



Miami Beach Fire Department
FIRE PREVENTION DIVISION
STANDARDS



TOPIC: Authority Having Jurisdiction

STANDARD NO: GENRL-S01
Revision 0

This standard supersedes the previous policy titled "Authority Having Jurisdiction Policy" dated April 1, 2002.

Florida Statutes 633, *Fire Prevention and Control*, establishes the office of the State Fire Marshal. Section F.S. 633.121 identifies the Fire Chief of municipalities as the person authorized to enforce laws and rules of the State Fire Marshal. The Fire Chief of the Miami Beach Fire Department has delegated this authority to the Fire Marshal. Therefore, the authority having jurisdiction (AHJ) in the City of Miami Beach is the Fire Marshal.

If a customer disagrees with any of the fire inspectors (existing construction or new construction) as a result of a code violation identified during a plan review or a field inspection, then the following steps will be followed:

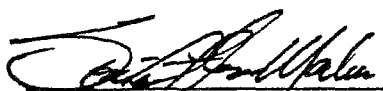
The fire inspector must submit to the customer the exact code and section of the code violation. This code reference will help the customer research the code requirements.

If the customer still does not agree with the findings, then the customer can request a meeting with the Fire Marshal. The existing construction fire inspectors should inform their customers to contact their supervisor first so he/she can follow up on the code violation before meeting with the Fire Marshal.

The Fire Marshal will meet with the customer as soon as it is possible. The meeting will be held in a professional manner, with integrity, and following all ethical standards of the City of Miami Beach.

The Fire Marshal will research the code issues and render a decision. If the decision is to accept a code equivalency, then the decision will be provided in writing to the customer and to the fire inspector.

If the Fire Marshal cannot reach an agreement with the customer, the decision will be provided in writing to the customer. The customer can appeal the decision to the Miami-Dade County Fire Prevention and Safety Appeals Board.


Sonia Florés Macheo, P.E.
Fire Marshal

8/25/03
Date Issued