

KENT COUNTY SUPPLEMENT

TO THE

INTERNATIONAL BUILDING CODE/2006

&

INTERNATIONAL RESIDENTIAL CODE/2006

Adopted August 26, 2008 / Effective October 1, 2008

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CHAPTER 1

[International Building Code/2006 & International Residential Code/2006]

ADMINISTRATION

[Delete Chapter 1 in entirety; replace as follows]

SECTION 101

GENERAL

101.1 Title. These regulations shall be known as the *Building Code* of [Kent County], hereinafter referred to as “this code.”

101.2 Scope. The provisions of this code shall apply to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures.

~~**Exception:** Detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with the *International Residential Code*.~~

101.2.1 Appendices. Provisions in the appendices shall not apply unless specifically [referenced in the adopting ordinance.] ~~adopted.~~

101.3 Intent [Purpose]. The purpose of this code is to establish the minimum requirements to safeguard the public health, safety and general welfare through structural strength, means of egress facilities, stability, sanitation, adequate light and ventilation, energy conservation, and safety to life and property from fire and other hazards attributed to the built environment and to provide safety to fire fighters and emergency responders during emergency operations.

101.4 Referenced codes. The other codes listed in Sections 101.4.1 through 101.4.7 and referenced elsewhere in this code shall be considered part of the requirements of this code to the prescribed extent of each such reference..

[Exception: Where enforcement of a code provision would violate the conditions of the listing of the equipment or appliance, the conditions of the listing and manufacturer’s instructions shall apply.]

101.4.1 Electrical. The provisions of the ICC *Electrical Code* shall apply to the installation of electrical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and appurtenances thereto.

101.4.2 Gas. The provisions of the *International Fuel Gas Code* shall apply to the installation of gas piping from the point of delivery, gas appliances and related accessories as covered in this code. These requirements apply to gas piping systems extending from the point of delivery to the inlet connections of appliances and the installation and operation of residential and commercial gas appliances and related accessories.

101.4.3 Mechanical. The provisions of the *International Mechanical Code* shall apply to the installation, alterations, repairs and replacement of mechanical systems, including equipment, appliances, fixtures, fittings and/or appurtenances, including ventilating, heating, cooling, air-conditioning and refrigeration systems, incinerators and other energy-related systems.

101.4.4 Plumbing. The provisions of the *International Plumbing Code* shall apply to the installation, alteration, re-pair and replacement of plumbing systems, including equipment, appliances, fixtures, fittings and appurtenances, and where connected to a water or sewage system and all aspects of a medical gas system. The provisions of the *International Private Sewage Disposal Code* shall apply to private sewage disposal systems.

101.4.5 Property maintenance. The provisions of the *International Property Maintenance Code* shall apply to existing structures and premises; equipment and facilities; light, ventilation, space heating, sanitation, life and fire safety hazards; responsibilities of owners, operators and occupants; and occupancy of existing premises and structures.

101.4.6 Fire prevention. The provisions of the *International Fire Code* shall apply to matters affecting or relating to structures, processes and premises from the hazard of fire and explosion arising from the storage, handling or use of structures, materials or devices; from conditions hazardous to life, property or public welfare in the occupancy of structures or premises; and from the construction, extension, repair, alteration or removal of fire suppression and alarm systems or fire hazards in the structure or on the premises from occupancy or operation.

101.4.7 Energy. The provisions of the *International Energy Conservation Code* shall apply to all matters governing the design and construction of buildings for energy efficiency.

SECTION 102 APPLICABILITY

102.1 General. Where, in any specific case, different sections of this code specify different materials, methods of construction or other requirements, the most restrictive shall govern. Where there is a conflict between a general requirement and a specific requirement, the specific requirement shall be applicable.

102.2 Other laws. The provisions of this code shall not be deemed to nullify any provisions of local, state or federal law.

102.3 Application of references. References to chapter or section numbers, or to provisions not specifically identified by number, shall be construed to refer to such chapter, section or provision of this code.

102.4 Referenced codes and standards. The codes and standards referenced in this code shall be considered part of the requirements of this code to the prescribed extent of each such reference. Where differences occur between provisions of this code and referenced codes and standards, the provisions of this code shall apply.

102.5 Partial invalidity. In the event that any part or provision of this code is held to be illegal or void, this shall not have the effect of making void or illegal any of the other parts or provisions.

102.6 Existing structures. The legal occupancy of any structure existing on the date of adoption of this code shall be permitted to continue without change, except as is specifically covered in this code, the *International Property Maintenance Code* or the *International Fire Code*, or as is deemed necessary by the building official for the general safety and welfare of the occupants and the public.

SECTION 103

~~DEPARTMENT OF BUILDING SAFETY~~

[DIVISION OF INSPECTIONS & ENFORCEMENT]

103.1 Creation of enforcement agency. ~~The Department of Building Safety~~ [Division of Inspections & Enforcement] is hereby created and the official in charge thereof shall be known as the building official.

103.2 Appointment. ~~[Empowerment.]~~ The building official shall be ~~appointed by the chief appointing authority of the jurisdiction.~~ [hired by the Director of Planning Services and sworn in by the Levy Court of Kent County.]

103.3 Deputies. In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the building official shall have the authority to appoint a deputy building official, the related technical officers, inspectors, plan examiners and other employees. Such employees shall have powers as delegated by the building official. For the maintenance of existing properties, see the *International Property Maintenance Code*.

SECTION 104

DUTIES AND POWERS OF BUILDING OFFICIAL

104.1 General. The building official is hereby authorized and directed to enforce the provisions of this code. The building official shall have the authority to render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be in compliance with the intent and purpose of this code. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this code.

104.2 Applications and permits. The building official shall receive applications, review construction documents and issue permits for the erection, and alteration, demolition and moving of buildings and structures, inspect the premises for which such permits have been issued and enforce compliance with the provisions of this code.

104.3 Notices and orders. The building official shall issue all necessary notices or orders to ensure compliance with this code.

104.4 Inspections. The building official shall make all of the required inspections, or the building official shall have the authority to accept reports of inspection by approved agencies or individuals. Reports of such inspections shall be in writing and be certified by a responsible officer of such approved agency or by the responsible individual. The building official is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise, subject to the approval of the appointing authority.

104.5 Identification. The building official shall carry proper identification when inspecting structures or premises in the performance of duties under this code.

104.6 Right of entry. Where it is necessary to make an inspection to enforce the provisions of this code, or where the building official has reasonable cause to believe that there exists in a structure or upon a premises a condition which is contrary to or in violation of this code which makes the structure or premises unsafe, dangerous or hazardous, the building official is authorized to enter the structure or premises at reasonable times to inspect or to perform the duties imposed by this code, provided that if such structure or premises be occupied that credentials be presented to the occupant and entry requested. If such structure or premises is unoccupied, the building official shall first make a reasonable effort to locate the owner or other person having charge or control of the structure or premises and request entry. If entry is refused, the building official shall have recourse to the remedies provided by law to secure entry.

104.7 Department records. The building official shall keep official records of applications received, permits and certificates issued, fees collected, reports of inspections, and notices and orders issued. Such records shall be retained in the official records for the period required for retention of public records.

104.8 Liability. The building official, member of the board of appeals or employee charged with the enforcement of this code, while acting for the jurisdiction in good faith and without malice in the discharge of the duties required by this code or other pertinent law or ordinance, shall not thereby be rendered liable personally and is hereby relieved from personal liability for any damage accruing to persons or property as a result of any act or by reason of an act or omission in the discharge of official duties. Any suit instituted against an officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of this code shall be defended by legal representative of the jurisdiction until the final termination of the proceedings. The building official or any subordinate shall not be liable for cost in any action, suit or proceeding that is instituted in pursuance of the provisions of this code.

104.9 Approved materials and equipment. Materials, equipment and devices approved by the building official shall be constructed and installed in accordance with such approval.

104.9.1 Used materials and equipment. The use of used materials which meet the requirements of this code for new materials is permitted. Used equipment and devices shall not be reused unless approved by the building official.

104.10 Modifications. Wherever there are practical difficulties involved in carrying out the provisions of this code, the building official shall have the authority to grant modifications for individual cases, upon application of the owner or owner's representative, provided the building official shall first find that special individual reason makes the strict letter of this code impractical and the modification is in compliance with the intent and purpose of this code and that such modification does not lessen health, accessibility, life and fire safety, or structural requirements. The details of action granting modifications shall be recorded and entered in the files of the ~~department of building safety~~ [Division of Inspections & Enforcement.]

104.11 Alternative materials, design and methods of construction and equipment. The provisions of this code are not intended to prevent the installation of any material or to prohibit any design or method of construction not specifically prescribed by this code, provided that any such alternative has been approved. An alternative material, design or method of construction shall be approved where the building official finds that the proposed design is satisfactory and complies with the intent of the provisions of this code, and that the material, method or work offered is, for the purpose intended, at least the equivalent of that prescribed in this code in quality, strength, effectiveness, fire resistance, durability and safety.

[Compliance with the specific performance-based provisions of the *International Codes* in lieu of specific requirements of this code shall also be permitted as an alternative.]

104.11.1 Research reports. Supporting data, where necessary to assist in the approval of materials or assemblies not specifically provided for in this code, shall consist of valid research reports from approved sources.

104.11.2 Tests. Whenever there is insufficient evidence of compliance with the provisions of this code, or evidence that a material or method does not conform to the requirements of this code, or in order to substantiate claims for alternative materials or methods, the building official shall have the authority to require tests as evidence of compliance to be made at no expense to the jurisdiction. Test methods shall be as specified in this code or by other recognized test standards. In the absence of recognized and accepted test methods, the building official shall approve the testing procedures. Tests shall be performed by an approved agency. Reports of such tests shall be retained by the building official for the period required for retention of public records.

SECTION 105 PERMITS

105.1 Required. Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the building official and obtain the required permit.

105.1.1 Annual permit. In lieu of an individual permit for each alteration to an already approved electrical, gas, mechanical or plumbing installation, the building official is authorized to issue an annual permit upon application therefore to any person, firm or corporation regularly employing one or more qualified trade persons in the building, structure or on the premises owned or operated by the applicant for the permit.

105.1.2 Annual permit records. The person to whom an annual permit is issued shall keep a detailed record of alterations made under such annual permit. The building official shall have access to such records at all times or such records shall be filed with the building official as designated.

[105.1.3 Division of Highway approval. The building official may require an entrance/exit permit from the State Division of Highways upon application for a building permit for all non-residential and residential buildings on State maintained roads.]

[105.1.4 Public sewage disposal. The plot plan shall include the location of public sewer utilities and points at connections are to be made and accompanied by a sewer lateral permit, issued by the sewer utility, when public sewer is not available.]

[105.1.5 Permits for historic structures. Permits for historic structures shall comply with the regulations set forth in the Kent County Zoning Ordinance.]

105.1.6 Other permit approvals. Before a building permit is issued, ADDITIONAL AGENCY approvals may be required. Such Agency approvals include but are not limited to; Delaware State

Fire Marshall, Kent Conservation, Delaware Division of Public Health, Delaware Department of Natural Resources, and a Delaware recognized electrical inspection agency.]

[R105.1.7 Energy code compliance. An energy code compliance certificate shall be submitted with each single family dwelling permit application, or meet the prescriptive requirements of Section 402 of the International Energy Conservation Code/2006.]

105.2 Work exempt from permit. Exemptions from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction. Permits shall not be required for the following:

Building:

- ~~1. One story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet (11.15 m²).~~
- ~~2. Fences not over 6 feet (1829 mm) high.~~
- ~~3. Oil derricks.~~
4. [1.] Retaining walls which are not over 4 feet (1219 mm) in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding Class I, II or III-A liquids.
- ~~5. [2.] Water tanks supported directly on grade if the capacity does not exceed 5,000 gallons (18925 L) and the ratio of height to diameter or width does not exceed 2 to 1.~~
- ~~6. [3.] Sidewalks and driveways not more than 30 inches (762 mm) above grade and not over any basement or story below and are not part of an accessible route.~~
- ~~7. [4.] Painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work.~~
- ~~8. [5.] Temporary motion picture, television and theater stage sets and scenery.~~
9. [6.] Prefabricated swimming pools accessory to a Group R-3 occupancy, as applicable in Section 101.2, which are less than 24 inches (610 mm) ~~deep~~ [high], do not exceed 5,000 gallons (18925 L) and are installed entirely above ground.
- ~~10. Shade cloth structures constructed for nursery or agricultural purposes and not including service systems.~~
- ~~11. [7.] Swings and other playground equipment accessory to detached one- and two-family dwellings.~~
- ~~12. [8.] Window awnings supported by an exterior wall which do not project more than 54 inches (1372 mm) from the exterior wall and do not require additional support of Group R-3, as applicable in Section 101.2, and Group U occupancies.~~
- ~~13. [9.] Non-fixed and movable cases, counters and partitions not over 5 feet 9 inches (1753 mm) in height.~~
- [10.] [Replacement of any roof sheathing less than 25% of the roof area.]
- [11.] [All farm buildings except dwellings, used exclusively for farming or agriculture of any nature, as referenced in 9 Delaware Code, Chapter 83, §8330, § 8331, §8332, are exempt from the Kent County Building Code, except that a plot plan be provided showing the location of the building to be constructed and Agricultural Building Use Permit obtained from the Kent County Division of Inspections & Enforcement at the cost as approved by the Kent County Levy Court.]

Electrical:

Repairs and maintenance: Minor repair work, including the replacement of lamps or the connection of approved portable electrical equipment to approved permanently installed receptacles.

Radio and television transmitting stations: The provisions of this code shall not apply to electrical equipment used for radio and television transmissions, but do apply to equipment and wiring for power supply, the installations of towers and antennas.

Temporary testing systems: A permit shall not be required for the installation of any temporary system required for the testing or servicing of electrical equipment or apparatus.

Gas:

1. Portable heating appliance.
2. Replacement of any minor part that does not alter approval of equipment or make such equipment unsafe.

Mechanical:

1. Portable heating appliance.
2. Portable ventilation equipment.
3. Portable cooling unit.
4. Steam, hot or chilled water piping within any heating or cooling equipment regulated by this code.
5. Replacement of any part which does not alter its approval or make it unsafe.
6. Portable evaporative cooler.
7. Self-contained refrigeration system containing 10 pounds (4.54 kg) or less of refrigerant and actuated by motors of 1 horsepower (746 W) or less.

