MIAMI-DADE COUNTY

MIAMI-DADE COUNTY, FLORIDA
METRO-DADE FLAGLER BUILDING

BUILDING CODE COMPLIANCE OFFICE
METRO-DADE FLAGLER BUILDING
140 WEST FLAGLER STREET, SUITE 1603
MIAMI, FLORIDA 33130-1563
(305) 375-2901 FAX (305)375-2908

CONTRACTOR LICENSING SECTION
(305) 375-2527 FAX (305) 375-2558

CONTRACTOR ENFORCEMENT SECTION
(305) 375-2966 FAX (305) 375-2908

PRODUCT CONTROL DIVISION
(305) 375-2902 FAX (305) 372-6339

MEMO

TO: **All Building Officials in Miami-Dade County**

FROM: **Herminio F. González, P.E., Secretary**
Miami-Dade Board of Rules and Appeals

DATE: **March 17, 2006**

SUBJECT: Interpretation of Section 8-5 Chapter 8 Code of Miami-Dade County

At their meeting of March 16, 2006 the Board of Rules and Appeals addressed a request for the interpretation of Section 8-5 of the Code of Miami-Dade County. The request for interpretation was submitted by the Building Official of Miami Beach. The focus of the request for interpretation centered on an order issued by the Miami-Dade County Unsafe Structures Board. The request for interpretation was submitted in the form of questions.

The Board determined that the appropriate review of actions or orders of the Unsafe Structures Board would be the jurisdiction of the Circuit Court. The Board accepted Building Code Compliance Staff's opinion, which provided guidance to the Building Official in response to the questions submitted. In doing so, the Board clarified that a Building Official has an obligation to execute an order issued by the Unsafe Structures Board in a manner and within the time limitation imposed by the Board. The Board further clarified that, pursuant to the order of the Unsafe Structures Board, the Building Official must ensure that all necessary construction documents are submitted for review and that the permit application is in accordance with all pertinent laws and ordinances prior to issuance of a permit. Finally, the Board clarified that if all standard permit requirements are met, by an Applicant, the permit must be issued in accordance with the provisions contained in the Florida Building Code Section 105.3.5.

If you have any questions please contact Mr. Michael Goolsby, Chief Code Compliance Division at (305) 575-2901.