



AN ORDINANCE DEFINING, CLARIFYING AND REGULATING CONTRACTORS AND THE BUSINESS OF CONTRACTING; TRADES EXAMINING BOARD DESIGNATING ITS MEMBERS AND PRESCRIBING ITS POWERS, DUTIES AND RESPONSIBILITIES: PRESCRIBING QUALIFICATIONS, AND PROVIDING FOR THE REGISTRATION, EXAMINATION AND CERTIFICATION OF CONTRACTORS, THE RENEWAL THEREOF AND MAKING CERTAIN EXCEPTIONS AND EXEMPTIONS: PROVIDING FOR PAYMENT AND COLLECTION OF FEES IN CONNECTION THEREOF: MAKING CERTAIN ACTS UNLAWFUL AND PROVIDING AN EFFECTIVE DATE OF THIS ORDINANCE.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA:

SECTION I. Definitions

A. The term "Electrical Construction" as used in this Ordinance shall be held to include and govern all work and materials used in installing and maintaining, and extending a system of electrical wiring for light, heat, power or advertising and all appurtenances thereto and all apparatus of equipment used in connection therewith, inside or attached to any building or structure, lot, or premises.

B. The term "Contractor" as used in this ordinance shall be held to mean any person, who, for compensation, undertakes to, or submits a bid to, or does himself or by others, construct, repair, alter, remodel, add to, subtract from, improve any building or structure, including related improvements to real estate for others, or for resale to others, however, a "contractor" shall subcontract the electrical, mechanical, plumbing, roofing, sheet metal, and air conditioning work for which an examination for certificate of competency or a certificate is required, unless such contractor holds a certificate of competency or certificate of the respective trade category, as required by this ordinance.

C. The term "Master Electrician" as used in this ordinance shall be held to mean a person who possess the necessary qualifications, training and technical knowledge to plan, lay out and supervise the installation of electrical wiring, apparatus or equipment for light, heat, power or advertising as covered by the terms and provisions of this ordinance.

D. The term "Journeyman Electrician" as used in this ordinance shall be held to mean a person who possess the necessary qualifications, training and technical knowledge to install electrical wiring, apparatus or equipment for light, heat, power of advertising, as covered by the terms and provisions of this ordinance, under the supervision of a licensed Master Electrician.

E. The term "Master Plumber" as used in this ordinance shall be held to mean a person who possess the necessary qualifications, training and technical knowledge to plan, layout, and supervise the installation of plumbing, plumbing equipment and incidental apparatus related to the conveyance of water, waste water, gasses and liquids.

F. The term "Journeyman Plumber" as used in this ordinance shall be held to mean any person who possesses the necessary qualifications, training and technical knowledge to install plumbing, plumbing equipment and incidental apparatus relating to the conveyance of water, waste water, gasses and liquids, under the supervision of a licensed Master Plumber.

G. The term "Journeyman Heating, Air Conditioning, Refrigeration Contractor" as used in this ordinance shall be held to mean any person who possesses the necessary qualifications, training and technical knowledge to install, maintain, repair, fabricate, alter, extend to design, when not prohibited by law, central air conditioning, refrigeration, heating and ventilating, including duct work in connection with a complete system only to the extent such duct work is performed by the contractor necessary to complete an air distribution system, boiler and unfired pressure vessel systems, and all appurtenances, apparatus, or equipment used in connection therewith; also piping, insulation of pipes, vessels and ducts, pressure and process piping, pneumatic control piping, and installation of a condensate drain from an approved disposal other than a direct connection to a sanitary system. All such work shall be under the supervision of a Master Heating, Air Conditioning, Refrigeration Contractor. The installation of ducts or duct systems only may be performed by non-licensed mechanics under the supervision of a master heater, air conditioner or refrigeration contractor.

