334 based on the language. Mr. O'Connor seconded the motion. The motion passed unanimously with a vote of 6-0.

C10348

TAC:

Commissioner Brown provided a summary of modification CA10348.

Proponent:

Conn Cole, FDEM and SFMO provided a summary of modification CA10348.

Favor:

Joe Belcher, FHBA, spoke in support of modification CA10348.

Vince Seijas, City of Doral Building Official, spoke in support of modification CA10348.

Jaime Gascon, Miami Dade County, spoke in support of modification CA10348.

Chairman Jim Schock, spoke in support of modification CA10348.

Opposition:

Glenn Dodson, BOAF, spoke in opposition of modification CA10348.

Staff:

Mr. Madani provided a statement regarding modification CA10348.

Mr. Campbell provided a statement regarding modification CA10348.

Public Comment:

Vince Seijas, City of Doral Building Official, provided a comment regarding modification CA10348.

Motion:

Commissioner Gilson moved to recommend approval for CA10348 as submitted. Motion died for a lack of second.

Commissioner Gilson provided a statement regarding why he recommended approval of modification CA10348.

Commissioner Brown moved to recommend denial for CA10348 based on it needing additional work and due to apparent conflicts with state law.

Mr. Boyer seconded the motion. The motion passed with a vote of 5-1. (Commissioner Gilson opposed).

Additional Comment:

Mr. Madani provided a statement regarding the code change process.

Mr. Belcher provided a question to the staff.

Mr. Campbell provided an answer to Mr. Belcher's question.

Mr. Belcher stated he is willing to help Mr. Cole and Ms. Quinn on modification CA10348

C10408

Mr. O'Connor provided a summary of modification CA10408 and asked for more clarity.

Proponent:

Richard Walkie stated he was there to answer any questions about the proposed modification.

Opposition:

Joe Belcher, FHBA, spoke in opposition of modification CA10408.

Glenn Dodson, BOAF, spoke in opposition of modification CA10408.

Jaime Gascon, Miami Dade County, spoke in support of modification CA10408.

Staff:

Mr. Madani provided a statement regarding Mr. Belcher's statement.

Motion:

Mr. O'Connor entered a motion to deny modification CA10408 based on it not being needed. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

Local Technical and Administrative Amendments:

Mr. Vogel briefly provided a legal overview of the process used by the Commission to review local technical and administrative amendments.

Mr. Madani provided a comment regarding the local technical and administrative amendments.

Mr. Vogel provided an additional statement regarding the Commission's review of local technical and administrative amendments.

1) City Of Winter Park: Ordinance 3194-21

Motion:

Commissioner Brown moved to recommend against incorporating City of Winter Park's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

2) City of Boynton Beach: Permit 21-0001

Motion:

Commissioner Brown moved to recommend against incorporating City of Boynton Beach's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

3) City of Oviedo: Ordinance 1698

Motion:

Commissioner Brown moved to recommend against incorporating City of Oviedo's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

4) City of Marco Island: Ordinance 20-07

Motion:

Commissioner Brown moved to recommend against incorporating City of Marco Island's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

5) County of Broward: Chapter 1

Motion:

Commissioner Brown moved to recommend against incorporating County of Broward's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

6) City of St. Augustine Beach: Ordinance 20-16

Motion:

Commissioner Brown moved to recommend against incorporating City of St. Augustine Beach's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

7) City of St. Augustine Beach: Chapter 1 Scope and Administration

Motion:

Commissioner Brown moved to recommend against incorporating City of St. Augustine Beach's local technical amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

8) County of Broward: Chapter 1-Administration, Section 101.2.2

Motion:

Commissioner Brown moved to recommend against incorporating County of Broward's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

9) County of Broward: Chapter 1-Administration, Section 111.3.13 Virtual Inspections

Motion:

Commissioner Brown moved to recommend against incorporating County of Broward's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

10) Town of Ponce Inlet: Ordinance 2021-02

Motion:

Commissioner Brown moved to recommend against incorporating Town of Ponce Inlet's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

11) County of Seminole: Ordinance 2021-18

Motion:

Commissioner Brown moved to recommend against incorporating County of Seminole's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

12) County of Escambia: Chapter 1 Scope and Administration

Motion:

Commissioner Brown moved to recommend against incorporating County of Escambia's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

13) County of Palm Beach: Chapter 1 Scope and Administration

Motion:

Commissioner Brown moved to recommend against incorporating County of Palm Beach's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

14) City of Palm Bay Chapter 1 Scope and Administration

Motion:

Commissioner Brown moved to recommend against incorporating City of Palm Bay's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

15) County of Broward: Chapter 1-Administration 104.1.3

Motion:

Commissioner Brown moved to recommend against incorporating County of Broward's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

16) County of Broward: Chapter 1-Administration 104.16.3

Motion:

Commissioner Brown moved to recommend against incorporating County of Broward's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

17) County of Broward: Chapter 1-Administration 109.3

Motion:

Commissioner Brown moved to recommend against incorporating County of Broward's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

18) County of Broward: Chapter 1-Administration 113

Motion:

Commissioner Brown moved to recommend against incorporating County of Broward's local administrative amendment into the Florida Building Code. Mr. Boyer seconded the motion. The motion passed unanimously with a vote of 6-0.

To review and provide a recommendation to the Commission regarding proposed code changes to the 7th Edition (2020) Florida Building Code-Building as proposed by staff pursuant to Section 553.73(8) Florida statues necessary for consistency with SB-4D:

Mr. Madani briefly provided details regarding the Florida statues necessary for consistency with SB-4D.

Mr. Campbell provided a statement regarding staff's proposed language and consistency with SB-4D.

Motion:

Commissioner Brown moved to adopt the approved code language pursuant to Section 553.73(8), F.S., to update the Florida Building Code, 7th Edition (2020), to include the requirements of SB 4-D to include condominium inspection requirements as proposed by DBPR staff. Mr. O'Connor seconded the motion. The motion passed unanimously with a vote of 6-0.

Other TAC Business:

None

Public Comment:

None

Member and Staff Comment:

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None

Adjourn:

There being no further business before the Committee, Chairman Gilson adjourned the meeting at 11:23 a.m.