Plumbing:

1. The stopping of leaks in drains, water, soil, waste or vent pipe provided, however, that if any concealed trap, drain pipe, water, soil, waste or vent pipe becomes defective and it becomes necessary to remove and replace the same with new material, such work shall be considered as new work and a permit shall be obtained and inspection made as provided in this code.
2. The clearing of stoppages or the repairing of leaks in pipes, valves or fixtures, and the removal and reinstallation of water closets, provided such repairs do not involve or require the replacement or rearrangement of valves, pipes or fixtures.

105.2.1 Emergency repairs. Where equipment replacements and repairs must be performed in an emergency situation, the permit application shall be submitted within the next working business day to the building official.

105.2.2 Repairs. Application or notice to the building official is not required for ordinary repairs to structures, re-placement of lamps or the connection of approved portable electrical equipment to approved permanently installed receptacles. Such repairs shall not include the cutting away of any wall, partition or portion thereof, the removal or cutting of any structural beam or load-bearing

support, or the removal or change of any required means of egress, or rearrangement of parts of a structure affecting the egress requirements; nor shall ordinary repairs include addition to, alteration of, replacement or relocation of any standpipe, water supply, sewer, drainage, drain leader, gas, soil, waste, vent or similar piping, electric wiring or mechanical or other work affecting public health or general safety.

105.2.3 Public service agencies. A permit shall not be required for the installation, alteration or repair of generation, transmission, distribution or metering or other related equipment that is under the ownership and control of public service agencies by established right.

105.3 Application for permit. To obtain a permit, the applicant shall first file an application therefore in writing on a form furnished by the department of building safety for that purpose.

Such application shall:

1. Identify and describe the work to be covered by the permit for which application is made.
2. Describe the land on which the proposed work is to be done by legal description, street address or similar description that will readily identify and definitely locate the proposed building or work.
3. Indicate the use and occupancy for which the proposed work is intended.
4. Be accompanied by construction documents and other information as required in Section 106.3.
5. State the valuation of the proposed work.
6. ~~Be signed by the applicant or the applicant's authorized agent.~~ [Be signed by the owner of record or contractor (agent) for the project, otherwise a written approval from the owner of record will be supplied.]
7. Give such other data and information as required by the building official.

105.3.1 Action on application. The building official shall examine or cause to be examined applications for permits and amendments thereto within a reasonable time after filing. If the application or the construction documents do not conform to the requirements of pertinent laws, the building official shall reject such application in writing, stating the reasons therefore. If the building official is satisfied that the proposed work conforms to the requirements of this code and laws and ordinances applicable thereto, the building official shall issue a permit therefore as soon as practicable.

[105.3.1.1 Determination of substantially improved or substantially damaged existing buildings in flood hazard areas. For applications for reconstruction, rehabilitation, addition or other improvement of existing buildings or structures located in an area prone to flooding as established by Table R301.2(1), the building official shall examine or cause to be examined the construction documents and shall prepare a finding with regard to the value of the proposed work. For buildings that have sustained damage of any origin, the value of the proposed work shall include the cost to repair the building or structure to its predamage condition. [See Kent County Code Article XXIV §205-370 for requirements [Substantial improvement or substantial damage shall meet the requirements of Section R324.]

105.3.2 Time limitation of application. An application for a permit for any proposed work shall be deemed to have been abandoned 180 days after the date of filing, unless such application has been pursued in good faith or a permit has been issued; except that the building official is authorized to grant one or more extensions of time for additional periods not exceeding 90 days each. The extension shall be requested in writing and justifiable cause demonstrated.

105.4 Validity of permit. The issuance or granting of a permit shall not be construed to be a permit for, or an approval of, any violation of any of the provisions of this code or of any other ordinance of the jurisdiction. Permits presuming to give authority to violate or cancel the provisions of this code or other ordinances of the jurisdiction shall not be valid. The issuance of a permit based on construction documents and other data shall not prevent the building official from requiring the correction of errors in the construction documents and other data. The building official is also authorized to prevent occupancy or use of a structure where in violation of this code or of any other ordinances of this jurisdiction.

105.5 Expiration. Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within 180 days after its issuance, or if the work authorized on the site by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced. The building official is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each. The extension shall be requested in writing and justifiable cause demonstrated.

[105.5.1 Time limitation of permit. Provided work has commenced, all permits shall be valid for one (1) year from the date of issuance.

[105.5.2 Completion of construction. All construction for which a building permit is required must be completed and pass final inspection within two (2) years after issuance of a building permit. After the first 12 months, a permit may be renewed for one additional 12 month period for a renewal fee as reflected in the Kent County Code Fee Ordinance 04-05, §6.3. On single family dwellings, an inspection will be conducted by the Division prior to renewal.]

Exception: Manufactured home placement and replacement, pools, and demolition permits are subject to separate completion times and may obtain one renewal for the same time frame as the original permit.

[R105.5.3 Manufactured home placement and replacement. Placement or replacement of a manufactured home must complete all required inspections including the final inspection, meeting the requirements set forth in the State of Delaware Manufactured Home Installation Code within ninety (90) days of issuance of the placement permit with an automatic inspection after thirty (30) days.]

[R105.5.4 Pool permits. Pool permits will be valid for a period of ninety (90) days from the date of issuance. An automatic inspection will be performed thirty (30) days from the date of issuance.

[R105.5.5 Demolition permits. A demolition permit shall be valid for one hundred eighty (180) days from the date of issuance. An automatic inspection will be performed sixty (60) days from the date of issuance.]

105.6 Suspension or revocation. The building official is authorized to suspend or revoke a permit issued under the provisions of this code [and all other applicable County codes] wherever the permit is issued in error or on the basis of incorrect, inaccurate or incomplete information, or in violation of any ordinance or regulation or any of the provisions of this code [and all other applicable County codes].

[105.6.1 Stop work orders. For every permit issued in error or in violation of the provision of the Basic Building Code or other ordinance(s) of Kent County or without proper authority, the Building Official shall immediately issue a STOP WORK ORDER pursuant to Section 114.0, setting forth the nature of the violation, setting forth the conditions under which work will be permitted to resume

and/or prescribing the appropriate acts, procedures or appeal by which the error of violation may be incurred and reasonable time of not less than thirty (30) days in which to comply. If after the expiration of the permit it shall become null and void and the permit shall be the same as though it had never been issued.]

105.7 Placement of permit. The building permit or copy shall be kept on the site of the work [and posted in a prominent location visible from the street] until the completion of the project.

[105.8 Responsibility. It shall be the duty of every person who performs work for the installation or repair of building, structure, electrical, gas, mechanical or plumbing systems, for which this code is applicable, to comply with this code.]

SECTION 106 CONSTRUCTION DOCUMENTS

106.1 Submittal documents. Construction documents, statement of special inspections and other data shall be submitted in ~~one or more~~ [two] sets with each permit application. The construction documents shall be prepared by a registered design professional, ~~where required by the statutes of the jurisdiction in which the project is to be constructed.~~ [currently licensed in the State of Delaware with either the Delaware Association of Professional Engineers as a Professional Engineer or with the State of Delaware Division of Professional Registration as a Registered Architect. The construction documents shall include the name and address of the registered design professional and shall be signed, sealed and dated by the registered design professional in accordance with the registration laws of the State of Delaware.] Where special conditions exist, the building official is authorized to require additional construction documents to be prepared by a registered design professional.

Exception:

[1. Single and two-family dwellings, any additions, alterations and renovations thereto, shed and garages incidental to such dwellings.]

[2. Commercial accessory structures, two (2) units maximum per property (square footage not to exceed 300 square feet each), shall be used exclusively for low hazard storage purposes. Structures shall be leveled and secured with tie downs or equivalent of manufactured home fastening devices; one (1) anchor installed each corner. Structures twenty (20) feet or more in length shall two (2) additional anchors installed; one on each side mid-span. All lumber and wood siding is to be pressure treated from grade to eight (8) inches above finished grade.]

[3. Farm structures used exclusively for farm use.]

[4. Approved home occupations that have been approved by the Department of Planning Services for their stated use.]

[5.] The building official is authorized to waive the submission of construction documents and other data not required to be prepared by a registered design professional if it is found that the nature of the work applied for is such that review of construction documents is not necessary to obtain compliance with this code.

106.1.1 Information on construction documents. Construction documents shall be dimensioned and drawn upon suitable material. Electronic media documents are permitted to be submitted when approved by the building official. Construction documents shall be of sufficient clarity to indicate the location, nature and extent of the work proposed and show in detail that it will conform to the provisions of this code and relevant laws, ordinances, rules and regulations, as determined by the building official.

106.1.1.1 Fire protection system shop drawings. Shop drawings for the fire protection system(s) shall be submitted to indicate conformance with this code and the construction documents and shall be approved prior to the start of system installation. Shop drawings shall contain all information as required by the referenced installation standards in Chapter 9.

106.1.2 Means of egress. The construction documents shall show in sufficient detail the location, construction, size and character of all portions of the means of egress in compliance with the provisions of this code. ~~In other than~~ [Except for] occupancies in Groups R-2 [and] R-3, as applicable in Section 101.2, and I-1, the construction documents shall designate the number of occupants to be accommodated on every floor, and in all rooms and spaces.

106.1.3 Exterior wall envelope. Construction documents for all buildings shall describe the exterior wall envelope in sufficient detail to determine compliance with this code. The construction documents shall provide details of the exterior wall envelope as required, including flashing, intersections with dissimilar materials, corners, end details, control joints, intersections at roof, eaves or parapets, means of drainage, water-resistive membrane and details around openings.

The construction documents shall include manufacturer's installation instructions that provide supporting documentation that the proposed penetration and opening details described in the construction documents maintain the weather resistance of the exterior wall envelope. The supporting documentation shall fully describe the exterior wall system which was tested, where applicable, as well as the test procedure used.

[106.1.4 Manufacturer's installation instructions. Manufacturer's installation instructions, as required by this code, shall be available on the job site at the time of inspection.]

[106.1.4.1 Addition attachment. Any addition to manufactured homes other than one that is self supporting is required to be designed and sealed by a design professional licensed in the State of Delaware.]

[106.1.5 Information for construction in flood hazard areas. For buildings and structures located in whole or in part in flood hazard areas as established by Table R301.2(1), construction documents shall include:

1. Delineation of flood hazard areas, floodway boundaries and flood zones and the design flood elevation, as appropriate;
2. The elevation of the proposed lowest floor, including basement; in areas of shallow flooding (AO zones), the height of the proposed lowest floor, including basement, above the highest adjacent grade; and

3. The elevation of the bottom of the lowest horizontal structural member in coastal high hazard areas (V Zone); and
4. If design flood elevations are not included on the community's Flood Insurance Rate Map (FIRM), the building official and the applicant shall obtain and reasonably utilize any design flood elevation and floodway data available from other sources.]

106.2 Site plan. The construction documents submitted with the application for permit shall be accompanied by a site plan showing ~~to scale~~ the size and location of new construction and existing structures on the site, distances from lot lines, ~~the established street grades and the proposed finished grades and~~, as applicable, flood hazard areas, floodways, and design flood elevations; and it shall be drawn in accordance with an accurate boundary line ~~survey~~ [map]. In the case of demolition, the site plan shall show construction to be demolished and the location and size of existing structures and construction that are to remain on the site or plot. The building official is authorized to waive or modify the requirement for a site plan when the application for permit is for alteration or repair or when otherwise warranted.

[**106.2.1 Additional requirements.** At such time a site plan is required for zoning, that site plan shall accompany the permit application.]

106.3 Examination of documents. The building official shall examine or cause to be examined the accompanying construction documents and shall ascertain by such examinations whether the construction indicated and described is in accordance with the requirements of this code and other pertinent laws or ordinances.

106.3.1 Approval of construction documents. When the building official issues a permit, the construction documents shall be approved, in writing or by stamp, as "Reviewed for Code Compliance." One set of construction documents so reviewed shall be retained by the building official. The other set shall be returned to the applicant, shall be kept at the site of work and shall be open to inspection by the building official or a duly authorized representative.

[Exception: an approved set of plans is not required to be on-site for the footing inspections.]

106.3.2 Previous approvals. This code shall not require changes in the construction documents, construction or designated occupancy of a structure for which a lawful permit has been heretofore issued or otherwise lawfully authorized, and the construction of which has been pursued in good faith within 180 days after the effective date of this code and has not been abandoned.

106.3.3 Phased approval. The building official is authorized to issue a permit for the construction of foundations or any other part of a building or structure before the construction documents for the whole building or structure have been submitted, provided that adequate information and detailed statements have been filed complying with pertinent requirements of this code. The holder of such permit for the foundation or other parts of a building or structure shall proceed at the holder's own risk with the building operation and .without assurance that a permit for the entire structure will be granted.

106.3.4 Design professional in responsible charge.

106.3.4.1 General. When it is required that documents be prepared by a registered design professional, the building official shall be authorized to require the owner to engage and designate on the building permit application a registered design professional who shall act as the registered design professional in responsible charge. If the circumstances require, the owner shall designate a substitute registered design professional in responsible charge who shall perform the duties required of the original registered design professional in responsible charge. The building official shall be notified in writing by the owner if the registered design professional in responsible charge is changed or is unable to continue to perform the duties.

The registered design professional in responsible charge shall be responsible for reviewing and coordinating submittal documents prepared by others, including phased and deferred submittal items, for compatibility with the design of the building.

Where structural observation is required by Section 1709, the statement of special inspections shall name the individual or firms who are to perform structural observation and describe the stages of construction at which structural observation is to occur (see also duties specified in Section 1704).

106.3.4.2 Deferred submittals. For the purposes of this section, deferred submittals are defined as those portions of the design that are not submitted at the time of the application and that are to be submitted to the building official within a specified period.

Deferral of any submittal items shall have the prior approval of the building official. The registered design professional in responsible charge shall list the deferred submittals on the construction documents for review by the building official.

Documents for deferred submittal items shall be submitted to the registered design professional in responsible charge who shall review them and forward them to the building official with a notation indicating that the deferred submittal documents have been reviewed and been found to be in general conformance to the design of the building. The deferred submittal items shall not be installed until the design and submittal documents have been approved by the building official.

106.4 Amended construction documents. Work shall be installed in accordance with the approved construction documents, and any changes made during construction that are not in compliance with the approved construction documents shall be resubmitted for approval as an amended set of construction documents.

106.5 Retention of construction documents. One set of approved construction documents shall be retained by the building official for a period of not less than 180 days from date of completion of the permitted work, or as required by state or local laws.

