

LAKE WALES

OFFICIAL CODE OF ORDINANCES

CHAPTER 7. BUILDINGS AND BUILDING REGULATIONS

LAKE WALES
CHAPTER 7. BUILDINGS AND BUILDING
REGULATIONS

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CHAPTER 7. BUILDINGS AND BUILDING
REGULATIONS

Article I. In General

§ 7-1. Moving permit.

No building or structure shall be moved or brought within the municipal limits of the city unless and until a permit is received from the building official certifying that the building or structure to be moved shall conform with all zoning, building and other applicable municipal regulations in the location to which the building or structure is being moved. In addition to compliance with all zoning, building and other applicable municipal regulations, no permit shall be issued unless the building or structure is in substantial aesthetic conformance with the existing neighborhood in question to which the building or structure is being moved. The issuance of a moving permit shall require the approval of the city manager or his designated representative.

(Code 1962, § 8-6; Ord. No. 88-15, § 1, 8-2-88)

§ 7-2. Reference to administrative codes.

Any reference in this chapter to administrative codes shall be deemed to include all amendments to those codes which may be made from time to time by the promulgating agency and adopted by the State of Florida.

(Ord. No. 89-10, § 1, 6-6-89)

§ 7-3. Appeals board designated.

Any reference in the administrative codes adopted in this chapter to boards of adjustment and appeal shall be deemed to mean the fire and building code administration board as authorized by the Florida Building Code, F.S. § 553.73(9), and established by section 2-187, Lake Wales Code of Ordinances.

(Ord. No. 90-12, § 1, 7-17-90; Ord. No. 2003-18, § 2, 7-1-03)

§ 7-4. Appeals process established.

The appeals procedures referenced in the administrative codes adopted in this chapter shall be deemed hereby to conform to the appeals procedures as established in the Florida Building Code, F.S. § 553.73(9), as may be amended from time to time. This provision shall override any discrepancies to this intent found in the specified language of the various administrative codes adopted by reference herein.

(Ord. No. 90-12, § 1, 7-17-90; Ord. No. 2003-18, § 2, 7-1-03)

§ 7-5. Disciplinary board established.

The city does hereby establish, with other municipalities, a contractors' disciplinary board in accordance with F.S. § 489.131(7)(a), to discipline violations as set forth in F.S. § 489.129. The building official may submit to the board the name of any contractor who violates the building codes as adopted by the city code of ordinances.

(Ord. No. 96-12, § 1, 6-4-96)

§ 7-6. Payment of fees required by this chapter.**(a) Plan checking fees.**

1. Commercial and multi-family—Plan checking fees are payable at the time a plan is submitted for review.
2. All others—Plan checking fees are payable before the permit is issued.

(b) Permit fees. Permit fees are payable in accordance with section 7-201. No permit shall be issued until all permit fees have been paid in full. Permits are required for all construction in accordance with the current edition of the Florida Building Code. The building official, or his designee, is authorized to assess penalties in accordance with section 7-201

(Ord. No. 2003-13, § 1, 6-3-03; Ord. No. 2009-16, § 1, 6-2-09)

§ 7-7. Insurance and bond.

(a) Every contractor or subcontractor shall be required to maintain, at all times, with a casualty insurance company authorized to do business in this state, contractors liability insurance with minimum limits as per state law.

(b) The contractor or subcontractor shall file with the building official a certificate signed by a qualified agent of the casualty insurance company stating that a policy has been issued to the licensee for employees' liability insurance or workmen's compensation insurance, public liability insurance, public property damage insurance and any other insurance required by state or federal law; the minimum limits for each; the policy number; the name of the company; the effective date of the policy; the expiration date of such policy; together with a statement and a copy of an endorsement placed on such policy requiring thirty (30) days written notice by registered mail to the building official if it becomes necessary to cancel the policy for any reason.

(c) In the event of a cancellation of a policy of any contractor or subcontractor hereunder, no contractor or subcontractor shall be issued a permit to perform work within the city limits until proof of all required insurance is furnished to building official.

(d) In accordance with F.S. § 489.131(1)(e), the contractor or subcontractor shall also file with the building official a bond in the amount of five thousand dollars (\$5,000.00) executed by good and sufficient surety payable to the city and consumer conditioned on the contractor or subcontractor observing and complying with all valid zoning and building regulations and ordinances of the city. Any claim or action asserted by the consumer against the bond shall be in the name of the consumer and not by the city "for use and benefit of" the consumer.

(e) Upon completion of work by contractor or subcontractor, the building official shall perform an inspection to ascertain compliance with all valid zoning and building regulations and ordinances of the city. In the event the building official determines that the work performed does not comply with all valid zoning and building regulations and ordinances of the city, then the building official shall notify contractor or subcontractor of each violation found. Contractor or subcontractor shall have thirty (30) days from the mailing of said notice to cure each violation found, except in cases of emergencies wherein the opportunity to cure shall be commensurate to the emergency as determined by the building official. If each violation found is not cured within thirty (30) days, or such other time commensurate to an emergency, the building official shall send a notice of continuing violation to the contractor or subcontractor. Copies of each of the above notices shall be sent to the consumer and to the surety.

