



**Informal Interpretation Report
Number 7650**



Date September 30, 2015

Edition 2014

Section 1208.4

Question:

Is it the intent of this section to be applicable to Hotels?

Answer

No. Please see the attached commentary

Commentary:

It is possible the answer could change to, Maybe, depending on local zoning regulations, which are not covered by the Building Code. Please see FBC 310.3, Hotels (transient) and FBC 310.4, Hotels (nontransient). Sometimes local zoning laws will allow a hotel designation, in place of an actual "occupancy" designation from the building code rather than R-3 or R-2. The hotel designation may be advantageous to the owner regarding eviction processes, and a standard R-3 or R-2 designation is advantageous to the tenant. If a rental dwelling unit is primarily for a transient occupant as defined in the building code, then the answer to the question is no. The discussion should be held with the Building and Zoning Officials.

Notice:

The Building Officials Association of Florida, in cooperation with the Florida Building Commission, the Florida Department of Business & Professional Regulation, ICC, and industry and professional experts offer this interpretation of the Florida Building Code in the interest of consistency in their application statewide. This interpretation is informal, non-binding and subject to acceptance and approval by the local building official.