SECTION 107

TEMPORARY STRUCTURES AND USES

107.1 General. The building official is authorized to issue a permit for temporary structures and temporary uses. ~~Such permits shall be limited as to time of service, but shall not be permitted for more than 180 days.~~ The building official is authorized to grant extensions for demonstrated cause. [With

regard to and pursuant to a variance granted by the Board of Adjustment or under the provisions of the Kent County Zoning Ordinance §205-19, the Code Official shall issue a permit for temporary uses. Such permits shall be limited as to the time of service granted by the variance or no more than seven (7) consecutive days or a maximum of fourteen (14) days in a calendar year. The Division has the discretion to establish the actual term of any temporary construction permit (maximum time length to be no more than one (1) year).]

107.2 Conformance. Temporary structures and uses shall conform to the structural strength, fire safety, means of egress, accessibility, light, ventilation and sanitary requirements of this code as necessary to ensure the public health, safety and general welfare.

107.3 Temporary power. The building official is authorized to give permission to temporarily supply and use power in part of an electric installation before such installation has been fully completed and the final certificate of completion has been issued. The part covered by the temporary certificate shall comply with the requirements specified for temporary lighting, heat or power in the ICC *Electrical Code* [by any of the designated State Electrical Inspection Agencies].

107.4 Termination of approval. The building official is authorized to terminate such permit for a temporary structure or use and to order the temporary structure or use to be discontinued.

SECTION 108 FEES

108.1 Payment of fees. A permit shall not be valid until the fees prescribed by law have been paid, nor shall an amendment to a permit be released until the additional fee, if any, has been paid.

108.2 Schedule of permit fees. On buildings, structures, ~~electrical, gas, mechanical and plumbing systems~~ or alterations requiring a permit, a fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority. [See Kent County Code §128-6.]

108.3 Building permit valuations. The applicant for a permit shall provide an estimated permit value at time of application. Permit valuations shall include total value of work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing equipment and permanent systems. If, in the opinion of the building official, the valuation is underestimated on the application, the permit shall be denied, unless the applicant can show detailed estimates to meet the approval of the building official. Final building permit valuation shall be set by the building official.

[**108.3.1 Evaluation.** When deemed necessary, Marshall & Swift Valuation Service will be used to cost out the project.]

108.4 Work commencing before permit issuance. Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits shall be subject to a fee established by the building official that shall be in addition to the required permit fees.

[**108.4.1 After-The-Fact permitting.** After-The-Fact permitting for structures constructed prior to the issuance of a Kent Count Building Permit, shall be double the base building permit fee.]

108.5 Related fees. The payment of the fee for the construction, alteration, removal or demolition for work done in connection to or concurrently with the work authorized by a building permit shall not relieve the applicant or holder of the permit from the payment of other fees that are prescribed by law.

108.6 Refunds. ~~The building official is authorized to establish a refund policy.~~ . [1. If a building permit application is withdrawn prior to the start of the construction but after a building permit is issued, no more than 50 % of the fee shall be refunded. If a fee or surcharge is calculated erroneously, the difference between the overcharge and the correct sum shall be refunded within 60 days of notification or determination of the error. No refund shall be due after construction begins or the permit has expired. The Director of Planning Services shall authorize a refund subject to the concurrence of the Finance Director.

2. Once a surcharge is collected and distributed, the County shall refund it or a portion thereof upon determination that an error was made at no fault of the applicant. Such refunds, if any, shall be deducted from the subsequent distribution of surcharges to the receiving agency/entity in question. The County shall not pay or refund any earned interest to a receiving agency/entity for any funds held or previously held by it.

3. No person or agency/entity shall be entitled to a refund of any fee paid to the County in error after a period of one (1) year, unless specifically authorized by a majority vote of the Kent County Levy Court.]

SECTION 109 INSPECTIONS

109.1 General. Construction or work for which a permit is required shall be subject to inspection by the building official and such construction or work shall remain accessible and exposed for inspection purposes until approved. Approval as a result of an inspection shall not be construed to be an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction. Inspections presuming to give authority to violate or cancel the provisions of this code or of other ordinances of the jurisdiction shall not be valid. It shall be the duty of the permit applicant to cause the work to remain accessible and exposed for inspection purposes. Neither the building official nor the jurisdiction shall be liable for expense entailed in the removal or replacement of any material required to allow inspection.

109.2 Preliminary inspection. Before issuing a permit, the building official is authorized to examine or cause to be examined buildings, structures and sites for which an application has been filed.

109.3 Required inspections. The building official, upon notification, shall make the inspections set forth in Sections 109.3.1 through 109.3.10.

109.3.1 Footing and foundation inspection. Footing and foundation inspections shall be made after excavations for footings are complete and any required reinforcing steel is in place. For concrete foundations, any required forms shall be in place prior to inspection. Materials for the foundation shall be on the job, except where concrete is ready mixed in accordance with ASTM C 94, the concrete need not be on the job.

109.3.2 Concrete slab and under-floor inspection. Concrete slab and under-floor inspections shall be made after in-slab or under-floor reinforcing steel and building service equipment, conduit, piping accessories and other ancillary equipment items are in place, but before any concrete is placed or floor sheathing installed, including the subfloor.

109.3.3 Lowest floor elevation. In flood hazard areas, upon placement of the lowest floor, including the basement, and prior to further vertical construction, the elevation certification required in Section 1612.5 shall be submitted to the building official.

109.3.4 Frame inspection. Framing inspections shall be made after the roof deck or sheathing, all framing, fireblocking and bracing are in place and pipes, chimneys and vents to be concealed are complete and the rough electrical, plumbing, heating wires, pipes and ducts are approved.

109.3.5 Lath and gypsum board inspection. Lath and gypsum board inspections shall be made after lathing and gypsum board, interior and exterior, is in place, but before any plastering is applied or gypsum board joints and fasteners are taped and finished.

Exception: Gypsum board that is not part of a fire-resistance-rated assembly or a shear assembly.

109.3.6 Fire-resistant penetrations. Protection of joints and penetrations in fire-resistance-rated assemblies shall not be concealed from view until inspected and approved.

109.3.7 Energy efficiency inspections. Inspections shall be made to determine compliance with Chapter 13 and shall include, but not be limited to, inspections for: envelope insulation R and U -values, fenestration U -value, duct system R -value, and HVAC and water-heating equipment efficiency. [An Energy Compliance sticker completed by applicant or agent shall be completed and attached in the electrical panel prior to the issuance of the Certificate of occupancy.]

109.3.8 Other inspections. In addition to the inspections specified above, the building official is authorized to make or require other inspections of any construction work to ascertain compliance with the provisions of this code and other laws that are enforced by the ~~department of building safety~~ [Division of Inspections and Enforcement].

109.3.9 Special inspections. For special inspections, see Section 1704.

[109.3.10 Fire-resistance-rated construction inspection. Where fire-resistance-rated construction is required between dwelling units or due to location on property, the building official shall require an inspection of such construction after all lathing and/or wallboard is in place, but before any plaster is applied, or before wallboard joints and fasteners are taped and finished.]

[109.3.11 Reinforced masonry, insulating concrete form (ICF) and conventionally formed concrete wall inspection. Reinforced masonry walls, insulating concrete form (ICF) walls and conventionally formed concrete walls located in Seismic Design Categories D0, D1, D2, and E shall be inspected after plumbing, mechanical, and electrical systems embedded within the walls, and reinforcing steel are in place and prior to placement of grout or concrete. Inspection shall verify the correct size, location, spacing, and lapping of reinforcing. For masonry walls, inspection shall also verify that the location of grout cleanouts and size of grout spaces comply with the requirements of this code.]

[109.12 Waterproofing inspection. Effective October 20, 2003, a waterproofing inspection will be required for all dwellings with basements. The inspection will be required before the basement is backfilled.]

[109.3.13 Final inspection. The final inspection shall be made after all work required by the building permit is completed including all other agency approvals].

109.4 Inspection agencies. The building official is authorized to accept reports of approved inspection agencies, provided such agencies satisfy the requirements as to qualifications and reliability.

109.5 Inspection requests. It shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code.

109.6 Approval required. Work shall not be done beyond the point indicated in each successive inspection without first obtaining the approval of the building official. The building official, upon notification, shall make the requested inspections and shall either indicate the portion of the construction that is satisfactory as completed, or notify the permit holder or his or her agent wherein the same fails to comply with this code. Any portions that do not comply shall be corrected and such portion shall not be covered or concealed until authorized by the building official.

SECTION 110 CERTIFICATE OF OCCUPANCY

110.1 Use and occupancy. No building or structure shall be used or occupied, and no change in the existing occupancy classification of a building or structure or portion thereof shall be made until the building official has issued a certificate of occupancy therefore as provided herein. Issuance of a certificate of occupancy shall not be construed as an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction.

110.2 Certificate issued. After the building official inspects the building or structure and finds no violations of the provisions of this code or other laws that are enforced by the ~~department of building safety~~ [Division of Inspections & Enforcement], the building official shall issue a certificate of occupancy that contains the following:

1. The building permit number.
2. The address of the structure.
3. The name and address of the owner.
4. A description of that portion of the structure for which the certificate is issued.
5. A statement that the described portion of the structure has been inspected for compliance with the requirements of this code for the occupancy and division of occupancy and the use for which the proposed occupancy is classified.
6. The name of the building official.
7. The edition of the code under which the permit was issued.
8. The use and occupancy, in accordance with the provisions of Chapter 3.
9. The type of construction as defined in Chapter 6.
10. The design occupant load.
11. If an automatic sprinkler system is provided, whether the sprinkler system is required.
12. Any special stipulations and conditions of the building permit.

110.3 Temporary occupancy. The building official is authorized to issue a temporary certificate of occupancy before the completion of the entire work covered by the permit, provided that such portion or

portions shall be occupied safely. The building official shall set a time period during which the temporary certificate of occupancy is valid. [These time periods are in 30 day increments. A separate fee applies for each 30 days.]

110.4 Revocation. The building official is authorized to, in writing, suspend or revoke a certificate of occupancy or completion issued under the provisions of this code wherever the certificate is issued in error, or on the basis of incorrect information supplied, or where it is determined that the building or structure or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

SECTION 111 SERVICE UTILITIES

111.1 Connection of service utilities. No person shall make connections from a utility, source of energy, fuel or power to any building or system that is regulated by this code for which a permit is required[.]; ~~until released by the building official.~~

111.2 Temporary connection. The building official shall have the authority to authorize the temporary connection of the building or system to the utility source of energy, fuel or power.

111.3 Authority to disconnect service utilities. The building official shall have the authority to authorize disconnection of utility service to the building, structure or system regulated by this code and the codes referenced in case of emergency where necessary to eliminate an immediate hazard to life or property. The building official shall notify the serving utility, and wherever possible the owner and occupant of the building, structure or service system of the decision to disconnect prior to taking such action. If not notified prior to disconnecting, the owner or occupant of the building, structure or service system shall be notified in writing, as soon as practical thereafter.

SECTION 112 BOARD OF APPEALS

112.1 General. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. [The building official shall be an ex officio member of said board but shall have no vote on any matter before the board.] The board of appeals shall be appointed by the governing body and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business, [and shall render all decisions and findings in writing to the appellant with a duplicate copy to the building official.]

[**112.1.1 Application for appeals.** Any application for an appeal shall be in writing and shall be received by the Code Official within ten (10) days of receipt of the written decision of the code official.]

112.2 Limitations on authority. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply or an equally good or better form of construction is proposed. The board shall have no authority to waive requirements of this code.

112.3 Qualifications. The board of appeals shall consist of members who are qualified by experience and training to pass on matters pertaining to building construction and are not employees of the jurisdiction.

[112.3.1 Appointment. During the term of the appointment of a member of the Kent County Board of Appeals properly appointed, any change of residency from within that Levy Court district to a different Levy Court district will have no effect on the validity of the appointment, and the person so appointed may continue to serve until they resign or the appointing Levy Court Commissioner or their successor appoints a new person for that district. Failure to reside in Kent County, De, shall be automatic resignation.]

[112.4 Administration. The building official shall take immediate action in accordance with the decision of the Board.]

SECTION 113 VIOLATIONS

113.1 Unlawful acts. It shall be unlawful for any person, firm or corporation to erect, construct, alter, extend, repair, move, remove, demolish or occupy any building, structure or equipment regulated by this code, or cause same to be done, in conflict with or in violation of any of the provisions of this code.

113.2 Notice of violation. The building official is authorized to serve a notice of violation or order on the person responsible for the erection, construction, alteration, extension, repair, moving, removal, demolition or occupancy of a building or structure in violation of the provisions of this code, or in violation of a permit or certificate issued under the provisions of this code. Such order shall direct the discontinuance of the illegal action or condition and the abatement of the violation.

113.3 Prosecution of violation. If the notice of violation is not complied with promptly, the building official is authorized to request the legal counsel of the jurisdiction to institute the appropriate proceeding at law or in equity to restrain, correct or abate such violation, or to require the removal or termination of the unlawful occupancy of the building or structure in violation of the provisions of this code or of the order or direction made pursuant thereto.

113.4 Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, [places,] alters or repairs a building or structure in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, ~~shall be subject to penalties as prescribed by law.~~ [shall be charged with a violation of this section and shall be fined according to the following schedule: \$100.00 for any first offence; \$250.00 for any second offense; \$500.00 for any third offence; and no less than \$1,000.00 nor more than \$10,000.00 for any fourth and subsequent offense, or by imprisonment not exceeding ten (10) days, or both such fine and imprisonment. Repeat offenders shall not receive warnings and shall instead be subject to progressively increasing fines according to the foregoing schedule. Each day that any violation continues shall constitute a separate offense. The \$100.00 minimum fine is mandatory and not subject to suspension. Each day that a violation continues it shall be deemed a separate offense. If there are any health and safety risks, then the appeal the Kent County Community Board of Appeals shall not operate as a stay of any administrative or enforcement action taken by the Department to correct these risks, unless together the Chairman of said Board and the Department Director jointly agree with the stay. Said agreement will be in writing with the copies presented to said Board.]

SECTION 114 STOP WORK ORDER

~~**114.1 Authority.** Whenever the building official finds any work regulated by this code being performed in a manner either contrary to the provisions of this code or dangerous or unsafe, the building official is authorized to issue a stop work order.~~

114.1 Authority. Whenever the building official finds any work regulated by this code being performed in a manner contrary to the provisions of this code or §205-415.1, C, (1), (b), of the Kent County Code effective April 23, 2002, and any other provisions of the Kent County Code, in a dangerous or unsafe manner, the building official is authorized to issue a Stop Work Order.]