(Ord. No. 2003-13, § 1, 6-3-03)

§ 7-8. Building Permit Required

Effective: Tuesday, July 18, 2017

Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any impact-resistant coverings, electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the *building official* and obtain the required *permit* as required by the Florida Building Code.

(Ord. No. 2017-13, § 1, 7-18-2017)

Article II. Building Standards

§ 7-25. Short title.

This article shall be known and cited as the building code of the City of Lake Wales.

(Ord. No. 96-10, § 1, 5-21-96)

§ 7-26. Building code—Adopted.

The most current edition of the Florida Building Code as established and maintained by the Florida Building Commission as amended from time to time is hereby adopted by reference.

(Code 1962, § 8-1; Ord. No. 90-12, § 1, 7-17-90; Ord. No. 96-10, § 1, 5-21-96; Ord. No. 2009-16, § 2, 6-2-09)

§ 7-27. Same—Penalty for violation.

Any person violating the provisions of the building code, as adopted by reference in the preceding section, shall be punished as provided in section 1-15.

(Code 1962, § 8-2)

§ 7-28. Building department authorized to furnish information and forms for filing notices of commencement.

(a) When an owner of real property upon which improvements are to be made applies (either in person or by an agent) for a building permit, the authority issuing such permit shall furnish to the applicant two (2) or more copies of a form of notice of commencement conforming with the provisions of F.S. § 713.135, together with a concise printed statement explaining the provisions of the Florida Mechanics' Lien Law, F.S. ch. 713 relating to the recording and to the posting of copies of notices of commencement and encouraging the owner to record a notice of commencement and post a copy thereof in accordance with the provisions of F.S. § 713.135.

(b) No forms or statements need be furnished to applicants for permits in those cases where the owner of a legal or equitable interest (including that of ownership of stock of a corporate landowner) of the real property to be improved is engaged in the business of construction of buildings for sale to others and intends to make the improvements authorized by the permit on the real property and upon completion will offer the improved real property for sale.

(Code 1962, § 8-3.1)

STATE LAW REFERENCE

Similar provisions, F.S. § 713.135(d).

§ 7-29. Fallout shelter requirements.

No permit shall be issued for the erection of a fallout shelter, unless the plans and specifications thereof have been approved in writing by the Office of the Regional Director of the Office of Civil Defense.

(Code 1962, § 8-4.1)

§ 7-30. Building contractors; license required; examination; reciprocity.

(a) It shall be the duty of the building official to issue to competent building contractors of all construction trades who qualify as hereinafter set forth a proper license, and it shall be unlawful for any person, firm or corporation not thus licensed to engage in the trade or business of a general contractor in this city.

(b) The city does hereby enter into the membership of the Board of Examiners of Polk County and Municipalities, Inc., for the express purpose of allowing said board to handle competency examinations for the certification of all construction trades and for the issuance of certificates of competency for those who engage in general contracting within the city. The city manager will promulgate rules and regulations for the purpose of setting up a system of reciprocity for the examination of all construction contractors and for the various participating municipalities in Polk County. The rules and regulations shall provide for a joint board of examiners by all participating municipalities in Polk County, and may provide a method for the qualifications of persons desiring to engage in the trade of general contracting in the city, and may provide that those who pass such examination are entitled to the issuance of a certificate of competency by the building official to each such successful applicant. No business tax receipt shall be issued to any person for the purpose of engaging in or working at or carrying on the business of general contracting unless such person is in possession of a proper and valid certificate of competency or state license as required under this chapter.

(c) The Board of Examiners of Polk County and Municipalities, Inc., may use any recognized testing agency or testing method that is available.

(d) The city does hereby establish, with other municipalities, a contractors' disciplinary board in accordance with F.S. § 489.131(7)(a), to discipline violations as set forth in F.S. § 489.129. The city shall appoint one (1) or more members to this board. Each appointee shall be a licensed contractor either registered or certified as a contractor with the state. The building official may submit to the board the name of any contractor who violates the building codes as adopted by the city code of ordinances.

(Code 1962, § 8-5; Ord. No. 90-12, § 1, 7-17-90; Ord. No. 92-12, §§ 1, 2, 9-22-92; Ord. No. 92-22, § 1, 1-5-93; Ord. No. 96-12, § 1, 6-4-96; Ord. No. 2006-47, § 3, 12-5-06)

CROSS REFERENCE

Licenses and business regulations, Ch. 14; local occupational licenses tax, § 14-26 et seq.

§ 7-31. Residential code – Technical amendments.

Effective: Tuesday, October 18, 2016

R322.2.1 Elevation requirements.

1. Buildings and structures in flood hazard areas not designated as Coastal A Zones shall have the lowest floors elevated to or above the base flood elevation plus 1 foot or the design flood elevation, whichever is higher.
2. Buildings and structures in flood hazard areas designated as Coastal A Zones shall have the lowest floors elevated to or above the base flood elevation plus 1 foot (305 mm), or to the design flood elevation, whichever is higher.
3. In areas of shallow flooding (AO Zones), buildings and structures shall have the lowest floor (including basement) elevated at least as high above the highest adjacent grade as the depth number specified in feet on the FIRM plus 1 foot, or at least 3 feet if a depth number is not specified.
4. Basement floors that are below grade on all sides shall be elevated to or above the base flood elevation plus 1 foot or the design flood elevation, whichever is higher.

