

ORDINANCE NO. 24-001

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; **AMENDING CHAPTER 103, DIVISION I, SECTION 103-24, SUBSECTION (a) TO PROVIDE FOR LOCAL ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING CODE (FBC), 8TH EDITION (2023)** IN THE CODE OF ORDINANCES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature enacted the “Florida Building Codes Act” in 2001 to provide for uniform adoption, updating, amendment, interpretation, and enforcement of a single, unified statewide building code; and

WHEREAS, the Florida Building Code is adopted and updated with new editions every three years pursuant to Florida Statutes. In last year’s session, the legislature approved the 8th Edition (2023) Florida Building Code; and

WHEREAS, the Code of Ordinances, provides for the adoption and regulation of the Florida Building Code; which shall be amended from time to time to ensure compliance with Florida State Statutes and the Florida Building Code;

WHEREAS, section 553.73(4)(a)(2023), Florida Statutes, authorizes the City to adopt amendments to the administrative provisions of the Florida Building Code to meet local conditions.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida:

SECTION 1. Chapter 103, Article II, Division 1, Section 103-24, Subsection (a) of the Code of Ordinances, is hereby amended as follows:

Sec. 103-24. - Florida Building Code amendments.

(a) Florida Building Code Administrative Amendments.

(1) *Florida Building Code, Building; Chapter 1, Scope and Administration.*

The Building Officials Association of Florida’s (BOAF) *Model Administrative Code (202~~03~~)* for the ~~78th~~ *8th Edition of the Florida Building Code (202~~03~~)*, with local additions and deletions thereto recommended by the City’s building official as authorized by F.S. § 553.73(4)(a), attached hereto as Exhibit “A” is hereby adopted and incorporated herein by reference. The *Model Administrative Code (202~~03~~)*, together with the City’s additions and deletions is on file in the office of the Building Department.

(2) *Florida Building Code, Building; Chapter 16, Structural Design.*

FBC Sec. 1609.3 Ultimate design wind speed.

Ultimate Design Wind Speed Lines. As directed by the state legislature and adopted by the Florida Building Code, the exact location of the ultimate design wind speed lines for use in the design of Risk Category I buildings, Risk Category II buildings, Risk Category III and IV buildings shall be established by local ordinance using recognized physical landmarks such as major roads, canals, rivers and lake shores wherever possible.

Risk Category I. The jurisdiction of the City of Fort Pierce has one Ultimate Design Wind Speed for Risk Category I buildings and other structures, 140 mph.

Risk Category II. The jurisdiction of the City of Fort Pierce has two Ultimate Design Wind Speeds for Risk Category II buildings and other structures, 150 mph and 160 mph. The centerline of 25th Street is designated to represent the Ultimate Design Wind Speed Line. All land eastward of this line, including the barrier island, shall be in the 160 mph ultimate design wind zone. All land westward of this line shall be in the 150 mph ultimate wind design wind zone.

Risk Category III. The jurisdiction of the City of Fort Pierce has two Ultimate Design Wind Speeds for Risk Category III buildings and other structures, 160 mph and 170 mph. The centerline of 25th Street is designated to represent the Ultimate Design Wind Speed Line. All land eastward of this line, including the barrier island, shall be in the 170 mph ultimate design wind zone. All land westward of this line shall be in the 160 mph ultimate wind design wind zone.

Risk Category IV. The jurisdiction of the City of Fort Pierce has two Ultimate Design Wind Speeds for Risk Category IV buildings and other structures, 170 mph and 180 mph. The centerline of 25th Street is designated to represent the Ultimate Design Wind Speed Line. All land eastward of this line, including the barrier island, shall be in the 180 mph ultimate design wind zone. All land westward of this line shall be in the 170 mph ultimate wind design wind zone.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are and the same shall be repealed and shall be of no further force or effect whatsoever.

SECTION 3. This ordinance is and the same shall become effective immediately upon final passage hereof.

SECTION 4. If any provision of this Ordinance is held to be invalid, unconstitutional, or unenforceable for any reason by a court of competent jurisdiction, such invalidity shall not affect the validity of the remaining portions of this article, which shall be deemed separate, distinct and independent provisions to the fullest extent possible.

APPROVED AS TO FORM
AND CORRECTNESS:

Sara K. Hedges
City Attorney

**STATE OF FLORIDA
COUNTY OF ST. LUCIE**

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 24-001 was duly advertised by title only in the St. Lucie News Tribune on XXXX; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on Monday, March 18, 2024; and was duly introduced, read by title only, and passed on second and final reading on Monday, April 1, 2024, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida.

Linda Hudson
MAYOR COMMISSIONER

ATTEST

Linda W. Cox
CITY CLERK

(CITY SEAL)