114.2 Issuance. The stop work order shall be in writing and shall be given to the owner of the property involved, or to the owner's agent, or to the person doing the work. Upon issuance of a stop work order, the cited work shall immediately cease. The stop work order shall state the reason for the order, and the conditions under which the cited work will be permitted to resume.

114.3 Unlawful continuance. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, ~~shall be subject to penalties as prescribed by law.~~ [shall be charged with a violation of this section and shall be fined according to the following schedule: \$100.00 for any first offense; \$250.00 for any second offense; \$500 for any third offense; and no less than \$1,000.00 nor more than \$10,000.00 for any fourth and subsequent offense. Repeat offenders shall not receive warnings and shall not receive warnings and shall be instead subject to progressively increasing fines according to the foregoing schedule. Each day that any violation continues shall constitute a separate offense.]

SECTION 115 UNSAFE STRUCTURES AND EQUIPMENT

115.1 Conditions. Structures or existing equipment that are or hereafter become unsafe, unsanitary or deficient because of inadequate means of egress facilities, inadequate light and ventilation, or which constitute a fire hazard, or are otherwise dangerous to human life or the public welfare, or that involve illegal or improper occupancy or inadequate maintenance, shall be deemed an unsafe condition. Unsafe structures shall be taken down and removed or made safe, as the building official deems necessary and as provided for in this section. A vacant structure that is not secured against entry shall be deemed unsafe.

115.2 Record. The building official shall cause a report to be filed on an unsafe condition. The report shall state the occupancy of the structure and the nature of the unsafe condition.

115.3 Notice. If an unsafe condition is found, the building official shall serve on the owner, agent or person in control of the structure, a written notice that describes the condition deemed unsafe and specifies the required repairs or improvements to be made to abate the unsafe condition, or that requires the unsafe structure to be demolished within a stipulated time. Such notice shall require the person thus notified to declare immediately to the building official acceptance or rejection of the terms of the order.

115.4 Method of service. Such notice shall be deemed properly served if a copy thereof is (a) delivered to the owner personally; (b) sent by certified or registered mail addressed to the owner at the last known address with the return receipt requested; or (c) delivered in any other manner as prescribed by local law. If the certified or registered letter is returned showing that the letter was not delivered, a copy thereof

shall be posted in a conspicuous place in or about the structure affected by such notice. Service of such notice in the foregoing manner upon the owner's agent or upon the person responsible for the structure shall constitute service of notice upon the owner.

115.5 Restoration. The structure or equipment determined to be unsafe by the building official is permitted to be restored to a safe condition. To the extent that repairs, alterations or additions are made or a change of occupancy occurs during the restoration of the structure, such repairs, alterations, additions or change of occupancy shall comply with the requirements of Section 105.2.2 and Chapter 34.

**[SECTION 116]
[CONTRACTOR LICENSING]**

[116.1 Contractors license. All contractors shall possess a current business license with the State of Delaware.]

**[SECTION 117]
[TOILET FACILITIES FOR WORKERS]**

[117.1 General. Toilet facilities shall be provided for construction workers and such facilities shall be maintained in a sanitary condition. Construction worker toilet facilities of the non-sewer type shall conform to ANSI Z4.3.]

[117.2 Employee toilet requirements for commercial projects. All worksites shall be supplied with employee toilet. The required number of toilets shall be;

20 or fewer employees, 1 commode.

20 or more employees 1 commode and 1 urinal per 40 workers.]

[117.3 Employee toilet requirements for residential developments. Toilet facilities shall be provided for construction workers in residential developments and shall be located a minimum of every one thousand curb feet.]

**[SECTION 118]
[EMERGENCY COMMUNICATION SYSTEMS]**

[118.1 Emergency communication system. All newly constructed buildings in excess of 25,000 square feet of gross floor area, or renovations to existing structures where such renovations substantially affect in excess of 25,000 square feet of gross floor area, shall be designed, constructed and/or renovated so that emergency public safety personnel may send and receive emergency communications from within all areas of those buildings; or alternatively, all such buildings shall be equipped with emergency communications equipment so that emergency public safety personnel may send and receive emergency communications from all areas within the building.]

[118.2 Certificate of occupancy. Prior to the issuance of a certificate of occupancy, a certification from the State of Delaware, Department of Safety and Homeland Security, as noted in Chapter 49, Title 9 of the Delaware Code, §4927 is required.

INTERNATIONAL BUILDING CODE/2006

CHAPTER 2 DEFINITIONS

Adopted without changes or additions.

CHAPTER 3 USE AND OCCUPANCY CLASSIFICATIONS

SECTION 312 UTILITY AND MISCELLANEOUS GROUP U

312.1 General. Buildings and structures of an accessory character and miscellaneous structures not Classified in any specific occupancy shall be constructed, equipped and maintained to conform to the requirements of this code commensurate with the fire and life hazard incidental to their occupancy. Group U shall include, but not be limited to, the following: ~~Agricultural buildings~~

- Accessory to a one- or two-family residence (see Section 412.3)
- Aircraft hangars
- Barns
- Carports
- Fences more than 6 feet (1829 mm) high
- Grain silos, accessory to a residential occupancy
- Greenhouses
- Livestock shelters
- Private garages
- Retaining walls
- Sheds
- Stables
- Tanks
- Towers

[The balance of the chapter is adopted without changes or additions.]

CHAPTER 4 SPECIAL DETAILED REQUIREMENTS BASED ON USE AND OCCUPANCY

Adopted without changes or additions.

CHAPTER 5 GENERAL BUILDING HEIGHTS AND AREAS

Adopted without changes or additions.

**CHAPTER 6
TYPES OF CONSTRUCTION**

Adopted without changes or additions.

**CHAPTER 7
FIRE-RESISTANCE-RATED CONSTRUCTION**

Adopted without changes or additions.

**CHAPTER 8
INTERIOR FINISHES**

Adopted without changes or additions.

**CHAPTER 9
FIRE PROTECTION SYSTEMS**

Adopted without changes or additions.

**CHAPTER 10
MEANS OF EGRESS**

Adopted without changes or additions.

**CHAPTER 11
ACCESSIBILITY**

Adopted without changes or additions.

**CHAPTER 12
INTERIOR ENVIRONMENT**

Adopted without changes or additions.

**CHAPTER 13
ENERGY EFFICIENCY**

Adopted without changes or additions.

**CHAPTER 14
EXTERIOR WALLS**

Adopted without changes or additions.

**CHAPTER 15
ROOF ASSEMBLIES AND ROOFTOP STRUCTURES**

Adopted without changes or additions.

**CHAPTER 16
STRUCTURAL DESIGN**

1612.3 Establishment of flood hazard areas. To establish flood hazard areas, the governing body shall adopt a flood hazard map and supporting data. The flood hazard map shall include, at a minimum, areas of special flood hazard as identified by the Federal Emergency Management Agency in an engineering report entitled “The Flood Insurance Study for [Kent County, Delaware],” dated [May 5, 2003], as amended or revised with the accompanying Flood Insurance Rate Map (FIRM) and Flood Boundary and Floodway Map (FBFM) and related supporting data along with any revisions thereto. The adopted flood hazard map and supporting data are hereby adopted by reference and declared to be part of this section.

[The balance of the chapter is adopted without changes or additions.]

**CHAPTER 17
STRUCTURAL TESTS AND SPECIAL INSPECTIONS**

Adopted without changes or additions.

**CHAPTER 18
SOILS AND FOUNDATIONS**

Adopted without changes or additions.

**CHAPTER 19
CONCRETE**

Adopted without changes or additions.

**CHAPTER 20
ALUMINUM**

Adopted without changes or additions.

**CHAPTER 21
MASONRY**

Adopted without changes or additions.

**CHAPTER 22
STEEL**

Adopted without changes or additions.

**CHAPTER 23
WOOD**

Adopted without changes or additions.

**CHAPTER 24
GLASS AND GLAZING**

Adopted without changes or additions.

**CHAPTER 25
GYPSUM BOARD AND PLASTER**

Adopted without changes or additions.

**CHAPTER 26
PLASTIC**

Adopted without changes or additions.

**CHAPTER 27
ELECTRICAL**

Adopted without changes or additions.

**CHAPTER 28
MECHANICAL SYSTEMS**

Adopted without changes or additions.

**CHAPTER 29
PLUMBING SYSTEMS**

Adopted without changes or additions.

**CHAPTER 30
ELEVATORS AND CONVEYING SYSTEMS**

Adopted without changes or additions.

**CHAPTER 31
SPECIAL CONSTRUCTION**

Adopted without changes or additions.

**CHAPTER 32
ENCROACHMENTS INTO PUBLIC THE PUBLIC RIGHT-OF-WAY**

Adopted without changes or additions.

**CHAPTER 33
SAFEGUARDS DURING CONSTRUCTION**

Adopted without changes or additions.

**CHAPTER 34
EXISTING STRUCTURES**

3410.2 Applicability. Structures existing prior to [June 1, 1975], in which there is work involving additions, alterations or changes of occupancy shall be made to conform to the requirements of this section or the provisions of Sections 3403 through 3407. The provisions in Sections 3410.2.1 through 3410.2.5 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R, S and U. These provisions shall not apply to buildings with occupancies in Group H or I.

[The balance of the chapter is adopted without changes or additions.]

**CHAPTER 35
REFERENCED STADARDS**

Adopted without changes or additions.

**APPENDIX E
SUPPLEMENTARY ACCESSIBILITY REQUIREMENTS**

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

**SECTION E101
GENERAL**

E101.1 Scope. The provisions of this appendix shall control the supplementary requirements for the design and construction of facilities for accessibility to physically disabled persons.

E101.2 Design. Technical requirements for items herein shall comply with this code and ICC A117.1.

**SECTION E102
DEFINITIONS**

E102.1 General. The following words and terms shall, for the purposes of this appendix, have the meanings shown herein.

CLOSED-CIRCUIT TELEPHONE. A telephone with a dedicated line such as a house phone, courtesy phone or phone that must be used to gain entrance to a facility.

MAILBOXES. Receptacles for the receipt of documents, packages or other deliverable matter. Mailboxes include, but are not limited to, post office boxes and receptacles provided by commercial mail receiving agencies, apartment houses and schools.

TRANSIENT LODGING. A building, facility or portion thereof, excluding inpatient medical care facilities and long-term care facilities, that contains one or more dwelling units or sleeping units. Examples of transient lodging include, but are not limited to, resorts, group homes, hotels, motels, dormitories, homeless shelters, halfway houses and social service lodging.

**SECTION E103
ACCESSIBLE ROUTE**

E103.1 Raised platforms. In banquet rooms or spaces where a head table or speaker's lectern is located on a raised platform, an accessible route shall be provided to the platform.

**SECTION E104
SPECIAL OCCUPANCIES**

E104.1 General. Transient lodging facilities shall be provided with accessible features in accordance with Sections E104.2 and E104.3. Group I-3 occupancies shall be provided with accessible features in accordance with Sections E104.3 and E104.4.

E104.2 Accessible beds. In rooms or spaces having more than 25 beds, five percent of the beds shall have a clear floor space complying with ICC A117.1.

E104.2.1 Sleeping areas. A clear floor space complying with ICC A117.1 shall be provided on both sides of the accessible bed. The clear floor space shall be positioned for parallel approach to the side of the bed.

Exception: This requirement shall not apply where a single clear floor space complying with ICC A117.1 positioned for parallel approach is provided between two beds.

E104.3 Communication features. Communication features complying with ICC A117.1 shall be provided in accordance with Sections E104.3.1 through E104.3.4.

E104.3.1 Transient lodging. In transient lodging facilities, sleeping units with accessible communication features shall be provided in accordance with Table E104.3.1. Units required to comply with Table E104.3.1 shall be dispersed among the various classes of units.

E104.3.2 Group I-3. In Group I-3 occupancies at least 2 percent, but no fewer than one of the total number of general holding cells and general housing cells equipped with audible emergency alarm systems and permanently installed telephones within the cell, shall comply with Section E104.3.4.

E104.3.3 Dwelling units and sleeping units. Where dwelling units and sleeping units are altered or added, the requirements of Section E104.3 shall apply only to the units being altered or added until the number of units with accessible communication features complies with the minimum number required for new construction.

E104.3.4 Notification devices. Visual notification devices shall be provided to alert room occupants of incoming telephone calls and a door knock or bell. Notification devices shall not be connected to visual alarm signal appliances. Permanently installed telephones shall have volume controls and an electrical outlet complying with ICC A117.1 located within 48 inches (1219 mm) of the telephone to facilitate the use of a TTY.

E104.4 Partitions. Solid partitions or security glazing that separates visitors from detainees in Group I-3 occupancies shall provide a method to facilitate voice communication. Such methods are permitted to include, but are not limited to, grilles, slats, talk-through baffles, intercoms or telephone handset devices. The method of communication shall be accessible to individuals who use wheelchairs and individuals who have difficulty bending or stooping. Hand-operable communication devices, if provided, shall comply with Section E106.3.

SECTION E105 OTHER FEATURES AND FACILITIES

E105.1 Portable toilets and bathing rooms. Where multiple single-user portable toilet or bathing units are clustered at a single location, at least 5 percent, but not less than one toilet unit or bathing unit at each cluster, shall comply with ICC A117.1. Signs containing the International Symbol of Accessibility and complying with ICC A117.1 shall identify accessible portable toilets and bathing units.

Exception: Portable toilet units provided for use exclusively by construction personnel on a construction site.

E105.2 Laundry equipment. Where provided in spaces required to be accessible, washing machines and clothes dryers shall comply with this section.

E105.2.1 Washing machines. Where three or fewer washing machines are provided, at least one shall comply with ICC A117.1. Where more than three washing machines are provided, at least two shall comply with ICC A117.1.

E105.2.2 Clothes dryers. Where three or fewer clothes dryers are provided, at least one shall comply with ICC A117.1. Where more than three clothes dryers are provided, at least two shall comply with ICC A117.1.

E105.3 Depositories, vending machines, change machines and similar equipment. Where provided, at least one of each type of depository, vending machine, change machine and similar equipment shall comply with ICC A117.1.

Exception: Drive-up-only depositories are not required to comply with this section.