Exception: Enclosed areas below the design flood elevation, including basements whose floors are not below grade on all sides, shall meet the requirements of Section R322.2.2.

R322.2.2 Enclosed areas below design flood elevation. Enclosed areas, including crawl spaces, that are below the design flood elevation shall:

1. Be used solely for parking of vehicles, building access or storage. The interior portion of such enclosed areas shall not be partitioned or finished into separate rooms except for stairwells, ramps, and elevators, unless a partition is required by the fire code. The limitation on partitions does not apply to load bearing walls interior to perimeter wall (crawl space) foundations. Access to enclosed areas shall be the minimum necessary to allow for the parking of vehicles (garage door) or limited storage of maintenance equipment used in connection with the premises (standard exterior door) or entry to the building (stairway or elevator).

(Ord. No. 2016-19, § 3, 10-18-16)

Article III. Electrical Standards

§ 7-46. Electrical code—Adopted.

For the purpose of safeguarding persons and buildings and their contents from hazards arising from the use of electricity, the National Electrical Code of 1993, as published by the National Fire Protection Association, is hereby adopted by reference and shall be known and identified as the electrical code of the city.

(Code 1962, § 8-18; Ord. No. 90-12, § 1, 7-17-90; Ord. No. 91-08, § 1, 9-3-91; Ord. No. 96-10, § 1, 5-21-96)

§ 7-47. Same—Penalty for violation.

Any person violating the provisions of the electrical code, as adopted by reference in the preceding section, shall be punished as provided in section 1-15 of this Code.

(Code 1962, § 8-19)

§ 7-48. Electrical inspector, duties and powers.

(a) *Electrical inspector defined.* The building official or his designee shall be the electrical inspector in the city. Whenever the word "inspector" appears in this electrical code, it shall be understood to refer to the building official or his designee.

(b) *Permits, inspections and general supervision.* It shall be the duty of the city electrical inspector to issue permits for and inspect all electrical wiring, apparatus or equipment for light, heat or power inside of or attached to buildings in the city limits, and to look after the enforcement of laws, rules and regulations relating to same, and to exercise a general supervision over all electrical construction, and over all electricians licensed to carry on their business or trade under the provisions of this electrical code.

(c) *Placing of electric poles and appliances.* The electrical inspector is hereby empowered and directed to regulate and determine within and in accordance with the provisions of this electrical code the placing of electric poles, wires or other appliances for electric light, heat or power in the city, and to cause all such poles, wires or appliances to be so placed, constructed and guarded so as not to cause fires or accidents, endangering life or property. It shall be the duty of the electrical inspector to so direct the placing of poles and wires in the streets, alleys and public places of the city that the same shall cause as little obstruction as possible, either to the public travel on such thoroughfares or to the private use and enjoyment of adjacent property. It shall also be his duty to compel the removal of unsafe and superfluous poles.

(d) *Records.* The electrical inspector shall keep a complete daily record of permits and licenses issued and other official work performed as required by this electrical code.

(Code 1962, § 8-22; Ord. No. 90-12, § 1, 7-17-90)

§ 7-49. License required; issuance by the building official.

It shall be the duty of the building official to issue to competent electricians who qualify therefor a proper license, and it shall be unlawful for any person not thus licensed to engage in the trade or business of electrical construction or repair in the city.

(Code 1962, § 8-23)

CROSS REFERENCE

Licenses and business regulations, Ch. 14; local occupational license tax, § 14-26 et seq.

§ 7-50. Forfeiture of license.

Any electrician who shall fail to correct any defect or defects in his work after having been duly notified for ten (10) days by the city electrical inspector shall not receive any further permit until such defect or defects have been corrected; and any case in which a person shall continue to or persistently violate this electrical code in regard to electrical affairs, or the orders of the electrical inspector touching the same, the license of such person shall be forfeited.

(Code 1962, § 8-24)

§ 7-51. Examinations; reciprocity.

(a) The city does hereby enter into the membership of the Board of Examiners of Polk County and Municipalities, Inc., for the express purpose of allowing said board to handle competency examinations for the certification of all construction trades and for the issuance of certificates of competency for those who engage in electrical contracting within the city. The city manager will promulgate rules and regulations for the purpose of setting up a system of reciprocity for the examination of persons desiring to engage in the trade of electrical construction for various participating municipalities in Polk County, Florida. Said rules and regulations shall provide for a joint board of examiners by all participating municipalities in Polk County, and may provide a method for the examination of the qualifications of persons wishing to engage in the business of electrical contracting in this city, and may provide that those who pass such examination are entitled to the issuance of a certificate of competency, as a master or journeyman electrician, by the city, and may provide for the issuance of said certificate of competency by the building official to the successful applicant.

(b) No business tax receipt shall be issued to any person for the purpose of engaging in or working at or carrying on the business of electrical contracting unless such person is in possession of a proper and valid certificate of competency as required under this chapter.

(c) The Board of Examiners of Polk County and Municipalities, Inc., may use any recognized testing agency or testing method that is available.