H. The term "Sheet Metal Contractor" as used in this ordinance shall be held to mean any person whose services are unlimited in the sheet metal trade and who has the experience, knowledge and skill necessary for the manufacturing, fabrication, assembling, handling, erection, installation, dismantling, conditioning, adjustment, alteration, repair, servicing, and design when not prohibited by law, of ferrous, or non-ferrous metal work of U. S. No. 1 guage or its equivalent or lighter guage and other materials used in lieu thereof.

I. The term "Roofing Contractor" as used in this ordinance shall be held to mean any person whose services are limited in the roofing trade and who has the experience, knowledge and skill to install, maintain, repair, alter, extend, or design, when not prohibited by law, and use materials and items used in the installation, maintenance, extension and alteration of all kinds of roofing and waterproofing, all in such manner as to comply with all plans, specifications, codes, laws, and regulations applicable thereto.

J. The term "Master Heating, Air Conditioning and Refrigeration Contractor, Class "A" and/or Class "A" Air Conditioning Contractor" as used in this ordinance shall be held to mean any person whose services are unlimited in the execution of contracts requiring the experience, knowledge, and skill to perform the following: Install, maintain, repair, fabricate, alter, extend, or design, when not prohibited by law, central air conditioning, refrigeration, heating, and ventilating, including duct work in connection with a complete system only to the extent such duct work is performed by the contractor necessary to make a complete air distribution system, boiler and unfired pressure vessel systems, and all appurtenances, apparatus, or equipment used in connection therewith; also piping, insulation of pipes, vessels and ducts, pressure and process piping, pneumatic control piping, and installation of a condensate drain from an approved disposal other than a direct connection to a sanitary system, all

in such a manner as to comply with all plans, specifications, codes, laws, and regulations contractor shall also include any excavation work incidental thereto, but shall not include any work such as liquefied petroleum or natural gas fuel lines within building, portable waterlines or connections thereto, sanitary sewer lines, swimming pool piping and filters and electrical power wiring.

K. The term "Master Heating, Air Conditioning and Refrigeration Contractor, Class B" and/or "Class B Air Conditioning Contractor: as used in this ordinance shall be held to mean any person whose services are limited to twenty-five tons cooling and five hundred thousand B.T.U. (in any one system) in the execution of contracts requiring the experience, knowledge and skill to perform the following; Install, maintain, and repair, fabricate, alter, extend or design, when not prohibited by law, central air conditioning, refrigeration, heating and ventilating, including duct work in connection with a complete system only to the extent such duct work is performed by the contractor necessary to make complete an air distribution system being installed under this classification; also, piping, insulation of pipes, vessels and ducts, and installation of a condensate drain from an air conditioning unit to an existing safe waste or other approved disposal other than a direct connection to a sanitary system, all in such a manner as to comply with all plans, specification, codes, laws, and regulations applicable thereto.

L. The term "Heating, Air Conditioning and Refrigeration Contractor, Class C" and/or "Class C Air Conditioning Contractor" as used in this ordinance shall be held to mean any person whose business is limited to the servicing of air conditioning, heating, or Refrigeration systems, including duct alterations in connection with those systems they are servicing. No examination, registration or certification is required under this part for the sales, service or installation of a package heating or air conditioning units with no ducts or remote controls (Maximum of three tones, thirty six thousand B.T.U. in capacity).

M. The term "Mechanical Contractor" as used in this ordinance shall be held to mean any person whose services are unlimited in the execution of contracts requiring the experience, knowledge, and skill to perform the following; Install, maintain, repair, fabricate, alter, extend, or design, when not prohibited by law, central air conditioning, refrigeration, heating, and ventilation, including duct work in connection with a complete system only to the extent such duct work is performed by the contractor necessary to make complete an air distribution system, boiler and unfired pressure vessel systems, lift station equipment and piping and all appurtenances, apparatus, or equipment used in connection therewith; also piping insulation of pipes, vessels and ducts, pressure and process piping pneumatic control piping gasoline tanks and pump installation and piping for same, fire sprinkling systems and stand-pipes, air piping, vacuum line piping, oxygen lines, nitrous oxide piping, ink and chemical lines, fuel transmission lines and installation of a condensate drain from an air conditioning unit to an existing safe waste or other approved disposal other than a direct connection to a sanitary system, all in such a manner as to comply with all plans, specifications, codes, laws and regulations applicable thereto. The scope of work for such contractor shall also include any excavation work incidental thereto, but shall not include any work such as liquified petroleum or natural gas fuel lines within buildings, potable

waterlines or connections thereto, sanitary sewer lines, swimming pool piping and filters and electrical power wiring.

