



## **ORDINANCE 2005 - 24**

AN ORDINANCE AMENDING ORDINANCE 2002-04, WHICH ADOPTED THE FLORIDA BUILDING CODE; SPECIFICALLY AMENDING SECTION 106, CERTIFICATES; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature has adopted the Florida Building Code, hereinafter referred to as "the Code", effective March 1, 2002; and

WHEREAS, the Board of County Commissioners has found it necessary to amend Ordinance 2002-04.

NOW, THEREFORE, BE IT ORDAINED this 11th day of April, 2005, by the Board of County Commissioners of Nassau County, Florida, that Ordinance 2002-04 shall be amended as follows:

### **1. SECTION 106 - CERTIFICATES**

#### **106.1 Certificate of Occupancy**

**106.1.1 Building Occupancy.** A new building shall not be occupied or a change made in the occupancy, nature or use of a building or part of a building until after the building official has issued a Certificate of Occupancy. Said certificate shall not be issued until all required electrical, gas, mechanical, plumbing and fire protection systems have been inspected for compliance with the technical codes and other applicable laws and ordinances and released by the building official.

**106.1.2 Issuing Certificate of Occupancy.** Upon completion of construction of a building or structure and installation of electrical, gas, mechanical and plumbing systems in accordance with the technical codes, reviewed plans and specifications, and after the final inspection, and after verification that all septic system permits have been issued and have received an approved final inspection where applicable, the building official shall issue a Certificate of Occupancy stating the nature of the occupancy permitted, the number of persons for each floor when limited by law, and the allowable load per square foot for each floor in accordance with the provisions of this code.

**106.1.3 TemporaryConditional/Partial occupancy.** A ~~temporaryconditional/~~ partial Certificate of Occupancy may be issued for a portion or portions of a building which may safely be occupied prior to final completion of the building.

**106.2 Certificate of Completion.** A certificate of completion is proof that a structure or system is complete and for certain types of permits is released for use and may be connected to a utility system. This certificate does not grant authority to occupy or connect a building, such as a shell building, prior to the issuance of a Certificate of Occupancy.

### **106.3 Service utilities**

**106.3.1 Connection of service utilities.** No person, or utility provider, shall make connections from a utility source of energy, fuel or power to any building or system, which is regulated by the technical codes for which a permit is required, until released by the building official or a Certificate of Occupancy or Completion, is issued.

**106.3.2 Temporary connection.** The building official may authorize the temporary connection of the building or system to the utility source of energy, fuel or power for the purpose of testing building service systems or for use under a ~~temporary~~ conditional Certificate of Occupancy.

**106.3.3 Authority to disconnect service utilities.** The building official shall have the authority to authorize disconnection of utility service to the building, structure or system regulated by the technical codes in case of emergency where necessary to eliminate an immediate hazard to life or property. The building official shall have the authority to authorize disconnection of utility services to any building or structure that is being occupied prior to the issuance of a Certificate of Occupancy or is in violation of a County Ordinance. The building official shall notify the serving utility, and whenever possible the owner and occupant of the building, structure or service system of the decision to disconnect prior to taking such action. If not notified prior to disconnecting, the owner or occupant of the building, structure or service system shall be notified in writing, as soon as practical thereafter.

#### 106.4 Posting floor loads

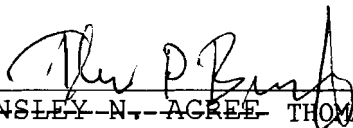
**106.4.1 Occupancy.** An existing or new building shall not be occupied for any purpose which will cause the floors thereof to be loaded beyond their safe capacity.

**106.4.2 Storage and Factory-Industrial Occupancies.** It shall be the responsibility of the owner, agent, proprietor or occupant of Group S and Group F occupancies, or any occupancy where excessive floor loading is likely to occur, to employ a competent architect or engineer in computing the safe load capacity. All such computations shall be accompanied by an affidavit from the architect or engineer stating the safe allowable floor load on each floor in pounds per square foot uniformly distributed. The computations and affidavit shall be filed as a permanent record of the building department.

**106.4.3 Signs required.** In every building or part of a building used for storage, industrial or hazardous purposes, the safe floor loads, as reviewed by the building official on the plan, shall be marked on plates of approved design which shall be supplied and securely affixed by the owner of the building in a conspicuous place in each story to which they relate. Such plates shall not be removed or defaced, and if lost, removed or defaced, shall be replaced by the owner of the building.

2. **EFFECTIVE DATE** - This Ordinance shall become effective upon its being filed in the Office of the Secretary of State.

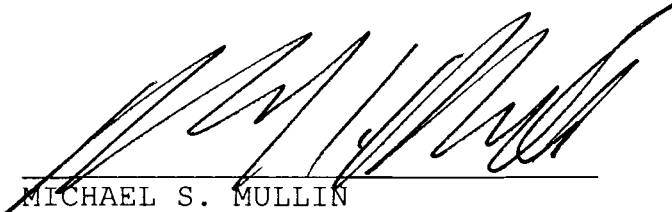
BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

  
~~ANSLEY N. AGREE~~ THOMAS D. BRANAN, JR.  
Its: ~~Chairman~~ Vice Chairman

ATTEST:

  
JOHN A. CRAWFORD  
Its: Ex-Officio Clerk

Approved as to form by the  
Nassau County Attorney



---

MICHAEL S. MULLIN

z/amyers/ords/building-code-and-certificates