(d) The city does hereby establish, with other municipalities, a contractors' disciplinary board in accordance with F.S. § 489.131(7)(a), to discipline violations as set forth in F.S. § 489.129. The city shall appoint one (1) or more members to this board. Each appointee shall be a licensed contractor either registered or certified as a contractor with the state. The building official may submit to the board the name of any contractor who violates the building codes as adopted by the city code of ordinances.

(Code 1962, § 8-25; Ord. No. 92-12, § 3, 9-22-92; Ord. No. 92-22, § 2, 1-5-93; Ord. No. 96-12, § 1, 6-4-96; Ord. No. 2006-47, § 3, 12-5-06)

§ 7-52. Licensed or supervised electrician to perform work.

No person shall engage in any electrical work, construction or repair unless he is in possession of a license or is working under the direction, supervision and responsibility of a master or employing electrician.

(Code 1962, § 8-26)

§ 7-53. License prerequisite to permit; license fee.

All electrical contractors doing business in the city, or electricians contracting business in the city, shall pay an annual license fee as prescribed in the license schedule, section 14-51, and no permit for electrical installation, alteration or extension shall be issued except to a licensed electrician.

(Code 1962, § 8-27)

§ 7-54. Electrical construction, etc., prohibited without license.

It shall be unlawful for any person not a licensed electrician in accordance with the provisions of the electrical code to do any electrical construction or make any repairs, alterations, additions or changes to any existing system of electrical wiring apparatus or equipment for lights, heat or power inside of or attached to any building within the city limits, except the owner or bona fide occupant of any building may install or repair cords, extension cords, or repairs to electrical appliances and household conveniences.

(Code 1962, § 8-28)

§ 7-55. Expiration date for license and bond.

All licenses and bonds shall expire on, and shall be null and void after, October 1 of any year, except that no extra electrical work shall be done by and no permit shall be issued to any master or employing electrician who has not such license as is required by section 14-51 in full force and effect. All licenses granted hereunder shall be renewable without any further examination.

(Code 1962, § 8-30)

§ 7-56. Permits.

(a) A permit will be required to do any electrical construction of any character, install any electrical wiring, apparatus or equipment, or make any extensions or changes to existing wiring systems for light, heat or power within or attached to any building, except the repairing of damaged or broken fixtures, apparatus or equipment and the ordinary work necessary for the proper maintenance of same. The life of an electrical permit for any specific job shall not extend beyond a period of twelve (12) months unless otherwise authorized by the building official.

(b) Permits to do electrical work will be issued only to master or employing electricians.

(Code 1962, §§ 8-31, 8-32)

§ 7-57. Working without license and permit prohibited.

It shall be unlawful for any person doing electrical contracting or contracting electrical work in the city, to do such electrical work or contract any such electrical work without first securing a permit and license or taking the examination herein provided for.

(Code 1962, § 8-33)

§ 7-58. Use of name of licensed electrician.

No licensed electrician shall allow his name to be used by any other person directly or indirectly, either for the purpose of obtaining a permit, or to do any work under his license.

(Code 1962, § 8-34)

§ 7-59. Inspection fees.

Permits shall not be issued by the building official until after the inspection fees shall have been paid to the city auditor and clerk. Permit fees shall be as posted in inspection office.

(Code 1962, § 8-35)

§ 7-60. Separate permit for each service; classifications.

For the purpose of this article, to regulate the issuing of permits and fixing the inspection fees covering same, each recording watt-hour meter and all subfeeder wires and branch circuit wires connecting to same shall be construed as one (1) service. A separate permit must be issued for each service.

(Code 1962, § 8-36)

§ 7-61. Inspection and certificate required before use of current.

It shall be unlawful for any person to use any electrical current in or through any wiring apparatus or fixtures for lights, heat or power in or on any buildings or structure within the limits of the city until the same shall have been inspected and approved by the electrical inspector and the certificate hereinafter provided for shall have been issued therefor.

(Code 1962, § 8-37)

§ 7-62. Preliminary and final inspection.

(a) All plumbing and other piping or tube work must be in place on work to be concealed before the electrical wiring is inspected, and no such wiring shall be considered as complete until all such plumbing or piping is in place.

(b) Upon making an inspection of any electrical wiring or equipment when the same is found to have been installed in a satisfactory manner, and in accordance with the provisions of this electrical code, the inspector shall place a notice at the service switch or other suitable place stating the electrical work has been inspected and found to be in accordance with the rules as prescribed and the provisions of this article.

(c) It shall be unlawful to lath, seal or in any manner conceal any electrical wiring or equipment until same has been inspected and the notice posted as herewith required.

(d) The electrical inspector shall be the judge of the quality of the material and workmanship, according to this article.

(Code 1962, § 8-39)

§ 7-63. Final certificate of inspection.

When any electrical wiring, apparatus or fixtures covered by a permit shall be found on inspection by the electrical inspector to conform to the rules and regulations provided by this code, the electrical inspector shall issue a final certificate of inspection certifying that the wiring, apparatus or fixtures have been inspected and found to comply with the terms of this code, but no such certificate shall be issued until such wiring and equipment is made to conform to such rules and regulations.

