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2
3 ORDINANCE NO. 2024-04 OF THE CITY OF LAKE WORTH BEACH, FLORIDA,
4 AMENDING CHAPTER 9, "BUILDINGS AND STRUCTURAL REGULATIONS",
5 ARTICLE I, "IN GENERAL", SECTION 9-2, "BUILDING CODE ADOPTED", BY
6 ADOPTING THE 2023 BUILDING CODE; AMENDING SECTION 9-2.1, "CITY OF LAKE
7 WORTH BEACH ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING
8 CODES ADOPTED", BY ADOPTING BY REFERENCE THE CITY OF LAKE WORTH
9 BEACH ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING CODE 2023
10 EDITION; PROVIDING FOR SEVERABILITY, THE REPEAL OF LAWS IN CONFLICT,
11 CODIFICATION, AND AN EFFECTIVE DATE
12

13 WHEREAS, pursuant to the home rule powers of the City of Lake Worth Beach
14 granted by Chapter 166, Florida Statutes, the City has the authority to exercise its police
15 powers and regulatory powers to protect the health, safety and welfare of its citizens; and
16

17 WHEREAS, the Florida Building Commission has adopted by rule, pursuant to
18 sections 120.536(1) and 120.54, Florida Statutes, the 2023 Edition of the Florida
19 Building Code; and
20

21 WHEREAS, subject to the provisions of the law, responsibility for enforcement,
22 interpretation, and regulation of the Florida Building code shall be vested in a specified
23 local government; and
24

25 WHEREAS, local governments may adopt amendments to the administrative
26 provisions of the Florida Building Code, subject to the limitations of section 553.73(4)(a),
27 Florida Statutes; and
28

29 WHEREAS, the adoption of administrative amendments serves the public
30 interest by strengthening and clarifying the proper administration of the Florida Building
31 Code, which includes building, electrical, plumbing, mechanical, and other technical
32 codes, for the health, safety, and general welfare of the citizens of the City of Lake
33 Worth Beach.
34

35 NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE
36 CITY OF LAKE WORTH BEACH, FLORIDA, that:
37

38 Section 1. The foregoing "WHEREAS" clauses are ratified and confirmed as being true
39 and correct and are made a specific part of this Ordinance as if set forth herein.
40

41 Section 2. Chapter 9, "Buildings and Structural Regulations", Article I, "In General",
42 Section 9-2., "Building code adopted" is hereby amended as follows (added words are
43 underlined and deleted words are ~~struck through~~):
44

45 **Sec. 9-2. - Building code adopted.**

46 The Florida Building Commission has adopted, by rule, pursuant to F.S. §§
47 120.536(1) and 120.54, the ~~2020~~ 2023 edition of the Florida Building Code, which
48 contains or incorporates by reference all laws and rules that pertain to and govern the
49 design, construction, erection, alteration, modification, repair, and demolition of public and
50 private buildings and structures, and the enforcement of such laws and rules.

51 Section 3. Chapter 9, “Buildings and Structural Regulations”, Article I, “In General”,
52 Section 9-2.1, “City of Lake Worth Beach administrative amendments to the Florida
53 Building Codes adopted” is hereby amended as follows (added words are underlined and
54 deleted words are ~~struck through~~):

55
56 **Sec. 9-2.1. - City of Lake Worth Beach administrative amendments to the Florida**
57 **Building Codes adopted.**

58 The City of Lake Worth Beach hereby adopts the Florida Building Code, ~~2020~~ 2023
59 Edition, with administrative amendments as set forth in Exhibit A of Ordinance ~~2020-19,~~
60 ~~as amended by Exhibit A of Ordinance No. 2022-25,~~ 2024-04, which shall be in full force
61 and effect as if fully set out in this section.

62 Section 4. Severability. If any section, subsection, sentence, clause, phrase or portion
63 of this Ordinance is for any reason held invalid or unconstitutional by any court of
64 competent jurisdiction, such portion shall be deemed a separate, distinct, and
65 independent provision, and such holding shall not affect the validity of the remaining
66 portions thereof.

67
68 Section 5. Repeal of Laws in Conflict. All ordinances or parts of ordinances in conflict
69 herewith are hereby repealed to the extent of such conflict.

70
71 Section 6. Codification. The sections of the ordinance may be made a part of the City
72 Code of Laws and ordinances and may be re-numbered or re-lettered to accomplish such,
73 and the word “ordinance” may be changed to “section”, “division”, or any other appropriate
74 word.

75
76 Section 7. Effective Date. This ordinance shall become effective on ten (10) days after
77 passage.

78 The passage of this ordinance on first reading was moved by Commissioner
79 _____, seconded by Commissioner _____, and upon being put to a vote,
80 the vote was as follows:

- 81
82 Mayor Betty Resch
83 Vice Mayor Christopher McVoy
84 Commissioner Sarah Malega
85 Commissioner Kimberly Stokes
86 Commissioner Reinaldo Diaz
87

88 The Mayor thereupon declared this ordinance duly passed on first reading on the
89 _____ day of _____, 2023.

91
92 The passage of this ordinance on second reading was moved by Commissioner
93 _____, seconded by Commissioner _____, and upon being put to a
94 vote, the vote was as follows:

- 95
- 96 Mayor Betty Resch
- 97 Vice Mayor Christopher McVoy
- 98 Commissioner Sarah Malega
- 99 Commissioner Kimberly Stokes
- 100 Commissioner Reinaldo Diaz

101
102 The Mayor thereupon declared this ordinance duly passed and enacted on the
103 _____ day of _____, 2024.

104
105
106 LAKE WORTH BEACH CITY COMMISSION

107
108
109 By: _____
110 Betty Resch, Mayor

111 ATTEST:

112
113
114 _____
115 Melissa Ann Coyne, City Clerk
116

117