

3/12/24
Approved

DESTIN FIRE CONTROL DISTRICT

RESOLUTION 23-02

A RESOLUTION OF THE DESTIN FIRE CONTROL DISTRICT, OKALOOSA COUNTY, FLORIDA, AMENDING RESOLUTION 11-04 AND RESOLUTION 15-02, WHICH CREATED FIRE AND LIFE SAFETY INSPECTION FEES FOR THE SERVICES PROVIDED TO INSPECT COMMERCIAL AND MULTI FAMILY RESIDENTIAL PROPERTIES TO DETERMINE COMPLIANCE WITH THE FLORIDA FIRE PREVENTION CODE, TO PROVIDE FOR THE FOLLOWING CHANGES AND ADDITIONS

WHEREAS, the Destin Fire Control District Board of Fire Commissioners is given the power pursuant to Section 633.208, Florida Statutes (2022) and Florida Administrative Code Chapter 69A-60, to enforce the Florida Fire Prevention Code; and

WHEREAS, Section 191.009(3)(d), Florida Statutes (2022), authorized the Destin Fire Control District Board of Fire Commissioners to collect user fees, for inspection structures, plans, and equipment to determine compliance with fire safety codes and standards, as may be authorized by a resolution of the Destin Fire Control District Board of Fire Commissioners; and

WHEREAS, the Destin Fire Control District Board of Fire Commissioners finds that Resolution 23-02, and the terms contained therein, are in the best interest for the health, safety, and welfare of the public.

NOWHEREFORE, BE IT SO RESOLVED, by the Destin Fire Control District Board of Fire Commissioners of Okaloosa County, Florida, state as follows:

SECTION 1: DEFINITIONS

As used in this regulation the following words and terms shall have the following meanings:

- a. **Fire Marshal:** Means an individual certified by the Destin Fire Control District, officially assigned the duties of conducting fire safety inspections of buildings and facilities on a recurring or regular basis, investigating civil infractions relating to fire safety, and issuing citations pursuant to this section on behalf of the state or any county, municipality, or special district with fire safety responsibilities.
- b. **Inspection:** Means the initial Fire and Life Safety Inspection by the Fire Marshal or designee.
- c. **Re-Inspection:** Means a follow up to a previous Inspection where a violation has been noted.
- d. **Fee:** Means the assessment of a monetary charge, as authorized pursuant to this Resolution.

SECTION 2: INSPECTION SCHEDULE:

- a. A Re-Inspection will occur on or after 30 calendar days past the initial Inspection.

SECTION 3: INSPECTION VIOLATION(S) PROCESS

- a. In the event all violations have not been corrected within the 30 days from the initial Inspection, a copy of the violation report will be sent to the Building Official(s) withdrawing the Fire District Approval Letter for the address listed on the report. A copy of the notice withdrawing the Fire District Approval Letter will also be sent to the property and business owner.
- b. When the violation(s) has / have been corrected, the occupant shall contact the Destin Fire Control District at 850-837-8413 to schedule an Inspection for the re-issuance of the Fire District Approval Letter. A fee of \$150.00 shall be paid prior to the re-issuance of the Fire District Approval Letter.

SECTION 4: LIMITATIONS AND RESTRICTIONS:

- a. The Destin Fire Control District's limits and restrictions are set forth in Florida Statutes.

SECTION 5: COLLECTION AND ENFORCEMENT

- a. The Destin Fire Control District shall collect and account for the Fees imposed by this Resolution and may establish such documents and procedures reasonably necessary to carry out the intent of this Resolution.
- b. The Destin Fire Control District may take all means necessary under Florida law to collect outstanding Fees.
- c. The Fees collected under this Resolution shall be general revenue of the Destin Fire Control District.

SECTION 6: EFFECTIVE DATE

- a. The changes allowed hereunder will become EFFECTIVE April 1, 2024.
- b. All resolutions or parts of resolutions in conflict with Resolution 23-02 are hereby repealed and replaced.