N. The term "masonry Contractor" as used in this ordinance shall be held to mean a person qualified and certified to select, cut and lay brick and concrete block or any other unit masonry product, artificial stone, structural glass, brick or block, to proportion, batch and mix aggregates, cement and water to agreed specification; to construct forms and frame work for the casting and shaping of concrete, to place and erect reinforcing steel and miscellaneous embedded steel; and to pour place and finish concrete, including terrazzo.

O. The term "Swimming Pool Contractor" as used in this ordinance shall be held to mean any person whose scope of work involves, but is not limited to, the construction and repair of any pools, public or private or otherwise, and used for therapy, swimming, or other use. This work shall include, but not be limited to, layout, excavation, operation of construction pumps for dewatering purposes, steel work, installation of light niches, lights, and conduits, grounding of the pool, pouring of floors, guniting, installation of tile, and coping, installation of all perimeter and filter piping, installation of all filter equipment and chemical feeders of any type, plastering of the interior, pouring of decks, construction of equipment rooms or housing for pool equipment, and the installation of package pool heaters. However, the scope of work of such contractor shall not include direct connections to a sanitary sewer or to potable water lines.

P. The term "Specialty Contractor" as used in this ordinance shall be held to mean any person, firm or corporation who engages in the performance of construction work requiring special skill, or technical knowledge to plan, layout and complete their specialized trade. The following is a list of, but not necessarily limited to, those specialities covered by this definition: painting, flooring, plastering, lathing and drywall, terrazzo, tile and marble carpentry, cabinet and millwork, acoustical installations, gunite and sandblasting, awning and aluminum erection, glass and glazing, and septic tanks.

Q. The term "Certificate" as used in this ordinance shall be held to mean the document whereby the Nassau County Contractors Review Board has granted a person the right to perform the indicated work, said authorization being granted under the provisions of Section 3 of this Ordinance.

R. The term "Certificate of Competency" as used in this ordinance shall be held to mean the document thereby the Nassau County Contractors Review Board has granted a person the right to do the indicated work after satisfying the requirements of Section 6 of this Ordinance.

S. The term "General Contractor, Class "A", as used in this ordinance shall be held to mean a person who engages in unlimited building contracting in Nassau County.

T. The term "Building Contractor, Class "B", as used in this ordinance shall be held to mean as limiting to Construction work to commercial and single or multiple dwelling residential building, neither to exceed three (3) stories.

U. The term "Residential Contractor, Class "C" as used in this ordinance shall be held to mean as limiting to residences for not more than two (2) families.

V. The term "Nassau County" as used in this ordinance shall be held to mean the territory of Nassau County outside of the corporate limits of all cities and towns therein.

SECTION II. Construction, Maintenance, or Repair by Homeowner

Nothing in this code shall prevent any owner from constructing, repairing, or maintaining structures and systems within his own property boundaries which is used exclusively by him or his family, providing any such work shall not exceed \$25,000.00 value on any commercial building. The owner or his immediate family must supervise the construction, repair or maintenance work within his own property boundaries if the individual performing the work is not licensed pursuant to this ordinance. In addition, the owner shall assume complete responsibility for the work of the non-licensed individual. Such privilege does not convey the right to exempt any property owner from obtaining a permit except as herein provided, calling for inspections and paying the required fees therefore.