(Code 1962, § 8-40)

§ 7-64. Distributors to have permission to connect.

It shall be unlawful for any person furnishing electric current for light, heat or power to connect his distributing system with any installation of wiring, apparatus or fixtures in or on any building within the limits of the city without having first received permission from the electrical inspector to furnish current for such wiring, apparatus or fixtures; such permission shall be given by the electrical inspector at any time after the certificate herein provided for shall have been issued.

(Code 1962, § 8-42)

§ 7-65. Removal of unsafe apparatus.

The electrical inspector is hereby empowered to inspect or reinspect, at his option, all interior wires and apparatus conducting or using electrical current for light, heat or power, and when the conductors or apparatus are found to be unsafe to life or property, he shall notify the person owning, using or operating them to place the same in a safe and secure condition within twenty-four (24) hours or within such further time as the electrical inspector shall determine is necessary. Any person failing or refusing to repair or remove the same within such further time as the electrical inspector shall determine is necessary after the receipt of such notice, shall be subject to the penalty provided in section 1-8 of this Code, and his electrical service is subject to be discontinued without further notice.

(Code 1962, § 8-43)

§ 7-66. Use of condemned utility poles prohibited.

It shall be unlawful for any person to erect for use in the transmission of electric light, heat or power, any pole or poles found and declared by the electrical inspector to be unsafe for such use, or to fail to remove or continue to use such poles after the expiration of a period of five (5) days after notice from the electrical inspector to remove the same.

(Code 1962, § 8-44)

§ 7-67. Joint use of poles by different companies; zones.

On any pole of any electric light, power, street railway, telephone or telegraph company used jointly by two (2) or more such companies, such company shall be allotted a special zone, and shall confine its wires to that zone. Spaces shall be measured from the tops of poles downward, and a suitable zone on every pole shall at all times be reserved for the free use of the city in stringing its fire alarm or police telephone wires.

(Code 1962, § 8-45)

§ 7-68. Removal of dead wires.

The electrical inspector shall cause all wires, except telephone wires, that have not been used for thirty (30) days, and which are known as dead wires, to be removed at once at the expense of the owners of such wires. All dead wires of telephone companies shall be detached from the buildings with which they have been connected.

(Code 1962, § 8-46)

§ 7-69. Disconnection of wires for other work.

Whenever builders or persons engaged in repairing, painting, etc., find it necessary to remove wires from buildings in prosecuting their work, the owner of such building or the contractor engaged thereon shall serve the electrical inspector with notice twenty-four (24) hours before such contemplated work is begun, and the inspector shall have authority in his discretion to direct the owners of such buildings to remove the wires.

(Code 1962, § 8-47)

§ 7-70. Discontinuance of service to enforce compliance.

In any case of failure of any person to remove or discontinue the use of any electric poles, appliances or equipment condemned by the electrical inspector, the inspector may after due notice cut out lights or current in any locality affected by such nonobservance and discontinue electric service until such requirements are complied with.

(Code 1962, § 8-48)

§ 7-71. Interference with inspector.

It shall be unlawful for any person to hinder or interfere with the city electrical inspector in the discharge of his duties under this chapter.

(Code 1962, § 8-49)

Article IV. Plumbing Standards

§ 7-86. Plumbing code—Adopted.

The Standard Plumbing Code, 1994 edition, as published by the Southern Building Code Congress International, Inc. is hereby adopted by reference and shall be known and identified as the plumbing code of the city.

(Code 1962, § 8-49.1; Ord. No. 90-12, § 1, 7-17-90; Ord. No. 96-10, § 1, 5-21-96)

§ 7-87. Plumbing inspector.

The building official or his designee shall be the inspector of plumbing and sewer connections in the city. Whenever the word "inspector" appears in this plumbing code, it shall be understood to refer to the building official or his designee.

(Code 1962, § 8-50; Ord. No. 90-12, § 1, 7-17-90)

§ 7-88. Plumbing inspector to be judge of materials and workmanship.

The plumbing inspector shall be the judge of the quality of the material and workmanship, according to this article.

(Code 1962, § 8-52)

§ 7-89. Authority of plumbing inspector to enter, inspect, enforce.

The inspector is to have the privilege at any time of entering and inspecting the plumbing and drainage of any premises, and if the same are found to be in unsanitary condition, he shall order the same altered to conform to the provisions of this plumbing code. Any person failing or refusing to make such alteration for a period of fifteen (15) days after such notice shall be punished as provided in section 1-15 of this Code.

(Code 1962, § 8-53)

§ 7-90. Plumbing license required; examinations; reciprocity.

(a) The city does hereby enter into the membership of the Board of Examiners of Polk County and Municipalities, Inc., for the express purpose of allowing that board to handle competency examinations for the certification of all construction trades and for the issuance of certificates of competency for those who engage in plumbing contracting within the city. The city manager will promulgate rules and regulations for the purpose of setting up a system of reciprocity for the examination of persons to engage in the trade of plumbing construction for various participating municipalities in Polk County. Said rules and regulations shall provide for a joint board of examiners by all participating municipalities in Polk County, and may provide a method for the examination of the qualifications of person desiring to engage in the trade of plumbing in the city, and may provide that those who pass such examination are entitled to the issuance of a certificate of competency, as either a master or journeyman plumber, by the city, and may provide for the issuance of the certificate of competency by the building official to each successful applicant.

