



City of North Port

Office of the City Attorney

Response to Request for Legal Services

To: Kenneth Boudreau, Interim Building Official

From: Michael Golen, Assistant City Attorney

Through: Amber L. Slayton, City Attorney

Date: September 19, 2019

Re: Request for Legal Services – Ordinance No. 2019-01 related to fees for certain shed permits

The above-referenced Request for Legal Services has been reviewed.

Ordinance No. 2019-01 Regarding Sheds

The attached Ordinance No. 2019-01 has been revised so as to be legally correct as to form.

Ordinance Template to Amend Building Code

Also attached is a draft ordinance that can be used to amend Chapter 1 of the Florida Building Code, which is adopted in Section 14-20(b) of the Code of the City of North Port, Florida; part of the North Port Building Code. Local amendments to Chapter 1 of the Florida Building Code can be made pursuant to the requirements set out in Florida Statutes Section 553.79(4)(a).

Statutory Requirements

Florida Statutes Section 553.79(4)(a) requires that local governments comply with the specific standards of the Florida Building Code, but allows amendments to be made to the administrative provisions found in Chapter 1 of the Florida Building Code as long as they are more stringent than the minimum standards provided by the statute. All local amendments must be transmitted to the Florida Building Commission within 30 days of enactment, and the local government must make such local amendments available to the general public in a usable format.

Please let me know if there are any questions, comments, or concerns. If your department would like any revisions to the ordinances, additional legal review will be required. Otherwise, no further action will be taken on this Request for Legal Services. The matter will be deemed concluded once the City Commission takes final action. The file will then be closed.