SECTION III. Grandfather Clause

A. Contractors, within thirty (30) days of the date of the adoption of this ordinance, shall apply to the Nassau County Review Board for certification. Upon appearing before said Board and with the concurrence of said Board, such person holding a valid State Registration or Certification in applicable trades or a County occupational license for trades not regulated by the State in the business for which a certification is being requested, shall be forthwith granted a certificate by the Board without examination except as otherwise provided by State Law.

B. Such certificates shall be recorded with the Nassau County Chief Building Inspector within thirty (30) days after it shall have been granted by the Board.

SECTION IV. Certification Required

It shall be unlawful after the effective date of this Ordinance, except as otherwise provided by law, for any person to engage in a trade or craft specified in this ordinance without the craftsman certificate for the particular trade or craft engaged in. But a worker, helper or apprentice who is not so certified may work at such a trade or craft if he is employed by a contractor qualified in the trade or craft and he is working under the direct supervision of a certified craftsman on the job site, such as "Journeyman Electrician", "Journeyman Plumber", and "Journeyman Heating, Air Conditioning, Refrigeration Contractor". It is the employing contractor's responsibility to provide certified craftsmen on each job site, and failure to do so is a violation of this ordinance. It is also unlawful and a violation of this ordinance for any person not possessing a valid craftsman certificate issued by the Board to represent himself as holding one, or to do any work requiring one except under the direct supervision of a certified craftsman, or to do any construction, maintenance, or repair of structures or systems within the unincorporated limits of Nassau County, Florida.

A. Before any Contractor shall engage in the business of construction, maintenance, or repair to the structures or systems within the unincorporated areas of Nassau County, he shall pay to the Tax Collector's Office the necessary occupational license fee according to the license code as set forth by the Nassau County Board of County Commissioners.

B. Bond: A good and sufficient bond in the penal sum of Two Thousand Dollars (\$2,000.00), payable to Nassau County, Florida, with applicants as principle, and with surety companies authorized to do business in this State as surety thereon shall be filed with the Nassau County Building Department, further conditioned that the principal shall well and surely comply with the provisions of all Nassau County Ordinances. Should any bond so required for any reason become insufficient, the Chief Building Inspector may require a new bond be filed forthwith: and upon failure to do so the certificate issued to such principal shall be immediately and automatically suspended and it shall be unlawful thereafter for such principal to engage in such business until such certificate is reinstated as provided below.

As a further requirement, the applicant shall furnish the County Building Inspector's Office evidence that such applicant is carrying a policy of Workman's Compensation Insurance as required by law. Contractors liability and Completed Operations Insurance with respect to such business through and insurance company authorized to do business in the State of Florida for an amount not less than \$50,000 for one person, \$100,000 for one accident, and \$25,000 policy of property damage insurance with respect to such business. If such insurance expires, or is at any time cancelled, during the term of the certificate, then the certificate issued to the insured shall be immediately and automatically suspended and it shall be unlawful thereafter for the Contractor/special Trades Contractor to engage in such business until such certificate is reinstated. No new bond or new certificate shall be required as long as the original bond and insurance remains sufficient and in full force and effect.

Any certificate of Competency or certificate suspended by the terms thereof may be reinstated by the Chief Building Inspector upon a new compliance with the requirements of this section.

Any person who holds certificate of competency or certificate from the Contractors Review Board may go on inactive status during which time he shall not engage in contracting but may retain his certificate/certificate of competency on an inactive basis upon payment of an annual fee of \$10.00.

SECTION V. Public Works

Contractors who are successful bidders on public works to be built or constructed by the United States Government or any agency thereof, the State, the County School Board, Nassau County or any other political subdivision may perform such public works contract without complying with the terms of this Ordinance. Said exemption shall be based on the discretion of the Board of County Commissioners.

