

**ORDINANCE 2003-040**

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, REPEALING INDIAN RIVER COUNTY CODE SECTION 103.03.3 "BUILDING CODE BOARD OF ADJUSTMENT AND APPEALS"; AND AMENDING CODE SECTIONS 400.07 AND 400.08 TO CHANGE THE NAME OF THE BUILDING CODE BOARD OF ADJUSTMENT AND APPEALS TO THE CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS**

**WHEREAS**, Ordinances 91-12, and 2001-020 established and amended the Indian River County Building Code Board of Adjustments and Appeals; and

**WHEREAS**, the Legislature of the State of Florida has adopted a statewide unified building code that supercedes and replaces all local building codes, and

**WHEREAS**, Section 110 of the Florida Building Code authorizes the applicable local governing body to appoint members to a Construction Board of Adjustment and Appeals and further sets forth the duties, powers, membership and procedures of the Construction Board of Adjustment and Appeals; and

**WHEREAS**, the duties and obligations of the Building Code Board of Adjustments and Appeals will be performed by the Construction Board of Adjustment and Appeals; and

**WHEREAS**, as a result of the adoption of the Florida Building Code and accompanying changes to Florida Statutes, it has become necessary to repeal Section 103.03.3 of the Code of Indian River County and amend Chapter 400 of the County Code to eliminate references to the "Building Code Board of Adjustments and Appeals" and replace them with the "Construction Board of Adjustment and Appeals" so that the Code of Indian River County is consistent with the Florida Building Code;

**NOW THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of Indian River County, that section 103.03.3 of the Indian River Code "Building Code Board of Adjustments and Appeals" is hereby repealed in its entirety.

**BE IT FURTHER ORDAINED** by the Board of County Commissioners of Indian River County, that sections 400.07 and 400.08 of the Indian River Code are hereby amended to eliminate references to the "Building Code Board of Adjustments and Appeals" and change them to refer to the "Construction Board