E105.4 Mailboxes. Where mailboxes are provided in an interior location, at least 5 percent, but not less than one, of each type shall comply with ICC A117.1. In residential and institutional facilities, where mailboxes are provided for each dwelling unit or sleeping unit, mailboxes complying with ICC A117.1 shall be provided for each unit required to be an Accessible unit.

E105.5 Automatic teller machines and fare machines. Where automatic teller machines or self-service fare vending, collection or adjustment machines are provided, at least one machine of each type at each location where such machines are provided shall be accessible. Where bins are provided for envelopes, wastepaper or other purposes, at least one of each type shall be accessible.

E105.6 Two-way communication systems. Where two-way communication systems are provided to gain admittance to a building or facility or to restricted areas within a building or facility, the system shall comply with ICC A117.1.

SECTION E106 TELEPHONES

E106.1 General. Where coin-operated public pay telephones, coinless public pay telephones, public closed-circuit telephones, courtesy phones or other types of public telephones are provided, accessible public telephones shall be provided in accordance with Sections E106.2 through E106.5 for each type of public telephone provided. For purposes of this section, a bank of telephones shall be considered two or more adjacent telephones.

E106.2 Wheelchair-accessible telephones. Where public telephones are provided, wheelchair-accessible telephones complying with ICC A117.1 shall be provided in accordance with Table E106.2.

Exception: Drive-up-only public telephones are not required to be accessible.

**APPENDIX E
TABLE E104.3.1**

DWELLING OR SLEEPING UNITS WITH ACCESSIBLE COMMUNICATION FEATURES

TOTAL NUMBER OF DWELLING OR SLEEPING UNITS PROVIDED	MINIMUM NUMBER OF DWELLING OR SLEEPING UNITS WITH ACCESSIBLE COMMUNICATION FEATURES
1	1
2 TO 25	2
26 TO 50	4
51 TO 75	7
76 TO 100	9
101 TO 150	12
151 TO 200	14
201 TO 300	17
301 TO 400	20
401 TO 500	22
501 TO 1000	5% of total
1,001 and over	50 plus 3 each 100 over 1,000

**TABLE E106.2
WHEELCHAIR-ACCESSIBLE TELEPHONES**

NUMBER OF TELEPHONES PROVIDED ON A FLOOR , LEVEL OR EXTERIOR SITE	MINIMUM REQUIRED NUMBER OF WHEELCHAIR-ACCESSIBLE TELEPHONES
1 or more single unit	1 per floor, level and exterior site
1 bank	1 per floor, level and exterior site
2 or more banks	1 per bank

E106.3 Volume controls. All public telephones provided shall have volume control complying with ICC A117.1.

E106.4 TTYs. TTYs complying with ICC A117.1 shall be provided in accordance with Sections E106.4.1 through E106.4.9.

E106.4.1 Bank requirement. Where four or more public pay telephones are provided at a bank of telephones, at least one public TTY shall be provided at that bank.

Exception: TTYs are not required at banks of telephones located within 200 feet (60960 mm) of, and on the same floor as, a bank containing a public TTY.

E106.4.2 Floor requirement. Where four or more public pay telephones are provided on a floor of a privately owned building, at least one public TTY shall be provided on that floor. Where at least one public pay telephone is provided on a floor of a publicly owned building, at least one public TTY shall be provided on that floor.

E106.4.3 Building requirement. Where four or more public pay telephones are provided in a privately owned building, at least one public TTY shall be provided in the building. Where at least one public pay telephone is provided in a publicly owned building, at least one public TTY shall be provided in the building.

E106.4.4 Site requirement. Where four or more public pay telephones are provided on a site, at least one public TTY shall be provided on the site.

E106.4.5 Rest stops, emergency road stops, and service plazas. Where a public pay telephone is provided at a public rest stop, emergency road stop or service plaza, at least one public TTY shall be provided.

E106.4.6 Hospitals. Where a public pay telephone is provided in or adjacent to a hospital emergency room, hospital recovery room or hospital waiting room, at least one public TTY shall be provided at each such location.

E106.4.7 Transportation facilities. Transportation facilities shall be provided with TTYs in accordance with Sections E109.2.5 and E110.2 in addition to the TTYs required by Sections E106.4.1 through E106.4.4.

E106.4.8 Detention and correctional facilities. In detention and correctional facilities, where a public pay telephone is provided in a secured area used only by detainees or inmates and security personnel, then at least one TTY shall be provided in at least one secured area.

E106.4.9 Signs. Public TTYs shall be identified by the International Symbol of TTY complying with ICC A117.1. Directional signs indicating the location of the nearest public TTY shall be provided at banks of public pay telephones not containing a public TTY. Additionally, where signs provide direction to public pay telephones, they shall also provide direction to public TTYs. Such signs shall comply with ICC A117.1 and shall include the International Symbol of TTY.

E106.5 Shelves for portable TTYs. Where a bank of telephones in the interior of a building consists of three or more public pay telephones, at least one public pay telephone at the bank shall be provided with a shelf and an electrical outlet in accordance with ICC A117.1.

Exceptions:

1. In secured areas of detention and correctional facilities, if shelves and outlets are prohibited for purposes of security or safety shelves and outlets for TTYs are not required to be provided.
2. The shelf and electrical outlet shall not be required at a bank of telephones with a TTY.

**SECTION E107
SIGNAGE**

E107.1 Signs. Required accessible portable toilets and bathing facilities shall be identified by the International Symbol of Accessibility.

E107.2 Designations. Interior and exterior signs identifying permanent rooms and spaces shall be tactile. Where pictograms are provided as designations of interior rooms and spaces, the pictograms shall have tactile text descriptors. Signs required to provide tactile characters and pictograms shall comply with ICC A117.1.

Exceptions:

1. Exterior signs that are not located at the door to the space they serve are not required to comply.
2. Building directories, menus, seat and row designations in assembly areas, occupant names, building addresses and company names and logos are not required to comply.
3. Signs in parking facilities are not required to comply.
4. Temporary (seven days or less) signs are not required to comply.
5. In detention and correctional facilities, signs not located in public areas are not required to comply.

E107.3 Directional and informational signs. Signs that provide direction to, or information about, permanent interior spaces of the site and facilities shall contain visual characters complying with ICC A117.1.

Exception: Building directories, personnel names, company or occupant names and logos, menus and temporary (seven days or less) signs are not required to comply with ICC A117.1.

E107.4 Other signs. Signage indicating special accessibility provisions shall be provided as follows:

1. At bus stops and terminals, signage must be provided in accordance with Section E108.4.
2. At fixed facilities and stations, signage must be provided in accordance with Sections E109.2.2 through E109.2.2.3.
3. At airports, terminal information systems must be provided in accordance with Section E110.3.

SECTION E108 BUS STOPS

E108.1 General. Bus stops shall comply with Sections E108.2 through E108.5.

E108.2 Bus boarding and alighting areas. Bus boarding and alighting areas shall comply with Sections E108.2.1 through E108.2.4.

E108.2.1 Surface. Bus boarding and alighting areas shall have a firm, stable surface.

E108.2.2 Dimensions. Bus boarding and alighting areas shall have a clear length of 96 inches (2440 mm) minimum, measured perpendicular to the curb or vehicle roadway edge, and a clear width of 60 inches (1525 mm) minimum, measured parallel to the vehicle roadway.

E108.2.3 Connection. Bus boarding and alighting areas shall be connected to streets, sidewalks or pedestrian paths by an accessible route complying with Section 1104.

E108.2.4 Slope. Parallel to the roadway, the slope of the bus boarding and alighting area shall be the same as the roadway, to the maximum extent practicable. For water drainage, a maximum slope of 1:48 perpendicular to the roadway is allowed.

E108.3 Bus shelters. Where provided, new or replaced bus shelters shall provide a minimum clear floor or ground space complying with ICC A117.1, Section 305, entirely within the shelter. Such shelters shall be connected by an accessible route to the boarding area required by Section E108.2.

E108.4 Signs. New bus route identification signs shall have finish and contrast complying with ICC A117.1. Additionally, to the maximum extent practicable, new bus route identification signs shall provide visual characters complying with ICC A117.1.

Exception: Bus schedules, timetables and maps that are posted at the bus stop or bus bay are not required to meet this requirement.

E108.5 Bus stop sitting. Bus stop sites shall be chosen such that, to the maximum extent practicable, the areas where lifts or ramps are to be deployed comply with Sections E108.2 and E108.3.

SECTION E109 TRANSPORTATION FACILITIES AND STATIONS

E109.1 General. Fixed transportation facilities and stations shall comply with the applicable provisions of Section E109.2.

E109.2 New construction. New stations in rapid rail, light rail, commuter rail, intercity rail, high speed rail and other fixed guideway systems shall comply with Sections E109.2.1 through E109.2.8.

E109.2.1 Station entrances. Where different entrances to a station serve different transportation fixed routes or groups of fixed routes, at least one entrance serving each group or route shall comply with Section 1104 and ICC A117.1.

E109.2.2 Signs. Signage in fixed transportation facilities and stations shall comply with Sections E109.2.2.1 through E109.2.2.3.

E109.2.2.1 Tactile signs. Where signs are provided at entrances to stations identifying the station or the entrance, or both, at least one sign at each entrance shall be tactile. A minimum of one tactile sign identifying the specific station shall be provided on each platform or boarding area. Such signs shall be placed in uniform locations at entrances and on platforms or boarding areas within the transit system to the maximum extent practicable. Tactile signs shall comply with ICC A117.1.

Exceptions:

1. Where the station has no defined entrance but signs are provided, the tactile signs shall be placed in a central location.
2. Signs are not required to be tactile where audible signs are remotely transmitted to hand-held receivers, or are user or proximity actuated.

E109.2.2.2 Identification signs. Stations covered by this section shall have identification signs containing visual characters complying with ICC A117.1. Signs shall be clearly visible and within the sightlines of a standing or sitting passenger from within the train on both sides when not obstructed by another train.

E109.2.2.3 Informational signs. Lists of stations, routes and destinations served by the station which are located on boarding areas, platforms or mezzanines shall provide visual characters complying with ICC A117.1. Signs covered by this provision shall, to the maximum extent practicable, be placed in uniform locations within the transit system.

E109.2.3 Fare machines. Self-service fare vending, collection and adjustment machines shall comply with ICC A117.1, Section 707. Where self-service fare vending, collection or adjustment machines are provided for the use of the general public, at least one accessible machine of each type provided shall be provided at each accessible point of entry and exit.

E109.2.4 Rail-to-platform height. Station platforms shall be positioned to coordinate with vehicles in accordance with the applicable provisions of 36 CFR, Part 1192. Low-level platforms shall be 8 inches (250 mm) minimum above top of rail.

Exception: Where vehicles are boarded from sidewalks or street level, low-level platforms shall be permitted to be less than 8 inches (250 mm).

E109.2.5 TTYs. Where a public pay telephone is provided in a transit facility (as defined by the Department of Transportation) at least one public TTY complying with ICC A117.1, Section 704.4, shall be provided in the station. In addition, where one or more public pay telephones serve a particular entrance to a transportation facility, at least one TTY telephone complying with ICC A117.1, Section 704.4, shall be provided to serve that entrance.

E109.2.6 Track crossings. Where a circulation path serving boarding platforms crosses tracks, an accessible route complying with ICC A117.1 shall be provided.

Exception: Openings for wheel flanges shall be permitted to be 21/2 inches (64 mm) maximum.

E109.2.7 Public address systems. Where public address systems convey audible information to the public, the same or equivalent information shall be provided in a visual format.

E109.2.8 Clocks. Where clocks are provided for use by the general public, the clock face shall be uncluttered so that its elements are clearly visible. Hands, numerals and digits shall contrast with the background either light-on-dark or dark-on-light. Where clocks are mounted overhead, numerals and digits shall comply with ICC A117.1, Section 703.2.

SECTION E110 AIRPORTS

E110.1 New construction. New construction of airports shall comply with Sections E110.2 through E110.4.

E110.2 TTYs. Where public pay telephones are provided, at least one TTY shall be provided in compliance with ICC A117.1, Section 704.4. Additionally, if four or more public pay telephones are located in a main terminal outside the security areas, a concourse within the security areas or a baggage claim area in a terminal, at least one public TTY complying with ICC A117.1, Section 704.4, shall also be provided in each such location.

E110.3 Terminal information systems. Where terminal information systems convey audible information to the public, the same or equivalent information shall be provided in a visual format.

E110.4 Clocks. Where clocks are provided for use by the general public, the clock face shall be uncluttered so that its elements are clearly visible. Hands, numerals and digits shall contrast with their

background either light-on-dark or dark-on-light. Where clocks are mounted overhead, numerals and digits shall comply with ICC A117.1, Section 703.2.

**SECTION E111
REFERENCED STANDARDS**

DOJ 36	Americans with Disabilities Act	E109.2.4,
CFR Part 1192	(ADA) Accessibility Guidelines Transportation Vehicles (ADAAG). Washington, D.C.: Department of Justice, 1991	E109.3.2 for
DOJ 28 CFR Part 36	Americans with Disabilities Act (ADA). Washington, D.C.: Department of Justice, 1991	E109.4
ICC/ANSI A117.1-03	Accessible and Usable Buildings and Facilities	E101.2, E104.2, E104.2.1, 104.3, E104.3.1, E104.3.4, E105.1, E105.2.1, E105.2.2, E105.3, E105.4, E105.6, E106.2, E106.3, E106.4, E106.4.9, E106.5, E107.2, E107.3, E108.3, E108.4, E109.2.1, E109.2.2.1, E109.2.2.2, E109.2.2.3, E109.2.3
16 USC Sec. 470	National Historic Preservation Act	E111.2, E111.3, E111.3.2

APPENDIX F RODENTPROOFING

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION F101 GENERAL

F101.1 General. Buildings or structures and the walls enclosing habitable or occupiable rooms and spaces in which persons live, sleep or work, or in which feed, food or foodstuffs are stored, prepared, processed, served or sold, shall be constructed in accordance with the provisions of this section.

F101.2 Foundation wall ventilation openings. Foundation wall ventilator openings shall be covered for their height and width with perforated sheet metal plates no less than 0.070 inch (1.8 mm) thick, expanded sheet metal plates not less than 0.047 inch (1.2 mm) thick, cast iron grills or grating, extruded aluminum load-bearing vents or with hardware cloth of 0.035 inch (0.89 mm) wire or heavier. The openings therein shall not exceed 1/4 inch (6.4 mm).