SECTION VI. Certification

An appropriate Certificate of Competency for a General Contractor, Building Contractor, Residential Contractor, Master Electrician, Master Plumber, Journeyman Electrician, Journeyman Plumber, Journeyman Heating, Air, Refrigeration Contractor, Sheet Metal Contractor, Roofing Contractor, Air Conditioning Contractor, Master Heating, Air Conditioning, Refrigeration Contractor, Mechanical Contractor, Masonry Contractor, Swimming Pool Contractor, Specialty Trades Contractor shall be issued without further examination to any person who has taken and passed a written examination for such trade or occupation which

422

was prepared, or comparable and who hold a current Certificate of Competency from a city or county which has a building code or ordinance similar to that of Nassau County and which grants reciprocity to Nassau County holders of certificate of Competency for such trade. To secure such a Certificate of Competency, the applicant shall furnish to the Building Inspector a photostatic copy of his current Competency Certificate and a letter from the Chief Administrator's Office of the agency issuing such certification certifying that applicant has taken and passed the appropriate exam and grants reciprocity to holders of Certificate of Competency in Nassau County. The fees for a Certificate of Competency or certificate issued under this ordinance shall be \$25.00 for Building Contractors, Class "A", "B", "C" \$25.00 for Master Electrician, Master Plumber, Master Air Conditioning, and Master Heating, Air Conditioning, Refrigeration, Swimming Pool Contractor, and Master Sheet Metal Mechanic; and \$5.00 for Journeyman Electrician, Journeyman Plumber, Journeyman Air Conditioning, Journeyman Heating, Air Conditioning, Refrigeration, and Journeyman Sheet Metal Mechanic. The annual renewal fee for Certificate of Competency shall be \$25.00 for Building Contractors, Class "A", "B", and "C"; \$25.00 for Roofing, Mechanical, Air Conditioning, Heating, Air Conditioning, Refrigeration, Sheet Metal, Masonry Contractors, Swimming Pool Contractors, and Specialty Trade Contractors: \$5.00 for all Journeyman Certificates.

A. Said Certificates of Competency shall be valid throughout the unincorporated areas of Nassau County and shall be renewable annually upon conditions hereinafter described. Said Board shall keep a register in the office of the Building Department of Nassau County showing the names and addresses of all persons to whom a Certificate of Competency or certificate is issued hereunder. Said Review Board shall designate or elect one of its members to act as secretary, who shall keep records of meetings, the Secretary being directed to file copies to the Board of County Commissioners. Four members of said Board shall constitute a quorum. Affirmative votes of a majority of said Board present at a meeting shall be necessary to adopt any ruling.

B. Examinations for certification shall be in accordance with prevailing State Law and/or County Ordinance. Master Plumbers, Journeyman Plumbers, Master Electricians, Journeyman Electricians, Master Heating, Air Conditioning, Refrigerations, Journeyman Heating, Air Conditioning, Refrigerations, Roofing Contractor, General Contractors, Class "A", Building Contractors, Class "B" Residential Contractors, Class "C" Swimming Pool Contractors, and Master Sheet Metal Mechanics shall be of the same general type as administered and proctored by the agency designated by Nassau County.

Where no standard examination exists, the Nassau County Contractors Review Board is authorized to prescribe reasonable qualifications for persons engaged in these activities.

C. Examination for Master Electrician, Master Plumber, or Master Heating, Air Conditioning, Refrigeration may be taken only by a Journeyman Electrician, Journeyman Plumber, or Journeyman Heating, Air Conditioning, Refrigeration who can provide satisfactory evidence that he has successfully passed an examination for Journeyman Electrician, Journeyman Plumber, or Journeyman Heating, Air Conditioning, Refrigeration and has worked in the trade as a Journeyman for a minimum of two years;

or prior to the enactment of this Ordinance. Such examination shall be of the same general type as that administered and proctored by the agency designated by Nassau County.

D. Examinations for Journeyman Electricians, Journeyman Plumbers, Journeyman Heating, Air Conditioning, Refrigerations may be taken only by a person as hereinafter provided. Such examination shall be of the same general type as that administered and proctored by the agency designated by Nassau County.