(b) No business tax receipt shall be issued any person for the purpose of engaging in or working at or carrying on the business of plumbing contracting unless such person is in possession of a proper and valid certificate of competency as required under this article.

(c) The Board of Examiners of Polk County and Municipalities, Inc., may use any recognized testing agency or testing method that is available.

(d) The city does hereby establish, with other municipalities, a contractors' disciplinary board in accordance with F.S. § 489.131(7)(a), to discipline violations as set forth in F.S. § 489.129. The city shall appoint one (1) or more members to this board. Each appointee shall be a licensed contractor either registered or certified as a contractor with the state. The building official may submit to the board the name of any contractor who violates the building codes as adopted by the city code of ordinances.

(Code 1962, § 8-55; Ord. No. 92-12, § 4, 9-22-92; Ord. No. 92-22, § 3, 1-5-93; Ord. No. 96-12, § 1, 6-4-96; Ord. No. 2006-47, § 3, 12-5-06)

CROSS REFERENCE

Licenses and business regulations, Ch. 14; local occupation license tax, § 14-26 et seq.

§ 7-91. License tax; payment a prerequisite to issuance of permit.

All plumbing contractors doing business in the city, or plumbers contracting business in the city, shall pay an annual license fee as provided in section 14-51 of the license tax schedule, and no permit for plumbing installation, alteration or extension shall be issued except to a licensed plumber.

(Code 1962, § 8-57)

§ 7-92. License subject to revocation.

The license of any plumber who persists in violating any provisions of this plumbing code shall be revoked and such license will not be renewed.

(Code 1962, § 8-58)

§ 7-93. Employment of apprentices.

Apprentices shall be permitted to install plumbing work only under the personal supervision of licensed plumbers who shall be present on the building while such work is being performed; and any person employing an apprentice or helper on any new or old remodeling work not under the direct supervision of a licensed plumber shall be liable for the penalties provided in section 1-15.

(Code 1962, § 8-64)

Article V. Gas Standards

§ 7-111. Gas code—Adopted.

The Standard Gas Code, 1994 edition, published by the Southern Building Code Congress International, Inc., is hereby adopted by reference, including all appendices and shall be known and identified as the gas code of the city.

(Code 1962, § 8-70; Ord. No. 90-12, § 1, 7-17-90; Ord. No. 96-10, § 1, 5-21-96)

§ 7-112. Gas fitting license required; examinations; reciprocity.

(a) The city does hereby enter into the membership of the Board of Examiners of Polk County and Municipalities, Inc., for the express purpose of allowing that board to handle competency examinations for the certification of all construction trades and for the issuance of certificates of competency for those who engage in plumbing contracting (gas fitting) within the city. The city manager will promulgate rules and regulations for the purpose of setting up a system of reciprocity for the examination of persons to engage in the trade of plumbing construction (gas fitting) for various participating municipalities in Polk County. The rules and regulations shall provide for a joint board of examiners by all participating municipalities in Polk County, and may provide a method for the examination of the qualifications of person desiring to engage in the trade of plumbing, gas fitting in the city, and may provide that those who pass such examination are entitled to the issuance of a certificate of competency, as either a master or journeyman plumber (gas fitter) by the city, and may provide for the issuance of a certificate of competency by the building official to each successful applicant.

(b) No business tax receipt shall be issued to any person for the purpose of engaging in or working at or carrying on the business of plumbing contracting (gas fitting) unless such person is in possession of a proper and valid certificate of competency as required under this article.

(c) The Board of Examiners of Polk County and Municipalities, Inc., may use any recognized testing agency or testing method that is available.

(d) The city does hereby establish, with other municipalities, a contractors' disciplinary board in accordance with F.S. § 489.131(7)(a), to discipline violations as set forth in F.S. § 489.129. The city shall appoint one (1) or more members to this board. Each appointee shall be a licensed contractor either registered or certified as a contractor with the state. The building official may submit to the board the name of any contractor who violates the building codes as adopted by the city code of ordinances.

(Code 1962, § 8-71; Ord. No. 92-12, § 5, 9-22-92; Ord. No. 92-22, § 4, 1-5-93; Ord. No. 96-12, § 1, 6-4-96; Ord. No. 2006-47, § 3, 12-5-06)

CROSS REFERENCE

Licenses and business regulations, Ch. 14; local occupational license tax, § 14-26 et seq.

§ 7-113. Gas official.

The building official or his designee shall be the gas official in the city. Whenever the word "official" appears in this gas code, it shall be understood to refer to the building official or his designee.

(Ord. No. 90-12, § 1, 7-17-90)

Article VI. Mechanical Standards**§ 7-131. Mechanical code—Adopted.**

The Standard Mechanical Code, 1994 edition, as published by the Southern Building Code Congress International, Inc., is hereby adopted by reference and shall be known and identified as the mechanical code of the city.

