



AGENDA REPORT
July 9, 2019

**Board Policy Review, Re: BCC-82, Continued Use of Temporary Residence
after Issuance of Certificate of Occupancy**

SUBJECT:

Board Policy Review, Re: BCC-82, Continued Use of Temporary Residence after Issuance of Certificate of Occupancy.

DEPT/OFFICE:

Planning and Development

REQUESTED ACTION:

It is requested that the Board of County Commissioners continue Board Policy BCC-82, Continued Use of Temporary Residence after Issuance of Certificate of Occupancy.

SUMMARY EXPLANATION and BACKGROUND:

Pursuant to BCC-31 (Sunset Review of Programs, Services, Ordinances, Polices, and Administrative Orders), staff has reviewed BCC-82 and requests that the Board continue the policy to July 9, 2022. BCC-31 requires the review of Board Policies every three (3) years to determine if a policy is relevant.

BCC-82 is relevant in that it establishes a procedure by which a temporary residence may be utilized for up to forty-five (45) days after issuance of a Certificate of Occupancy to ease the transition of the resident into the newly constructed residence. It is not the intent of the Policy to permit permanent residency of two (2) structures to occur on a single-family lot.

The County Manager, or designee, is hereby authorized to approve the continued use of a temporary residence for up to forty-five (45) days to permit the resident to move into the newly completed residence.

No changes to the Policy were identified during the review of BCC-82.

CLERK TO THE BOARD INSTRUCTIONS:

Please forward the original Policy to the County Manager's Office.

ATTACHMENTS:

Description

- ▣ **Strike Through Copy**
- ▣ **Clean Copy**
- ▣ **Sunset Review Form**



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July 10, 2019

MEMORANDUM

TO: Frank Abbate, County Manager

RE: Item F.14., Board Policy BCC-82 for Continued Use of Temporary Residence
after Issuance of Certificate of Occupancy

The Board of County Commissioners, in regular session on July 9, 2019, approved the Board Policy BCC-82, Continued Use of Temporary Residence after Issuance of Certified of Occupancy. Enclosed is the original Policy.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

Tammy Rowe, Deputy Clerk

/ds

Encl. (1)

cc: Planning and Development Director



BOARD OF COUNTY COMMISSIONERS

POLICY

Number: BCC-82
Cancels: July 12, 2016
Approved: July 9, 2019
Originator: Planning & Development
Review: July 9, 2022

TITLE: Continued Use of Temporary Residence after Issuance of Certificate of Occupancy

I. Objective

To establish a procedure by which a temporary residence may be utilized for up to forty-five (45) days after the issuance of a Certificate of Occupancy to ease the transition of the resident into the newly constructed residence. It is not the intent of this Policy to permit permanent residency of two (2) structures to occur on a single-family residential lot.

II. Definitions and References

Certificate of Occupancy – As defined within the Florida Building Code and the Administration Section adopted in Chapter 22 of the Code of Ordinances of Brevard County.

Temporary Residence – A temporary mobile home utilized during construction of a residence as defined within Chapter 62 of the Code of Ordinances of Brevard County, or an existing residence occupied during construction of a replacement residence on the same property.

III. Directives

- A. The County Manager, or designee, is hereby authorized to approve the continued use of a temporary residence for up to forty-five (45) days to permit the resident to move into the newly completed residence.
- B. A temporary Certificate of Occupancy may be issued by the Building Official while the temporary residence is still in place to permit the resident to move into the newly completed structure.
- C. For temporary mobile homes, the County Manager, or designee, shall establish a date after which the temporary mobile home shall be removed from the subject property. If the temporary mobile home is not removed as required, Brevard County shall begin Code Enforcement action.
- D. A demolition permit shall be issued for the existing site built home prior to the issuance of temporary Certificate of Occupancy for the replacement residence. The demolition permit shall be executed pursuant to Administration Section 104.5.1.5 as adopted in Chapter 22, Code of Ordinances of Brevard County.

IV. Effective Date

This procedure shall take effect upon approval by the Board and may be updated by staff, as necessary.

ATTEST:



Scott Ellis, Clerk



Kristine Isnard, Chair
Board of County Commissioners
Brevard County, Florida
As approved by the Board on July 9, 2019