

ORDINANCE NO. 24-14

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BAY COUNTY, FLORIDA, MODIFYING SECTION 6-328 OF THE BAY COUNTY CODE OF ORDINANCES REGARDING PRE-INSTALLATION MOBILE HOME INSPECTIONS; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AREA ENCOMPASSED; AND PROVIDING AN EFFECTIVE DATE AND INCLUSION IN THE CODE OF ORDINANCES.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BAY COUNTY, FLORIDA:

SECTION 1. MODIFICATION OF SECTION 6-328 OF THE BAY COUNTY CODE OF ORDINANCES. Section 6-328 of the Bay County Code of Ordinances is modified as follows (~~strikethroughs~~ reflect deleted text, underlines reflect new text).

Section 6-328. Pre-Inspection of Used Mobile Homes.

(a) Applicability. This section applies to mobile homes, manufactured homes, or park trailers that are more than ten (10) years old based on date of manufacture.

(b) Home inspection report requirement. No mobile home/manufactured home permit shall be issued until the County has been provided with a satisfactory home inspection report and certification issued by a state licensed mobile home dealer; ~~or a state licensed architect or engineer.~~ The; a state licensed home inspector; a state licensed building inspector; a state certified or registered building, residential or general contractor; or by the Bay County Building Safety Division. An inspection report and certification shall of a home located out of state may be on a form adopted conducted by a person with an equivalent licensing in the building official state where the home is located.

(c) Repair requirement. If, ~~in the judgment of the building official, the cost of repairs noted in~~ the home inspection report ~~and certification~~ notes that the cost of repairs will exceed \$15,000.00, no mobile home/manufactured home permit shall be issued, and the mobile home shall not be placed or set-up on a parcel, until the repairs described in the inspection report are completed.;

(d) Inspection Report Content. The home inspection report and certification ~~will~~ shall be on a form adopted by the building official, and shall include at least the following:

SECTION 2. APPLICABILITY.

It is hereby intended that this Ordinance shall constitute a uniform law applicable in all unincorporated areas of Bay County, Florida, and to all incorporated areas of Bay County where there is no existing conflict of law or municipal ordinance.

SECTION 3. SEVERABILITY.

If any portion of this Ordinance is for any reason held invalid or declared to be unconstitutional, inoperative, or void by any court of competent jurisdiction, such holdings shall not affect the validity of the remainder of this Ordinance.

SECTION 4. RESOLUTION OF CONFLICT OF LAWS.

In all instances where Florida law, as evidenced by the Florida Administrative Code, Florida Statutes, applicable case law or otherwise, mandates standards or requirements that are stricter than the provisions of this Ordinance, or where a matter is addressed by Florida law that is not addressed by this Ordinance, then said law shall govern. In situations where this Ordinance addresses a matter in a manner that is stricter than that of Florida law, the provisions of this Ordinance shall control.

SECTION 5. INCLUSION IN THE BAY COUNTY CODE.

The provisions of this Ordinance shall be included and incorporated in the Bay County Code, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Bay County Code, once established.

SECTION 6. FILING OF ORDINANCE.

In accordance with the provisions of § 125.66, Fla. Stat., a certified copy of this Ordinance shall be filed with the Florida Department of State.

SECTION 7. EFFECTIVE DATE.

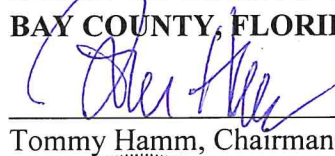
This Ordinance shall become effective immediately upon filing with the Florida Department of State.

DULY ADOPTED in regular session this 16 day of April 2024.

ATTEST:


Bill Kinsaul, Clerk

**BOARD OF COUNTY COMMISSIONERS
BAY COUNTY, FLORIDA**


Tommy Hamm, Chairman

APPROVED AS TO FORM:


Bay County Attorney's Office