(Code 1962, § 8-90; Ord. No. 90-12, § 1, 7-17-90; Ord. No. 96-10, § 1, 5-21-96)

§ 7-132. Mechanical and air conditioning license examinations; reciprocity.

(a) The city does hereby enter into the membership of the Board of Examiners of Polk County and Municipalities, Inc., for the express purpose of allowing that board to handle competency examinations for the certification of all mechanical and air conditioning contractors and for the issuance of certificates of competency for those who engage in mechanical and air conditioning contracting within the city. The city manager will promulgate rules and regulations for the purpose of setting up a system of reciprocity for the examination of persons to engage in the trade of mechanical and air conditioning construction for various participating municipalities in Polk County. The rules and regulations shall provide for a joint board of examiners by all participating municipalities in Polk County, and may provide a method for the examination of the qualifications of persons desiring to engage in the trade of mechanical and air conditioning construction in the city, and may provide that those who pass such examination are entitled to the issuance of a certificate of competency, as a mechanical or air conditioning contractor, by the city, and may provide for the issuance of the certificate of competency by the building official to each successful applicant.

(b) No business tax receipt shall be issued to any person for the purpose of engaging in or working at or carrying on the business of mechanical or air conditioning contracting unless such person is in possession of a proper and valid certificate of competency as required under this article.

(c) The Board of Examiners of Polk County and Municipalities, Inc., may use any recognized testing agency or testing method that is available.

(d) The city does hereby establish, with other municipalities, a contractors' disciplinary board in accordance with F.S. § 489.131(7)(a), to discipline violations as set forth in F.S. § 489.129. The city shall appoint one (1) or more members to this board. Each appointee shall be a licensed contractor either registered or certified as a contractor with the state. The building official may submit to the board the name of any contractor who violates the building codes as adopted by the city code of ordinances.

(Code 1962, § 8-91; Ord. No. 92-12, § 6, 9-22-92; Ord. No. 92-22, § 5, 1-5-93; Ord. No. 96-12, § 1, 6-4-96; Ord. No. 2006-47, § 3, 12-5-06)

CROSS REFERENCE

Licenses and business regulations, Ch. 14; local occupational license tax, § 14-26 et seq.

§ 7-133. Mechanical official.

The building official or his designee shall be the mechanical official in the city. Whenever the word "official" appears in this mechanical code, it will be understood to refer to the building official or his designee.

(Ord. No. 90-12, § 1, 7-17-90)

Article VII. Swimming Pool Standards

§ 7-151. Swimming pool code—Adopted.

The Standard Swimming Pool Code, 1994 edition, as published by the Southern Building Code congress, is hereby adopted by reference and shall be known and identified as the swimming pool code of the city.

(Code 1962, § 8-100; Ord. No. 90-12, § 1, 7-17-90; Ord. No. 96-10, § 1, 5-21-96)

§ 7-152. Swimming pool contracting license required; examinations; reciprocity.

(a) The city does hereby enter into the membership of the Board of Examiners of Polk County and Municipalities, Inc., for the express purpose of allowing the board to handle competency examinations for the certification of all swimming pool contractors and for the issuance of certificates of competency for those who engage in swimming pool contracting within the city. The city manager will promulgate rules and regulations for the purpose of setting up a system of reciprocity for the examination of persons to engage in the trade swimming pool construction for various participating municipalities in Polk County. The rules and regulations shall provide for a joint board of examiners by all participating municipalities in Polk County, and may provide a method for the examination of the qualifications of persons desiring to engage in the trade of swimming pool contracting in the city, and may provide that those who pass such examination are entitled to the issuance of a certificate of competency, as a swimming pool contractor, by the city, and may provide for the issuance of said certificate of competency by the building official to each successful applicant.

(b) No business tax receipt shall be issued to any person for the purpose of engaging in or working at or carrying on the business of swimming pool contracting unless such person is in possession of a proper and valid certificate of competency as required under this article.

(c) The Board of Examiners of Polk County and Municipalities, Inc., may use any recognized testing agency or testing method that is available.

(d) The city does hereby establish, with other municipalities, a contractors' disciplinary board in accordance with F.S. § 489.131(7)(a), to discipline violations as set forth in F.S. § 489.129. The city shall appoint one (1) or more members to this board. Each appointee shall be a licensed contractor either registered or certified as a contractor with the state. The building official may submit to the board the name of any contractor who violates the building codes as adopted by the city code of ordinances.

(Code 1962, § 8-101; Ord. No. 92-12, § 7, 9-22-92; Ord. No. 92-22, § 6, 1-5-93; Ord. No. 96-12, § 1, 6-4-96; Ord. No. 2006-47, § 3, 12-5-06)

CROSS REFERENCE

Licenses and business regulations, Ch. 14; local occupational license tax, § 14-26 et seq.

Article VIII. Reserved

CROSS REFERENCE

Licenses and business regulations, Ch. 14; local occupational license tax, § 14-26 et seq.

Article IX. Schedule Of Fees

CROSS REFERENCE

Licenses and business regulations, Ch. 14; local occupational license tax, § 14-26 et seq.

§ 7-200. Authority.

In accordance with authority granted by F.S. § 553.80(1), the city commission hereby adopts a schedule of fees for the enforcement of the provisions of this chapter. Such fees will be used solely for the purpose of enforcing said provisions.