E. Examinations for Roofing, Mechanical Sheet Metal, Swimming Pool Contractor, and Masonry Contractors may be taken only by a person as hereinafter provided. Such examination shall be of the same general type as that administered and proctored by the agency designated by Nassau County.

F. Applications for examinations as herein provided shall be made to the Building Inspector in writing on forms furnished by the Building Department, shall be accompanied by an application fee of \$100.00 for General Contractors, Class "A", Building Contractors, Class "B", Residential Contractors, Class "C"; \$100.00 for Masters Certificate Examinations; and \$50.00 for Journeyman Certificate Examinations; \$50.00 for all other examinations.

Applicants for Journeyman Electrician, Journeyman Plumbers, and Journeyman Heating, Air Conditioning, Refrigeration shall submit satisfactory evidence that they have had a minimum of two years experience or education in the field for which certification is being sought. Tow years experience shall be experience gained through working as an apprentice or helper in the appropriate trade for two years; or one year of education in a recognized accredited college or vocational school plus one year of manual experience in the applicable electrical, plumbing, mechanical, heating, air conditioning, or refrigeration construction trade.

G. Each applicant shall submit to an examination, in writing, which shall by prepared, graded and proctored by an agency designated by Nassau County to test the qualifications of the applicant to perform satisfactory work in the chosen field within the unincorporated limits of Nassau County and the familiarity of the applicant with the appropriate building code for Nassau County.

H. Regular examinations for applicants approved by the Contractors Review Board shall be held quarterly, dates to be decided by the Board. No applicant shall be allowed to take an examination more than three times in any two calendar years.

I. Special examinations may be authorized at any time by the Contractors Review Board, provided application therefor is made and the applicant deposits with said application the regular application fee together with all costs to be incurred by the County in giving and grading of said examination.

J. All applications for any examination must be filed with the Building Inspector not less than three weeks prior to the date of the examination.

K. Applicants shall be required to answer correctly a minimum of 70% of the questions in the examination to pass said examination. When applicants have passed such examination, the

Contractors Review Board shall thereupon issue a Certificate of Competency, without further charge, to such persons who have passed. Said Certificate of Competency shall show that such applicants are qualified to apply for such licenses as may be required and to engage in or work at the business or trade for which certified and within the unincorporated areas of Nassau County.

L. Certificate holders, whose competency has been demonstrated by examinations which are comparable to that required by this Ordinance and whose base for conducting their business is outside the territorial limits of Nassau County, may use said certificates for work within Nassau County - provided such certificate holder is or is employed by a Master Electrician, Master Plumber, or Master Heating, Air Conditioning, Refrigeration who holds a valid occupational license in Nassau County. It being hereby further provided that above said certificate holder's home county accords Nassau County's certificate holders this same opportunity.

SECTION VII. Nassau County Contractors Review Board.

A. There is hereby created a Nassau County Contractors Review Board for Nassau County, Florida, which shall be composed of the following who shall be either registered in the State or certified: One (1) Building Contractor, one (1) Architect or Engineer, One (1) Master Electrician, One (1) Master Plumber, One (1) Master Heating, Air Conditioning, Refrigeration Contractor, One (1) Roofing Contractor, and three (3) citizens of Nassau County who are not associated with the construction industry, all of whom shall be appointed by the Board of County Commissioners to hold office until his successor is appointed and qualified, unless sooner removed for cause. The County Chief Building Inspector shall serve as nonvoting member of the Board. As a matter of policy, the Board of County Commissioners shall give consideration to all contractors and tradesmen in the County. The Board shall be established by the Board of County Commissioners upon the initial appointment. Said term shall be determined by the Board of County Commissioners. All members shall serve at the discretion of the Board of County Commissioners. The Review Board members may recommend any new member of the Board to the Board of County Commissioners. Any member may be dismissed from the Review Board for three consecutive unexcused absences. The persons appointed, except the three citizens, to serve on said Board, shall hold a valid Certificate of Competency, as such, and shall have been actively engaged in the business or trade for a period of not less than five (5) years immediately preceding the date of appointment as a member of said Board and each shall be a citizen of Nassau County Florida.

