

**CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY**



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Bill Type and Number: Ordinance 2023-780

Introducer/Sponsor(s): Council Members M. Carlucci, Freeman, Clark-Murray

Date of Introduction: November 14, 2023

Committee(s) of Reference: LUZ

Date of Analysis: November 16, 2023

Type of Action: Building Code amendment; direction to Building Codes Adjustment Board; authorizing transmittal to Florida Building Commission; request for emergency passage on one cycle

Bill Summary: The ordinance re-adopts the City's previously adopted amendment to Ordinance Code Chapter 321 – Adoption of Building Code – to provide a requirement for the provision of changing tables for children and adults in the restrooms of certain public assembly facilities, restaurants and commercial establishments. It authorizes the required transmission of the technical amendment to the Florida Building Commission and directs the Building Codes Adjustment Board to readopt the requirement by rule. Emergency passage on second reading is requested.

Background Information: Any deviation from the Florida Building Code that would be more stringent than the standard code provisions may only be adopted by a local government after the proposed deviation is transmitted to and approved by the Florida Building Commission, which must find that the proposed deviation is no more stringent than necessary to address the identified need, does not discriminate against materials, products, or construction techniques of demonstrated capabilities, and is in compliance with section 553.73(4), Florida Statutes (public hearing requirements, establishment of local need, etc.). Local deviations must be re-approved after each adoption of a new edition of the Florida Building Code if the topic of the deviation is not covered in the new Code.

Jacksonville adopted the child and adult changing table requirements via Ordinances 2019-392-E and 2019-464-E, and the next edition of the Florida Building Code that will be released shortly does not contain provisions reflecting the City's local deviation requirements. Therefore, the requirements need to be re-adopted to continue in effect when the new 2023 Florida Building Code is released.

Policy Impact Area: Florida Building Code local deviation

Fiscal Impact: None to City; anticipated to be minimal to building and business owners.

Analyst: Clements