

**Report of the Admin/Code Enforcement TAC
December 8, 2002**

- (1) The Sub-Committees (Rehab Commercial Sub-Committee and Rehab Residential Sub-Committee) heard presentations on test studies regarding the draft Florida Existing Building Code, and reviewed comments received on the draft. Based on the test studies and the comments received, the Committees further revised the draft and voted to forward the draft to the Commission for consideration.

Action: Committee voted to forward the draft Florida Existing Building Code for consideration by the Commission.

- (2) The TAC discussed and provided recommendation with regard to DCA02-DEC-342, and DCA02-DEC-355:

DCA02-DEC-342:

Question #. 1: Can building officials, under Section 104.1.4 waive the permit requirements of Section 104.1.1 at their discretion with regard to replacement of a condensing unit?

Answer: Yes, as long as the waived items are ordinary minor repairs. The Code defers determination of ordinary minor repairs to the discretion of the building official. The building official may consider the International Building Code definition for "Minor repairs" in his or her means of determination of ordinary minor repairs.

Note: Section 104, Exceptions 1.5, allows replacement of any part of a mechanical system which does not alter its approval or make it unsafe.

Question #. 2: What are the limitations with regard to replacement of a condensing unit, if any?

Answer: See answer to Question #1.

DCA02-DEC-355:

Question #1: Does Section 104.5.2 of the Florida Building Code give the local building official authority to require a lightweight Insulating Concrete applicator to obtain special inspection and / or hire an architect or engineer to perform those special inspections?

Answer: Yes. If in the opinion of the building official that installation conditions of the LWIC are hazardous or complex.

Question #2: Does Section 104.1.1 of the Florida Building Code give the local building official authority to require a Lightweight Insulation Concrete applicator to obtain a special permit in order to apply the LWIC?

Answer: Section 104.1.1 requires in general that permit be obtained for all works that are required to meet the technical code. This section is not specific with regard to the scope of the required permit (general versus specific / special permit). However, requiring a special permit is a building department business function and within the administrative authority of the building official.

- (3) The TAC requests that the Commission obtains legislative authority to authorize the Commission to expand the scope of facility permit to occupancies other than factory and public schools.