F101.3 Foundation and exterior wall sealing. Annular spaces around pipes, electric cables, conduits, or other openings in the walls shall be protected against the passage of rodents by closing such openings with cement mortar, concrete masonry or noncorrosive metal.

F101.4 Doors. Doors on which metal protection has been applied shall be hinged so as to be free swinging. When closed, the maximum clearance between any door, door jambs and sills shall not be greater than 3/8 inch (9.5 mm).

F101.5 Windows and other openings. Windows and other openings for the purpose of light or ventilation located in exterior walls within 2 feet (610 mm) above the existing ground level immediately below such opening shall be covered for their entire height and width, including frame, with hardware cloth of at least 0.035 inch (0.89 mm) wire or heavier.

F101.5.1 Rodent-accessible openings. Windows and other openings for the purpose of light and ventilation in the exterior walls not covered in this chapter, accessible to rodents by way of exposed pipes, wires, conduits and other appurtenances, shall be covered with wire cloth of at least 0.035 inch (0.89 mm) wire. In lieu of wire cloth covering, said pipes, wires, conduits and other appurtenances shall be blocked from rodent usage by installing solid sheet metal guards 0.024 inch (0.61 mm) thick or heavier. Guards shall be fitted around pipes, wires, conduits or other appurtenances. In addition, they shall be fastened securely to and shall extend perpendicularly from the exterior wall for a minimum distance of 12 inches (305 mm) beyond and on either side of pipes, wires, conduits or appurtenances.

F101.6 Pier and wood construction.

F101.6.1 Sill less than 12 inches above ground. Buildings not provided with a continuous foundation shall be provided with protection against rodents at grade by providing either an apron in accordance with Section F101.6.1.1 or a floor slab in accordance with Section 101.6.1.2.

F101.6.1.1 Apron. Where an apron is provided, the apron shall not be less than 8 inches (203 mm) above, nor less than 24 inches (610 mm) below, grade. The apron shall not terminate below the lower edge of the siding material. The apron shall be constructed of an approved nondecayable, water-resistant rodentproofing material of required strength and shall be installed around the entire perimeter of the building. Where constructed of masonry or concrete materials, the apron shall not be less than 4 inches (102 mm) in thickness.

F101.6.1.2 Grade floors. Where continuous concrete grade floor slabs are provided, open spaces shall not be left between the slab and walls, and openings in the slab shall be protected.

F101.6.2 Sill at or above 12 inches above ground. Buildings not provided with a continuous foundation and which have sills 12 or more inches (305 mm) above the ground level shall be provide with protection against rodents at grade in accordance with any of the following:

1. Section F101.6.1.1 or F101.6.1.2;
2. By installing solid sheet metal collars at least 0.024 inch (0.6 mm) thick at the top of each pier or pile and around each pipe, cable, conduit, wire or other item which provides a continuous pathway from the ground to the floor; or
3. By encasing the pipes, cables, conduits or wires in an enclosure constructed in accordance with Section F101.6.1.1.

APPENDIX H SIGNS

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION H101 GENERAL

H101.1 General. A sign shall not be erected in a manner that would confuse or obstruct the view of or interfere with exit signs required by Chapter 10 or with official traffic signs, signals or devices. Signs and sign support structures, together with their supports, braces, guys and anchors, shall be kept in repair and in proper state of preservation. The display surfaces of signs shall be kept neatly painted or posted at all times.

H101.2 Signs exempt from permits. The following signs are exempt from the requirements to obtain a permit before erection:

1. Painted nonilluminated signs.
2. Temporary signs announcing the sale or rent of property.
3. Signs erected by transportation authorities.
4. Projecting signs not exceeding 2.5 square feet (0.23m²).
5. The changing of moveable parts of an approved sign that is designed for such changes, or the repainting or repositioning of display matter shall not be deemed an alteration.

SECTION H102 DEFINITIONS

H102.1 General. Unless otherwise expressly stated, the following words and terms shall, for the purposes of this appendix, have the meanings shown herein. Refer to Chapter 2 of the *International Building Code* for general definitions.

COMBINATION SIGN. A sign incorporating any combination of the features of pole, projecting and roof signs.

DISPLAY SIGN. The area made available by the sign structure for the purpose of displaying the advertising message.

ELECTRIC SIGN. A sign containing electrical wiring, but not including signs illuminated by an exterior light source.

GROUND SIGN. A billboard or similar type of sign which is supported by one or more uprights, poles or braces in or upon the ground other than a combination sign or pole sign, as defined by this code.

POLE SIGN. A sign wholly supported by a sign structure in the ground.

PORTABLE DISPLAY SURFACE. A display surface temporarily fixed to a standardized advertising structure which is regularly moved from structure to structure at periodic intervals.

PROJECTING SIGN. A sign other than a wall sign, which projects from and is supported by a wall of a building or structure.

ROOF SIGN. A sign erected upon or above a roof or parapet of a building or structure.

SIGN. Any letter, figure, character, mark, plane, point, marquee sign, design, poster, pictorial, picture, stroke, stripe, line, trademark, reading matter or illuminated service, which shall be constructed, placed, attached, painted, erected, fastened or manufactured in any manner whatsoever, so that the same shall be used for the attraction of the public to any place, subject, person, firm, corporation, public Performance, article, machine or merchandise, whatsoever, which is displayed in any manner outdoors. Every sign shall be classified and conform to the requirements of that classification as set forth in this chapter.

SIGN STRUCTURE. Any structure which supports or is capable of supporting a sign as defined in this code. A sign structure is permitted to be a single pole and is not required to be an integral part of the building.

WALL SIGN. Any sign attached to or erected against the wall of a building or structure, with the exposed face of the sign in a plane parallel to the plane of said wall.

SECTION H103 LOCATION

H103.1 Location restrictions. Signs shall not be erected, constructed or maintained so as to obstruct any fire escape or any window or door or opening used as a means of egress or so as to prevent free passage from one part of a roof to any other part thereof. A sign shall not be attached in any form, shape or manner to a fire escape, nor be placed in such manner as to interfere with any opening required for ventilation.

SECTION H104 IDENTIFICATION

H104.1 Identification. Every outdoor advertising display sign hereafter erected, constructed or maintained, for which a permit is required shall be plainly marked with the name of the person, firm or corporation erecting and maintaining such sign and shall have affixed on the front thereof the permit number issued for said sign or other method of identification approved by the building official.

SECTION H105 DESIGN AND CONSTRUCTION

H105.1 General requirements. Signs shall be designed and constructed to comply with the provisions of this code for use of materials, loads and stresses.

H105.2 Permits, drawings and specifications. Where a permit is required, as provided in Chapter 1, construction documents shall be required. These documents shall show the dimensions, material and required details of construction, including loads, stresses and anchors.

H105.3 Wind load. Signs shall be designed and constructed to withstand wind pressure as provided for in Chapter 16.

H105.4 Seismic load. Signs designed to withstand wind pressures shall be considered capable of withstanding earthquake loads, except as provided for in Chapter 16.

H105.5 Working stresses. In outdoor advertising display signs, the allowable working stresses shall conform to the requirements of Chapter 16. The working stresses of wire rope and its fastenings shall not exceed 25 percent of the ultimate strength of the rope or fasteners.

Exceptions:

1. The allowable working stresses for steel and wood shall be in accordance with the provisions of Chapters 22 and 23.
2. The working strength of chains, cables, guys or steel rods shall not exceed one-fifth of the ultimate strength of such chains, cables, guys or steel rods.

H105.6 Attachment. Signs attached to masonry, concrete or steel shall be safely and securely fastened by means of metal anchors, bolts or approved expansion screws of sufficient size and anchorage to safely support the loads applied.

**SECTION H106
ELECTRICAL**

H106.1 Illumination. A sign shall not be illuminated by other than electrical means, and electrical devices and wiring shall be installed in accordance with the requirements of the ICC *Electrical Code*. Any open spark or flame shall not be used for display purposes unless specifically approved.

H106.1.1 Internally illuminated signs. Except as provided for in Sections 402.14 and 2611, where internally illuminated signs have facings of wood or approved plastic, the area of such facing section shall not be more than 120 square feet (11.16 m²) and the wiring for electric lighting shall be entirely enclosed in the sign cabinet with a clearance of not less than 2 inches (51 mm) from the facing material. The dimensional limitation of 120 square feet (11.16 m²) shall not apply to sign facing sections made from flame-resistant-coated fabric (ordinarily known as “flexible sign face plastic”) that weighs less than 20 ounces per square yard (678 g/m²) and that, when tested in accordance with NFPA 701, meets the fire propagation performance requirements of both Test 1 and Test 2 or that when tested in accordance with an approved test method, exhibits an average burn time of 2 seconds or less and a burning extent of 5.9 inches (150 mm) or less for 10 specimens.

H106.2 Electrical service. Signs that require electrical service shall comply with the ICC *Electrical Code*.

**SECTION H107
COMBUSTIBLE MATERIALS**

H107.1 Use of combustibles. Wood, approved plastic or plastic veneer panels as provided for in Chapter 26, or other materials of combustible characteristics similar to wood, used for moldings, cappings, nailing

blocks, letters and latticing, shall comply with Section H109.1, and shall not be used for other ornamental features of signs, unless approved.

H107.1.1 Plastic materials. Notwithstanding any other provisions of this code, plastic materials which burn at a rate no faster than 2.5 inches per minute (64 mm/s) when tested in accordance with ASTM D 635 shall be deemed approved plastics and can be used as the display surface material and for the letters, decorations and facings on signs and outdoor display structures.

H107.1.2 Electric sign faces. Individual plastic facings of electric signs shall not exceed 200 square feet (18.6 m²) in area.

H107.1.3 Area limitation. If the area of a display surface exceeds 200 square feet (18.6m²), the area occupied or covered by approved plastics shall be limited to 200 square feet (18.6 m²) plus 50 percent of the difference between 200 square feet (18.6 m²) and the area of display surface. The area of plastic on a display surface shall not in any case exceed 1,100 square feet (102 m²).

H107.1.4 Plastic appurtenances. Letters and decorations mounted on an approved plastic facing or display surface can be made of approved plastics.

SECTION H108 ANIMATED DEVICES

H108.1 Fail-safe device. Signs that contain moving sections or ornaments shall have fail-safe provisions to prevent the section or ornament from releasing and falling or shifting its center of gravity more than 15 inches (381 mm). The fail-safe device shall be in addition to the mechanism and the mechanism's housing which operate the movable section or ornament. The fail-safe device shall be capable of supporting the full dead weight of the section or ornament when the moving mechanism releases.

SECTION H109 GROUND SIGNS

H109.1 Height restrictions. The structural frame of ground signs shall not be erected of combustible materials to a height of more than 35 feet (10668 mm) above the ground. Ground signs constructed entirely of noncombustible material shall not be erected to a height of greater than 100 feet (30480 mm) above the ground. Greater heights are permitted where approved and located so as not to create a hazard or danger to the public.

H109.2 Required clearance. The bottom coping of every ground sign shall be not less than 3 feet (914 mm) above the ground or street level, which space can be filled with platform decorative trim or light wooden construction.

H109.3 Wood anchors and supports. Where wood anchors or supports are embedded in the soil, the wood shall be pressure treated with an approved preservative.

SECTION H110 ROOF SIGNS

H110.1 General. Roof signs shall be constructed entirely of metal or other approved noncombustible material except as provided for in Sections H106.1.1 and H107.1. Provisions shall be made for electric grounding of metallic parts. Where combustible materials are permitted in letters or other ornamental features, wiring and tubing shall be kept free and insulated there from. Roof signs shall be so constructed as to leave a clear space of not less than 6 feet (1829 mm) between the roof level and the lowest part of the sign and shall have at least 5 feet (1524 mm) clearance between the vertical supports thereof. No portion of any roof sign structure shall project beyond an exterior wall.

Exception: Signs on flat roofs with every part of the roof accessible.

H110.2 Bearing plates. The bearing plates of roof signs shall distribute the load directly to or upon masonry walls, steel roof girders, columns or beams. The building shall be designed to avoid overstress of these members.

H110.3 Height of solid signs. A roof sign having a solid surface shall not exceed, at any point, a height of 24 feet (7315 mm) measured from the roof surface.

H110.4 Height of open signs. Open roof signs in which the uniform open area is not less than 40 percent of total gross area shall not exceed a height of 75 feet (22 860 mm) on buildings of Type 1 or Type 2 construction. On buildings of other construction types, the height shall not exceed 40 feet (12 192 mm). Such signs shall be thoroughly secured to the building upon which they are installed, erected or constructed by iron, metal anchors, bolts, supports, chains, stranded cables, steel rods or braces and they shall be maintained in good condition.

H110.5 Height of closed signs. A closed roof sign shall not be erected to a height greater than 50 feet (15 240 mm) above the roof of buildings of Type 1 or Type 2 construction, nor more than 35 feet (10 668 mm) above the roof of buildings of Type 3, 4 or 5 construction.

SECTION H111 WALL SIGNS

H111.1 Materials. Wall signs which have an area exceeding 40 square feet (3.72 m²) shall be constructed of metal or other approved noncombustible material, except for nailing rails and as provided for in Sections H106.1.1 and H107.1.

H111.2 Exterior wall mounting details. Wall signs attached to exterior walls of solid masonry, concrete or stone shall be safely and securely attached by means of metal anchors, bolts or expansion screws of not less than 3/8 inch (9.5 mm) diameter and shall be embedded at least 5 inches (127 mm). Wood blocks shall not be used for anchorage, except in the case of wall signs attached to buildings with walls of wood. A wall sign shall not be supported by anchorages secured to an unbraced parapet wall.

H111.3 Extension. Wall signs shall not extend above the top of the wall, nor beyond the ends of the wall to which the signs are attached unless such signs conform to the requirements for roof signs, projecting signs or ground signs.

SECTION H112 PROJECTING SIGNS

H112.1 General. Projecting signs shall be constructed entirely of metal or other noncombustible material and securely attached to a building or structure by metal supports such as bolts, anchors, supports, chains, guys or steel rods. Staples or nails shall not be used to secure any projecting sign to any building or structure. The dead load of projecting signs not parallel to the building or structure and the load due to wind pressure shall be supported with chains, guys or steel rods having net cross-sectional dimension of not less than 3/8 inch (9.5 mm) diameter. Such supports shall be erected or maintained at an angle of at least 45 percent (0.78 rad) with the horizontal to resist the dead load and at angle of 45 percent (0.78 rad) or more with the face of the sign to resist the specified wind pressure. If such projecting sign exceeds 30 square feet (2.8 m²) in one facial area, there shall be provided at least two such supports on each side not more than 8 feet (2438 mm) apart to resist the wind pressure.