B. Said Review Board shall hold regular quarterly meetings as set by the Review Board for the purpose of approving applications of persons desiring to take examinations for certification to install, maintain or repair structures and systems within the unincorporated areas of Nassau County.

C. Said Review Board shall establish policies and procedures within 60 days of their being duly constituted. Said policy and procedures shall be approved by the Board of County Commissioners.

D. Said Board shall have the power and authority to suspend

or revoke, for cause, the Certificate of Competency or certificate of any Building Contractor Class "A", "B" or "C", Master Electrician and Master Plumber, and Master Heating, Air Conditioning, Refrigeration, Journeyman Electrician, Journeyman Plumber, and Journeyman Heating, Air Conditioning, Refrigeration Contractor, Swimming Pool Contractor, Roofing and Special Trades Contractor. When any such certificate has been suspended or revoked by said Board, the Tax Collector's office of Nassau County shall likewise suspend or revoke any occupational license or business license dependent upon such valid certificate therefor. Failure to comply with, or any violation of, the provisions of this Ordinance; undertaking or doing construction maintenance or repair of any structure or system within the unincorporated areas of Nassau County without first having applied for and secured such permit; or other good and sufficient reasons shall be deemed cause for suspension or revocation of any such certificate of competency or certificate held by any such person or persons. A two-thirds affirmative vote of the said Board shall be required for such suspension or revocation.

E. Any such suspension or suspensions of said Certificate of Competency made by said Board shall be, and remain, in force and effect for the period of time for which any such suspensions may be listed; or annulled by action of an appeal to the violations of the provisions of this ordinance by any person holding a Certificate of Competency or certificate hereinafter shall be deemed cause for revocation of such certificate.

F. Any person holding such Certificate of Competency or Certificate who is charged with a violation of the Ordinance and is hereby faced with the possibility of having his certification and/or license suspended or revoked, shall be notified by certified mail of such charge or charges and shall have the right to a hearing in person or by counsel by said Board on such charge or charges at the time and place set by the said Board for such hearing, before any action is taken by said Board on suspension or revocation of the certification. Any person so charged with a violation of this Ordinance, who fails to appear in person or by counsel before said Board for a hearing thereon, after having been notified by certified mail of the time and place set forth for such hearing by said Board, shall thereby forfeit the right of a hearing by said Board on such charge or charges and the said Board may then proceed with the suspension or revocation of his certificate if deemed warranted by said Board.

G. If any person feels aggrieved at a decision of the Nassau County contractors Review Board or the Chief Building Inspector, in refusing to grant such person after he has passed proper examinations, a license, permit, certificate/Certificate of Competency to carry on or engage in the selected trade, business or occupation, or in revoking or suspending a license, permit, certificate or Certificate of Competency; such person may appeal to the Nassau County Board of County Commissioners within sixty (60) days after such decision. Within thirty (30) days from the filing of a notice of appeal with the Clerk of the Board of County Commissioners, the person aggrieved shall be informed of the decision of the Board of County Commissioners.

H. If the holder of a valid certification fails to renew such certification by October 1st of each year, but files an affidavit with the Review Board on or before April 1st of the next ensuing year, setting forth the reasons for this failure to so renew the certification as required herein, the Board may by

unanimous vote, determine that the said affidavit states good and sufficient cause to excuse the failure to so renew the certification, and may thereafter by unanimous vote, authorize and direct the re-issuance of the certification upon the condition that the said applicant shall forthwith purchase the necessary occupational license for a full year and upon such other reasonable terms and conditions as the Examiners Board may desire to impose; without requiring the said applicant to pass the examination aforesaid. Any person serving in the Armed Forces shall be exempt from this requirement for the duration of his service plus six months.