(Ord. No. 2003-13, § 1, 6-3-03)

§ 7-201. Fees.

(a) *Minimum building valuation.* The city will use ninety-five (95) percent of the average value stated in the most current "Building Valuation Data" chart as published in the Building Safety Journal by the International Code Council (ICC) as the minimum valuation per square foot for calculation of building permit fees. If minimum valuation is exceeded, then the contract price shall prevail.

(b) *Schedule of fees.* The schedule of fees established by this section shall be automatically adjusted annually beginning on October 1, 2008 to reflect an increase based on June's annual CPI or two and one-half (2.5) percent, whichever is greater, without further need for commission action.

BUILDING PERMIT	
Total valuation \$1,000.00 and less	Inspection only fee of \$40.00 per inspection.

Total Valuation 1,000.01 to 100,000.00	40.00 for the first 1,000.00 plus 5.50 for each additional thousand or fraction thereof, to and including 100,000.00.
Total Valuation 100,000.01 to 500,000.00	590.00 for the first 100,000.00 plus 4.40 for each additional thousand or fraction thereof, to and including 500,000.00.
Total Valuation 500,000.01 and up	2,350.00 for the first 500,000.00 plus 3.30 for each additional thousand or fraction thereof.
CERTIFICATE OF OCCUPANCY	
Residential	\$30.00
Commercial	\$40.00
DEMOLITION PERMIT	\$77.00 for the demolition of any building or structure.
ELECTRICAL PERMIT	
Residential:	
One-family or two-family dwelling— New construction	100.00 per unit
One-family or two-family dwelling— Alteration, renovation or addition	60.00 per unit
Multi-family dwelling—New construction	60.00 for first unit; 40.00 for each additional unit
Multi-family dwelling—Alteration, renovation or addition	36.00 for first unit; 24.00 for each additional unit
Commercial: Based on electrical valuation	
New construction, Additions, Renovations, buildouts, etc.	40.00 for the first 1,000.00 or fraction thereof, plus 4.40 for each additional 1,000.00
Temporary electrical service	35.00
FUEL GAS PERMIT: Based on fuel gas valuation	
New construction, additions, renovations, build-outs, etc.	40.00 for the first 1,000.00 or fraction thereof, plus 4.40 for each additional 1,000.00
IRRIGATION PERMIT	\$27.50
MECHANICAL PERMIT	
Residential:	
One-family or two-family dwelling— New construction	82.50 per unit
One-family or two-family dwelling— Alteration, renovation or addition	55.00 per unit
Multi-family dwelling—New construction	66.00 for first unit; 44.00 for each additional unit
Multi-family dwelling—Alteration, renovation or addition	40.00 for first unit; 26.50 for each additional unit
Commercial: Based on mechanical valuation	
New construction, additions, renovations, build-outs, etc.	40.00 for the first 1,000.00 or fraction thereof, plus 4.40 for each additional 1,000.00
Other Mechanical: Based on system valuation	
Fire suppression—Hood systems	Same as commercial mechanical
Fire Sprinkler systems	Same as commercial mechanical
MOVING PERMIT	\$110.00 for moving any building or structure.
MOVING PERMIT FOR RESIDENTIAL SHEDS	Valuation (same as building permit scale)
PENALTY FEE (for starting work without a permit; for second and each subsequent violation)	The penalty shall be 100% of the usual permit fee or \$150.00, whichever is greater, in addition to the normally required permit fee.
PLAN CHECKING FEE	One-half of the base permit fee. For revised plans—one-half of the original plan review fee. Residential: fee is due upon permit issuance. Commercial: fee is due upon submittal of each application or revision.

PLUMBING PERMIT	
Residential:	
One-family or two-family dwelling— New construction	82.50 per unit
One-family or two-family dwelling— Alteration, renovation or addition	55.00 per unit
Multi-family dwelling—New construction	66.00 for first unit; 44.00 for each additional unit
Multi-family dwelling—Alteration, renovation or addition	40.00 for first unit; 26.50 for each additional unit
Commercial: based on mechanical valuation	
New construction, additions, renovations, build-outs, etc.	38.50 for the first 1,000.00 or fraction thereof, plus 4.40 for each additional 1,000.00
Other Mechanical	Based on system valuation
REINSPECTION FEE ON FIRST OR SUBSEQUENT REINSPECTIONS	At the discretion of the inspector, a 25.00 fee may be charged for the 1st reinspection where the work was obviously not ready for inspection. A fee in the amount of 50.00 will be charged for the 2nd occurrence for the same inspection. The fee for a 3rd occurrence will be 100.00.
SIGN PERMIT	Valuation (same as building permit scale)
SWIMMING POOL PERMIT	Valuation (same as building permit scale)

(Ord. No. 96-10, § 1, 5-21-96; Ord. No. 2003-13, § 1, 6-3-03; Ord. No. 2007-44, § 1, 9-18-07; Ord. No. 2009-16, § 3, 6-2-09)

EDITOR'S NOTE

Section 3 of Ord. No. 2007-44 provided for an effective date of Oct. 1, 2007.