H112.2 Attachment of supports. Supports shall be secured to a bolt or expansion screw that will develop the strength of the supporting chains, guys or steel rods, with a minimum 5/8-inch (15.9 mm) bolt or lag screw, by an expansion shield. Turnbuckles shall be placed in chains, guys or steel rods supporting projecting signs.

H112.3 Wall mounting details. Chains, cables, guys or steel rods used to support the live or dead load of projecting signs are permitted to be fastened to solid masonry walls with expansion bolts or by machine screws in iron supports, but such supports shall not be attached to an unbraced parapet wall. Where the supports must be fastened to walls made of wood, the supporting anchor bolts must go through the wall and be plated or fastened on the inside in a secure manner.

H112.4 Height limitation. A projecting sign shall not be erected on the wall of any building so as to project above the roof or cornice wall or above the roof level where there is no cornice wall; except that a sign erected at a right angle to the building, the horizontal width of which sign is perpendicular to such a wall and does not exceed 18 inches (457 mm), is permitted to be erected to a height not exceeding 2 feet (610 mm) above the roof or cornice wall or above the roof level where there is no cornice wall. A sign attached to a corner of a building and parallel to the vertical line of such corner shall be deemed to be erected at a right angle to the building wall.

H112.5 Additional loads. Projecting sign structures which will be used to support an individual on a ladder or other servicing device, whether or not specifically designed for the servicing device, shall be capable of supporting the anticipated additional load, but not less than a 100-pound (445 N) concentrated horizontal load and a 300-pound (1334 N) concentrated vertical load applied at the point of assumed or most eccentric loading. The building component to which the projecting sign is attached shall also be designed to support the additional loads.

SECTION H113 MARQUEE SIGNS

H113.1 Materials. Marquee signs shall be constructed entirely of metal or other approved noncombustible material except as provided for in Sections H106.1.1 and H107.1.

H113.2 Attachment. Marquee signs shall be attached to approved marquees that are constructed in accordance with Section 3106.

H113.3 Dimensions. Marquee signs, whether on the front or side, shall not project beyond the perimeter of the marquee.

H113.4 Height limitation. Marquee signs shall not extend more than 6 feet (1829 mm) above, nor 1 foot (305 mm) below such marquee, but under no circumstances shall the sign or signs have a vertical dimension greater than 8 feet (2438 mm).

**SECTION H114
PORTABLE SIGNS**

H114.1 General. Portable signs shall conform to requirements for ground, roof, projecting, flat and temporary signs where such signs are used in a similar capacity. The requirements of this section shall not be construed to require portable signs to have connections to surfaces, tie-downs or foundations where provisions are made by temporary means or configuration of the structure to provide stability for the expected duration of the installation.

**TABLE 4-A
SIZE, THICKNESS AND TYPE OF GLASS PANELS IN SIGNS**

MAXIMUM SIZE OF EXPOSED PANEL		MINIMUM THICKNESS OF GLASS (inches)	TYPE OF GLASS
Any dimension (inches)	Area (square inches)		
30	500	1/8	Plain, plate or wired
45	700	3/16	Plain, plate or wired
144	3,600	1/4	Plain, plate or wired
>144	>3,600	1/4	Wired glass

**TABLE 4-B
THICKNESS OF PROJECTION SIGN**

PROJECTION (feet)	MAXIMUM THICKNESS (feet)
5	2
4	2.5
3	3
2	3.5
1	4

**SECTION H115
REFERENCED STANDARDS**

ASTM D 635-03	Test Method for Rate of Burning and/or Extent and Time of Burning of Self-Supporting Plastics in a Horizontal Position	H107.1.1
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ICC EC-06 ICC Electrical Code

H106.1, H106.2

NFPA 701-99 Methods of Fire Test for Flame Propagation of
Textiles and Films

H106.1.1

APPENDIX I PATIO COVERS

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION I101 GENERAL

I101.1 General. Patio covers shall be permitted to be detached from or attached to dwelling units. Patio covers shall be used only for recreational, outdoor living purposes and not as carports, garages, storage rooms or habitable rooms. Openings shall be permitted to be enclosed with insect screening, approved translucent or transparent plastic not more than 0.125 inch (3.2 mm) in thickness, glass conforming to the provisions of Chapter 24 or any combination of the foregoing.

SECTION I102 DEFINITIONS

I102.1 General. The following word and term shall, for the purposes of this appendix, have the meaning shown herein.

PATIO COVERS. One story structures not exceeding 12 feet (3657 mm) in height. Enclosure walls shall be permitted to be of any configuration, provided the open or glazed area of the longer wall and one additional wall is equal to at least 65 percent of the area below a minimum of 6 feet 8 inches (2032 mm) of each wall, measured from the floor.

SECTION I103 EXTERIOR OPENINGS

I103.1 Light, ventilation and emergency egress. Exterior openings required for light and ventilation shall be permitted to open into a patio structure. However, the patio structure shall be unenclosed if such openings are serving as emergency egress or rescue openings from sleeping rooms. Where such exterior openings serve as an exit from the dwelling unit, the patio structure, unless unenclosed, shall be provided with exits conforming to the provision of Chapter 10.

SECTION I104 STRUCTURAL PROVISIONS

I104.1 Design loads. Patio covers shall be designed and constructed to sustain, within the stress limits of this code, all dead loads plus a minimum vertical live load of 10 pounds per square foot (0.48 kN/m²) except that snow loads shall be used where such snow loads exceed this minimum. Such patio covers shall be designed to resist the minimum wind and seismic loads set forth in this code.

I104.2 Footings. In areas with a frost depth of zero, a patio cover shall be permitted to be supported on a concrete slab on grade without footings, provided the slab conforms to the provisions of Chapter 19 of this code, is not less than 3 1/2 inches (89 mm) thick and further provided that the columns do not support loads in excess of 750 pounds (3.36 kN) per column.

INTERNATIONAL RESIDENTIAL CODE/2006

Part II — Definitions

CHAPTER 2 DEFINITIONS

Adopted without additions or changes.

Part III — Building Planning and Construction

CHAPTER 3 BUILDING PLANNING

TABLE R301.2(1)
CLIMATE AND GEOGRAPHIC DESIGN CRITERIA

GROUND SNOW LOAD	WIND SPEED ^d (mph)	SEISMIC DESIGN CATEGORY ^f	SUBJECT TO DAMAGE FROM			WINTER DESIGN TEMP ^e	ICE BARRIER UNDERLAYMENT REQUIRED ^h	FLOOD HAZARDS ^g	AIR FREEZING INDEX ⁱ	MEAN ANNUAL TEMP ^j
			Weathering ^a	Frost line depth ^b	Termite ^c					
25	90 - 100	A & B	Severe	24"	Moderate to heavy	14	No	March 15, 1978 May 5, 2003	325	56.2

For SI: 1 pound per square foot = 0.0479 kN/m², 1 mile per hour = 1.609 km/h.

- a. Weathering may require a higher strength concrete or grade of masonry than necessary to satisfy the structural requirements of this code. The weathering column shall be filled in with the weathering index (i.e., “negligible,” “moderate” or “severe”) for concrete as determined from the Weathering Probability Map [Figure R301.2(3)]. The grade of masonry units shall be determined from ASTM C 34, C 55, C 62, C 73, C 90, C 129, C 145, C 216 or C 652.
- b. The frost line depth may require deeper footings than indicated in Figure R403.1 (1). The jurisdiction shall fill in the frost line depth column with the minimum depth of footing below finish grade.
- c. The jurisdiction shall fill in this part of the table to indicate the need for protection depending on whether there has been a history of local subterranean termite damage.
- d. The jurisdiction shall fill in this part of the table with the wind speed from the basic wind speed map [Figure 301.2(4)]. Wind exposure category shall be determined on a site-specific basis in accordance with Section R301.2.1.4.
- e. The outdoor design dry-bulb temperature shall be selected from the columns of 97 ½ - percent values for winter from Appendix D of the *International Plumbing Code*. Deviations from the Appendix D temperatures shall be permitted to reflect local climates or local weather experience as determined by the building official.
- f. The jurisdiction shall fill in this part of the table with the Seismic Design Category determined from Section R301.2.2.1.
- g. The jurisdiction shall fill in this part of the table with (a) the date of the jurisdiction’s entry into the National Flood Insurance Program (date of adoption of the first code or ordinance for management of flood hazard areas), (b) the date(s) of the currently effective FIRM and FBFM, or other flood hazard map adopted by the community, as may be amended.
- h. In accordance with Sections R905.2.7.1, R905.4.3, R905.5.3, R905.6.3, R905.7.3 and R905.8.3, for areas where the average daily temperature in January is 25° F (-4° C) or less, or where there has been a history of local damage from the effects of ice damming, the jurisdiction shall fill in this part of the table with “YES.” Otherwise, the jurisdiction shall fill in this part of the table with “NO.”
- i. The jurisdiction shall fill in this part of the table with the 100-year return period air freezing index (BF-days) from Figure R403.3(2) or from the 100-year (99%) value on the National Climatic Data Center data table “Air Freezing Index- USA Method (Base 32° Fahrenheit)” at www.ncdc.noaa.gov/fpsf.html.
- j. The jurisdiction shall fill in this part of the table with the mean annual temperature from the National Climatic Data Center data table “Air Freezing Index- USA Method (Base 32° Fahrenheit)” at www.ncdc.noaa.gov/fpsf.html.

SECTION R303 LIGHT, VENTILATION AND HEATING

R303.1 Habitable rooms. All habitable rooms [including finished basements,] shall have an aggregate glazing area of not less than 8 percent of the floor area of such rooms. Natural ventilation shall be through windows, doors, louvers or other approved openings to the outdoor air. Such openings shall be provided with ready access or shall otherwise be readily controllable by the building occupants. The minimum openable area to the outdoors shall be 4 percent of the floor area being ventilated.

R303.4.2 Exhaust openings. Outside exhaust openings shall be located so as not to create a nuisance. Exhaust air shall not be directed onto walkways. [Vents terminating in the soffit shall be equipped with soffit termination kits. Solid soffit material shall be provided at the eaves four (4) feet in either direction of the vent.]

SECTION R309 GARAGES AND CARPORTS

R309.2 Separation required. The garage shall be separated from the residence and its attic area by not less than 1/2-inch (12.7 mm) gypsum board applied to the garage side. Garages beneath habitable rooms shall be separated from all habitable rooms above by not less than 5/8-inch (15.9 mm) Type X gypsum board or equivalent. Where the separation is a floor-ceiling assembly, the structure supporting the separation shall also be protected by not less than 1/2-inch (12.7 mm) gypsum board or equivalent. Garages [and sheds] located less than 3 feet (914 mm) from a dwelling unit on the same lot shall be protected with not less than 1/2-inch (12.7 mm) gypsum board applied to the interior side of exterior walls that are within this area. Openings in these walls shall be regulated by Section R309.1. This provision does not apply to garage walls that are perpendicular to the adjacent dwelling unit wall.

SECTION R311 MEANS OF EGRESS

R311.4.3 Landings at doors. There shall be a floor or landing on each side of each exterior door. The floor or landing at the exterior door shall not be more than 1.5 inches (38 mm) lower than the top of the threshold. The landing shall be permitted to have a slope not to exceed 0.25 units vertical in 12 units horizontal (2-percent).

Exceptions:

1. Where a stairway of two or fewer risers is located on the exterior side of a door, other than the required exit door, a landing is not required for the exterior side of the door provided the door, other than an exterior storm or screen door, does not swing over the stairway.
2. The exterior landing at an exterior doorway shall not be more than 7 3/4 inches (196 mm) below the top of the threshold, provided the door, other than an exterior storm or screen door, does not swing over the landing.
3. The height of floors at exterior doors other than the exit door required by Section R311.4.1 shall not be more than ~~7 3/4~~ [8 1/4] inches (~~186~~ [210] mm) lower than the top of the threshold.

[4. The interior floor landing at the exit door required by Section R311.4.1 shall not be more than 1.5 inches (35 mm) lower than the top of the threshold. The exterior floor or landing at exterior doors shall have a rise no greater than that permitted in Section R311.5.3.

[5. When the door swings over a deck or raised patio.]

R311.5.3 Stair treads and risers.

R311.5.3.1 Riser height. The maximum riser height shall be ~~7 3/4 inches (196 mm)~~ [8 1/4 inches (210 mm)]. The riser shall be measured vertically between leading edges of the adjacent treads. [The riser height at landings with hinged doors shall be measured from the landing vertically to the top of the threshold (not the compression strip). The riser height at landings with sliding doors shall be measured from the landing vertically to the top of the highest projection of the door track.] The greatest riser height within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm).

R311.5.3.2 Tread depth. The minimum tread depth shall be ~~10 inches [9 inches] (254 mm)~~ [229 mm]. The tread depth shall be measured horizontally between the vertical planes of the foremost projection of adjacent treads and at a right angle to the tread's leading edge. The greatest tread depth within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm). Winder treads shall have a minimum tread depth of 10 inches (254 mm) measured as above at a point 12 inches (305 mm) from the side where the treads are narrower. Winder treads shall have a minimum tread depth of 6 inches (152 mm) at any point. Within any flight of stairs, the largest winder tread depth at the 12 inch (305 mm) walk line shall not exceed the smallest by more than 3/8 inch (9.5 mm).

R311.5.3.3 Profile. The radius of curvature at the leading edge of the tread shall be no greater than 9/16 inch (14 mm). A nosing not less than 3/4 inch (19 mm) but not more than 1 1/4 inch (32 mm) shall be provided on stairways with solid risers. The greatest nosing projection shall not exceed the smallest nosing projection by more than 3/8 inch (9.5 mm) between two stories, including the nosing at the level of floors and landings. Beveling of nosing shall not exceed 1/2 inch (12.7 mm). Risers shall be vertical or sloped from the underside of the leading edge of the tread above at an angle not more than 30 degrees (0.51 rad) from the vertical. Open risers are permitted, provided that the opening between treads does not permit the passage of a ~~4-inch [6-inch] diameter (102 mm)~~ [(152 mm)] sphere.

SECTION R312 GUARDS

R312.2 Guard opening limitations. ~~Required guards~~ [Installed guards] on open sides of stairways, raised floor areas, balconies and porches shall have intermediate rails or ornamental closures which do not allow passage of a sphere 4 inches (102mm) or more in diameter.