I. Temporary Work Permits: When and if, at the discretion of the Review Board it becomes advisable, temporary work permits may be issued by the said Review Board to persons employed by Contractors, Master Electrician, Master Plumbers, Master Heating, Air Conditioning, Refrigeration, or Master Sheet Metal, a period of time necessary to enable them to take the next schedule examination and for the results of the examination to be received by the Board. The certified person employing said applicant on a temporary work permit shall vouch for same before a temporary work permit is issued. The name of the employing certificate holder shall be entered on the temporary work permit. The fee for a temporary work permit shall be \$10.00. No temporary work permit may be issued to a person for use in self-employment activities.

SECTION VIII. Appeals

Appeals from the actions of the Nassau County Contractors Review Board may be taken to the Nassau County Commission in any matter affecting examination, certification or suspension. It is explicitly intended that the Board of County Commission will hear petitions for the granting of Grandfather Certificates to all eligible applicants who fail to have the required occupational license as of effective date of Ordinance and who can document to the Board's satisfaction that they in fact were actively and competently engaged in the designated trade within the preceding twelve months prior to.

SECTION IX. License Expiration

All licenses shall expire on, and shall be null and void after September 30th of each year, and no construction, maintenance, or repair work shall be done by; and no permits shall be issued to any General Contractor, Class "A", Building Contractor, Class "B", Residential Contractor, Class "C" Master Electrician, Master Plumber, Master Heating, Air Conditioning, Refrigeration Contractor, Swimming Pool Contractor, Roofing Contractor, and Special Trades Contractor who has no such valid certification as herein provided.

SECTION X. Ethics

No Certified Building Contractor, Master Electrician, Master Plumber, Master Heating, Air Conditioning, Refrigeration Contractor, Swimming Pool Contractor, Roofing Contractor, and Special Trades Contractor shall allow his name to be improperly used by any person or party, directly or indirectly, either for the purpose of obtaining a permit to do any work under his certification. When such Building Contractor, Master Electrician, Master Plumber, Master Heating, Air Conditioning, Refrigeration, Master Plumber, Master Heating, Air Conditioning, Refrigeration Contractor, Swimming Pool Contractor, Roofing Contractor, and Special

Trades Contractor is permanently employed, he shall not allow his name to be used for the aforesaid purpose, or either of them, by any person, firm or corporation whatsoever, other than his regular employer.

SECTION XI. Penalty

Upon conviction of a violation of the provisions of this Ordinance a person shall be punished by a fine, not to exceed \$500.00 or by imprisonment in the County Jail, not to exceed ninety (90) days, and/or any combination of the foregoing.

SECTION XII. Recordation

A certified copy of this Ordinance shall be filed in the office of the Secretary of State by the Clerk of the Board of County Commissioners within ten days after enactment, and this ordinance shall take effect upon receipt of official acknowledgment from that office that said Ordinance has been filed.

SECTION XIII. Legal Challenges

If any section, sub-section, sentence, clause or provision of this Ordinance or the Code hereby adopted is held invalid, the remainder of the Ordinance or Code shall not be affected.

SECTION XIV. Conflicting Ordinances

All Ordinances and Resolutions, or parts of Ordinances or Resolutions in conflict herewith are hereby repealed; being further provided that this Ordinance does not authorize any further certification of persons as Electrical Contractors, Plumbing Contractors, Master Plumbers, Master Heating, Air Conditioning, Refrigeration Contractors, Journeyman Plumbers, Journeyman Electrician, Journeyman Heating, Air Conditioning, Refrigeration Contractors, Roofers, Swimming Pool Contractors, Sheet Metal Mechanics, except by examination or by reciprocity provisions of this Ordinance.

PASSED AND ADOPTED this 22nd day of OCTOBER, 1985.

BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY, FLORIDA

BY: *James E. Tesbone*
~~JOHN P. CLAXTON~~
~~Its: Chairman~~
JAMES TESBONE
Its: CHAIRMAN

ATTEST:

BY: *T. J. Greeson*
T. J. GREESON
Its: Ex-Officio Clerk