

R-17-153

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, RELATING TO BUILDING CODE; ADOPTING FLORIDA BUILDING CODE 6TH EDITION (2017); PROVIDING DIRECTIONS REGARDING CODIFICATION; REPEALING AND SUPERSEDING CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Manatee County, Florida, participates in the National Flood Insurance Program for the unincorporated areas of the County; and

WHEREAS, Manatee County, Florida, is ranked as a Class 5 community in the Community Rating System which provides discounts to flood insurance policy holders; and

WHEREAS, Manatee County, Florida, may increase the discounts to flood insurance policy holders by petitioning to become a Class 4 community; and

WHEREAS, the Community Rating System provides credits that may be applied to potential additional flood insurance discounts for communities which coordinate local building codes with floodplain management; and

WHEREAS, the Florida Building Commission adopted the Florida Building Code, 6th Edition (2017) as the building code for the State of Florida; and

WHEREAS, by adopting the Florida Building Code, Manatee County, Florida may receive credits for potential additional flood insurance discounts; and

WHEREAS, the Board of County Commissioners of Manatee County, Florida has determined that it is in the best interest of the residents and the flood insurance policy holders of unincorporated Manatee County to adopt said Florida Building Code.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, that:

Section 1. The Florida Building Code, 6th Edition (2017), as adopted by the Florida Building Commission, is hereby adopted. A copy of the Florida Building Code is on file in the office of the Clerk of the Circuit Court of Manatee County, Florida. **

Section 2. This resolution shall not be codified in the Manatee County Code of Resolutions.

Section 3. Upon the effective date of this resolution, all resolutions and parts of resolutions in conflict with the provisions of this resolution, including, but not limited to,

Resolution No. R-15-105 shall be repealed, rescinded, superseded and replaced by this resolution to the extent of such conflict.

Section 4. In the even any provisions, portion or section of this resolution is determined to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such decision shall, in no manner affect the remaining provisions, portions or sections of this resolution, which shall remain in full force and effect.

Section 5. This resolution shall take effect December 31, 2017.

DULY ADOPTED with a quorum present and voting this 7th day of December, 2017.



BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

By:


Betsy Benac, Chairman

ATTEST: Angelina M. Colonnese
Clerk of the Circuit Court

By:


Deputy Clerk

REVISION (2) December 7, 2017 Land Use Meeting
Agenda Item #15

Subject

Florida Building Code 6th Edition (2017)

Briefings

Briefing Provided Upon Request

Contact and/or Presenter Information

Carroll (CJ) Dupre, Building Official ext. 3072

Lacy Pritchard, Fiscal Analyst ext. 3827

APPROVED in Open Session

December 7, 2017

Manatee County Board of County
Commissioners

Action Requested

Adoption of Resolution R-17-153

Enabling/Regulating Authority

The Florida Building Commission adopted the Florida Building Code 6th Edition (2017) and will go in to effect on December 31, 2017.

Background Discussion

The Florida Building Commission adopts the Florida Building Code for the State of Florida pursuant to Florida Statute 553. The Florida Building Commission has adopted Florida Building Code 6th Edition (2017) to go into effect on December 31, 2017. By adoption of the Florida Building Code 6th Edition (2017) allows the county to participate in the National Flood Insurance Program and Community Rating System which provides discounts to our flood insurance policy holders.

County Attorney Review

Not Reviewed (No apparent legal issues)

Explanation of Other

Reviewing Attorney

N/A

Instructions to Board Records

Forward copy of signed Resolution to Carroll Dupre, Building Official
carroll.dupre@mymanatee.org

Cost and Funds Source Account Number and Name

N/A

Amount and Frequency of Recurring Costs

N/A

Attachment: [R-17-153 BLDG CODE Revised 12-6-2017.pdf](#)

MEMORANDUM

To: Nicole Knapp, Planning Section Manager
From: Bobbi Roy, Planning Coordinator
Date: **December 6, 2017**
Subject: Agenda Update for the December 7, 2017 Board of County Commissioners Land Use Meeting



THIS MEMO AND THE CHANGES INDICATED BELOW ARE REFLECTED IN THE ELECTRONIC AGENDA (E-AGENDA)

ADD-ON Item

Consent – Florida Building Code (6th Edition) Resolution R-17-153 – Agenda Memo and Resolution attached

4. 9:00 AM Time Certain Interlocal Agreement with City of Anna Maria (City Pier renovation) – Revised agreement attached.

10. Impact Fee Administrative Procedures Manual – Revised Resolution R-17-107 and Procedures Manual attached and a revised Motion to read in its entirety: Based upon the staff recommendation to adopt the Impact Fee Administrative Procedures Manual (dated December 5, 2017), the Management Action Plan from the Impact Fee Audit by the Clerk of the Circuit Court, the 2015 County Impact Fee Study, the Planning Commission finding that Resolution No. R-17-107 is consistent with the Comprehensive Plan and in accordance with the Land Development Code, and after consideration of public comments, the Board of County Commissioners adopts Resolution No. R-17-107.

11. LDC Chapter 11 (Impact Fees) and Chapter 2 (Definitions) – A public comment letter attached and a revised motion to read in its entirety: Based on recommended changes by staff to Land Development Code Chapter 11 (Impact Fees dated November 3, 2017) and Chapter 2 (Definitions related to impact fees dated September 18, 2017), the Management Action Plan from the Impact Fee of the public comments, the Board of County Commissioners adopts Ordinance No. 17-24.

12. PDR-15-30(Z)(P) – Myarra Property Joint Venture, LLC/Myara Subdivision (fka ESME I, LLC/Myara Subdivision), 20150439, MEPS519, Quasi-Judicial, Rossina Leider, Principal Planner – Revised Stipulations C.1 and C.2 to be stricken in their entirety to be replaced with language below and revisions to Ordinance. The revised Ordinance is attached. Letter from the applicant requesting additional presentation time attached.

C. Stormwater Conditions

1. This project shall be required to reduce the calculated pre-development flow rate by twenty-five percent (25%) for all stormwater outfall flow directly or indirectly into Braden River Watershed. Modeling shall be used to determine pre- and post-development flows.

2. All fill within the 25- and 100-Year Floodplain shall be compensated by the creation of an equal or greater storage volume above seasonal high water table or drainage modeling shall utilize the adopted Braden River Watershed Study to demonstrate, in post-development condition, that no adverse impacts are created to adjacent property based upon a “no-rise” flood stage condition.

Building and Development Services
Public Hearings
1112 Manatee Avenue West
Phone number: (941) 748-4501 ext. 6878

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Reviewing Attorney

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**BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**

By: _____
Betsy Benac, Chairman

**ATTEST: Angelina M. Colonnese
Clerk of the Circuit Court**

By: _____
Deputy Clerk