SECTION R313 SMOKE ALARMS

R313.1 Smoke detection and notification. All smoke alarms shall be listed in accordance with UL 217 and installed in accordance with the provisions of this code and the household fire warning equipment provisions of NFPA 72. Household fire alarm systems installed in accordance with NFPA 72 that include

smoke alarms, or a combination of smoke detector and audible notification device installed as required by this section for smoke alarms, shall be permitted. The household fire alarm system shall provide the same level of smoke detection and alarm as required by this section for smoke alarms in the event the fire alarm panel is removed or the system is not connected to a central station.

[R313.1.1 Combination smoke detector/carbon monoxide detector. A combination smoke and carbon monoxide detector shall be required in lieu of a standard smoke detector outside sleeping areas.]

SECTION R321 SITE ADDRESS

R321.1 Premises identification. Approved numbers or addresses shall be provided for all new buildings in such a position as to be plainly visible and legible from the street or road fronting the property. [The letters and numbers shall be a minimum of ½” (13mm) wide and 4 inches (102mm) high of contrasting background.]

[R321.2 Street identification. Permanent street signs shall be in place prior to the issuance of the Certificate of Occupancy.

SECTION R324 FLOOD-RESISTANT CONSTRUCTION

R324.1.5 Protection of mechanical and electrical systems. Electrical systems, equipment and components, and heating, ventilating, air conditioning and plumbing appliances, plumbing fixtures, duct systems, and other service equipment shall be located ~~at or~~ [1 foot (305mm) or more] above the design flood elevation. If replaced as part of a substantial improvement, electrical systems, equipment and components, and heating, ventilating, air conditioning, and plumbing appliances, plumbing fixtures, duct systems, and other service equipment shall meet the requirements of this section. Systems, fixtures, and equipment and components shall not be mounted on or penetrate through walls intended to break away under flood loads.

R324.2.1 Elevation requirements.

1. Buildings and structures shall have the lowest floors elevated to [1 foot (305mm) or more] ~~or~~ above the design flood elevation.
2. In areas of shallow flooding (AO Zones), buildings and structures shall have the lowest floor (including basement) elevated at least as high above the highest adjacent grade as the depth number specified in feet (mm) on the FIRM, or at least 2 feet (610 mm) if a depth number is not specified.
3. Basement floors that are below grade on all sides shall be elevated [1 foot (305mm) or more] ~~or~~ above the design flood elevation.

R324.3.2 Elevation requirements.

1. All buildings and structures erected within coastal high hazard areas shall be elevated so that the lowest portion of all structural members supporting the lowest floor, with the exception of mat or

raft foundations, piling, pile caps, columns, grade beams and bracing, is located elevated [1 foot (305mm) or more] ~~or~~ above the design flood elevation.

[The balance of the chapter is adopted without changes or additions.]

CHAPTER 4 FOUNDATIONS

[R403.1.1.1 Minimum footing sizes. Minimum thickness of a footing shall be the nominal width of the wall, but not less than 8 inches (203 mm). The minimum nominal width of the footings shall be twice the nominal thickness of the wall. Two story sections of a building shall have a minimum footing width of 24 inches (610 mm) and a minimum footing depth of 10 inches (254 mm). Minimum pier and column footings shall be 24 inch (610 mm) by 24 inch (610 mm) by 12 inches (305 mm) of concrete.

Exception:

1. Footings for single story decks with 4 inch (101 mm) by 4 inch (101 mm) post shall be a minimum of 8 inches (203 mm) in diameter, footings for single story decks with 6 inch (152 mm) by 6 inch (152 mm) post shall be a minimum of 12 inches (305 mm) in diameter and all footings shall extend 24 inches below grade shall have 8 inches (203 mm) thick of poured concrete to support each post. Freestanding decks not supported or attached to the house may be supported by manufactured deck blocks providing they are installed per manufacturers' specifications.
2. Decks having vertical members spaced 6 feet (1289 mm) on center may be placed on a 4 inch (101 mm) concrete pad provided the vertical members are placed 12 inches (305 mm) inside the perimeter of the pad and are anchored on all corners with approved anchoring devices. Decks 20 feet (6096 mm) or more in length shall have two additional anchors installed on each side mid-span.
3. Residential accessory structures less than 300 square feet (27 sq meters) in area, with the exception of a pole building and garage, shall be leveled and secured with tie-downs or equivalent manufactured home anchoring devices, one each corner. Structures 20 feet (6096 mm) or more in length shall have two additional anchors installed one each side mid-span. All lumber and wood siding is to be pressure treated from grade to 8 inches (203 mm) above finished grade. Pressure treated lumber shall meet the requirements set forth in Section R319.1.
4. Prefabricated room enclosures are to be placed on an approved support system per the manufacturer's installation instructions.
5. A garage and/or similar structures containing room(s) above grade or slab above grade shall be considered a single story in terms of footing design. Additional floors with weight bearing on exterior walls shall have the footing designed for two story structures.]

R403.1.4.1 Frost protection. Except where otherwise protected from frost, foundation walls, piers and other permanent supports of buildings and structures shall be protected from frost by one or more of the following methods:

1. Extended below the frost line specified in Table R301.2.(1);
2. Constructing in accordance with Section R403.3;
3. Constructing in accordance with ASCE 32; or
4. Erected on solid rock.

Exceptions:

1. Protection of freestanding accessory structures with an area of ~~600 square feet (56 m²)~~ [less than 300 square feet (28 m²)] ~~or less~~, of light-framed construction, with an eave height of 10 feet (3048 mm) or less shall not be required.
2. Protection of freestanding accessory structures with an area of 400 square feet (37m²) or less, of other than light-framed construction, with an eave height of 10 feet (3048 mm) or less shall not be required.
3. Decks not supported by a dwelling need not be provided with footings that extend below the frost line.
Footings shall not bear on frozen soil unless the frozen condition is permanent.

R403.1.6 Foundation anchorage. When braced wall panels are supported directly on continuous foundations, the wall wood sill plate or cold-formed steel bottom track shall be anchored to the foundation in accordance with this section.

The wood sole plate at exterior walls on monolithic slabs and wood sill plate shall be anchored to the foundation with anchor bolts spaced a maximum of 6 feet (1829 mm) on center. There shall be a minimum of two bolts per plate section with one bolt located not more than 12 inches (305 mm) ~~or less than seven bolt diameters~~ from each end of the plate section. In Seismic Design Categories D0, D1 and D2, anchor bolts shall be spaced at 6 feet (1829 mm) on center and located within 12 inches (305 mm) of the ends of each plate section at interior braced wall lines when required by Section R602.10.9 to be supported on a continuous foundation. Bolts shall be at least 1/2 inch (13 mm) in diameter and shall extend a minimum of 7 inches (178 mm) into masonry or concrete. Interior bearing wall sole plates on monolithic slab foundation shall be positively anchored with approved fasteners. A nut and washer shall be tightened on each bolt of the plate. Sills and sole plates shall be protected against decay and termites where required by Sections R319 and R320. Cold-formed steel framing systems shall be fastened to the wood sill plates or anchored directly to the foundation as required in Section R505.3.1 or R603.1.1.

[R403.4 Footing reinforcement. Column footings shall be reinforced with a minimum of 3 pieces of #4 rebar (1/2 inch, 12 mm) wired together in two directions.]

SECTION R404 FOUNDATION AND RETAINING WALLS

[Table R404.1(1) Top Reactions and Prescriptive Support of Foundation Walls. Delete without substitution.]

[Table R404.1(2) Maximum Anchor-Bolt Spacing for Supported Foundation Walls. Delete without substitution.]

[Table R404.1(3) Maximum Aspect Ration, L/W for Unbalanced Foundations. Delete without substitution.]

R405.2.3 Drainage system. In other than Group I soils, a sump shall be provided to drain the porous layer and footings. The sump shall be at least 24 inches (610 mm) in diameter or 20 inches square (0.0129 m²), shall extend at least 24 inches (610 mm) below the ~~bottom~~ [top] of the basement floor and shall be capable of positive gravity or mechanical drainage to remove any accumulated water. The drainage system shall discharge ~~into an approved sewer system or to daylight.~~ [from a sump via a pipe discharging onto a splash block, to open air or a drywell located a minimum of 10 feet (3 m) from the dwelling.]

[The balance of the chapter is adopted without changes or additions.]

CHAPTER 5 FLOORS

[R502.2.2.1 Deck ledger connection to band joist. For decks supporting a total design load of 50 psf (40 psf live load plus 10 psf dead load), the connection between the deck ledger of pressure-preservative-treated Southern Pine, incised pressure-preservative-treated Hem-Fir or approved decay-resistant species, and a 2-inch (51 mm) nominal band joist bearing on a sill plate or wall plate shall be constructed with ½-inch lag screws or bolts with washers in accordance with Table R502.2.2.1 Lag screws, bolts and washers shall be hot-dipped galvanized or stainless steel.

[Table R502.2.2.1
**FASTENER SPACING FOR A SOUTHERN PINE OR HEM-FIR DECK LEDGER
 AND A 2-INCH NOMINAL SOLID-SAWN SPRUCE-PINE-FIR BAND JOIST**^{c, f, g}
 (Deck Live Load = 40 psf, Deck Dead Load = 10 psf)

Joist Span	6'-0" and Less	6'-1" to 8'- 0"	8'-1" to 10'- 0"	10'-1" to 12'- 0"	12'-1" to 14'- 0"	14'-1" to 16'- 0"	14'-1" to 16'- 0"
Connection Details	On-Center Spacing of Fasteners ^{d, e}						
1/2" diameter lag screws with 15/32" maximum sheathing ^a	30	23	18	15	13	11	10
1/2" diameter bolt with 15/32" maximum sheathing	36	36	34	29	24	21	19
1/2" diameter bolt with 15/32" maximum sheathing and 1/2" stacked washers ^{b, h}	36	36	29	24	21	18	16

For SI: 1 inch = 25.4 mm, 1 foot = 304.8 mm, 1 lb per square foot = 0.0479kN/m².

- a. The tip of the lag screw shall fully extend beyond the inside face of the band joist.
- b. The maximum gap between the face of the ledger board and face of the wall sheathing shall be 1/2" inch.
- c. Ledgers shall be flashed to prevent water from contacting the house band joist.
- d. Lag screws and bolts shall be staggered in accordance with Section R502.2.2.1.1.
- e. Deck ledger shall be minimum 2x8 pressure-preservative-treated No. 2 grade lumber, or other approved materials as established by standard engineering practices.
- f. When solid sawn pressure-preservative-treated deck ledgers are attached to engineered wood products (structural composite lumber rimboard or laminated veneer lumber), the ledger attachment shall be designed in accordance with accepted engineering practices.
- g. A minimum of 1 by 9 1/2 Douglas Fir laminated rimboard shall be permitted in lieu of the 2 inch nominal band joist.
- h. Wood structural panel sheathing, gypsum board sheathing or foam sheathing not exceeding 1 inch in thickness shall be permitted. The maximum distance between the face of the ledgerboard and the face of the band joist shall be 1 inch.]

[R502.2.2.1.1 Placement of lag screws in deck ledgers. The lag screws or bolts shall be placed 2 inches (51 mm) in from the bottom or top of the deck ledgers and between 2 and 5 inches (51 and 127 mm) in from the ends. The lag screws or bolts shall be staggered from the top to the bottom along the horizontal run of the deck ledger.]

[R502.2.2.2 Alternate deck ledger connections. Deck ledger connections not conforming to Table R502.2.2.1 shall be designed in accordance with accepted engineering practices. Girders supporting deck joists shall not be supported on deck ledgers or band joist. Deck girders shall not be supported on stone or masonry veneer.]

[R502.2.2.3 Deck lateral load connection. The lateral load connection required by section R502.2.2 shall be permitted to be in accordance with Figure R502.2.2. Hold-down tension devices shall be provided in not less than two locations per deck, and each device shall have an allowable stress design capacity of not less than 1500 lb (6672 N).

[RESERVE THIS SPACE FOR FIGURE R502.2.3]

[R502.6.3 Stair stringers. The bottom of all stair stringers shall be provided with full bearing.]

[The balance of the chapter is adopted without changes or additions.]

CHAPTER 6 WALL CONSTRUCTION

[SECTION 614] [POST FRAME BUILDINGS]

[R614.1 Definitions.

POST FRAME BUILDING. A structural building frame consisting of a wood truss or rafters connected to vertical timber columns or sidewall posts which function as the principal gravity and load resisting elements of the building.

POLE BARN. A pole barn is a building that is essentially a roof extended over a series of poles. They are generally rectangular and lack exterior walls. The roof is supported by the poles which make up the outside barrier of the barn. The roof is usually light, of metal or canvas. A barn used for storing hay may lack any kind of lower exterior wall while a pole barn used to house livestock would have some form of wall meeting the roof. A building used for motor vehicles is considered a garage and must meet the requirements in section R309 as well as Section 614 of this code.

[SECTION 615] [PLAN SUBMITTALS]

[R615.1 Design loads. Plans are required to meet the minimum design loads noted in Table R301.2(1). Uplift reaction forces involved are required to be provided.

R615.2 Truss design drawings. Truss design drawings are required at the time of plan submittal. The building plans should specify the permanent bracing for cords and webs to meet the bracing requirements shown on the truss design drawings.

R615.3 Size, grade, and species of wood members. All lumber shown on the submitted drawings should identify the size, grade and species or species group. Any engineered lumber should be identified by the product name, size and, stress grade.

R615.4 Isolation of siding. Methods and materials to isolate steel siding from preservatively treated lumber should be specified and detailed on the submitted plans.

R615.5 Connection of truss to bearing post. Submitted plans shall specify a notch bearing, properly designed bearing block or other means for positive load transfer.

R615.6 Fastener schedule. Submitted plans are required to include a fastener schedule completely describing the fasteners and quantities required at each connection. Power driven nails should specify the type, diameter and length.

R615.7 Roofing and siding diaphragms. Submitted plans shall include metal roof and wall panel thickness, fastener type and size, and the fastener pattern for roof and siding panels. If stitch screws are required to attached metal sheet-to-sheet the plans should show the locations. Shingled roofs shall meet the requirements of Section R905.]

**[SECTION 616]
[FOOTINGS]**

[R616.1 Footing depth. Footings for post frame structures shall extend a minimum of 36 inches (914 mm) below grade.

R616.2 Footing size. Minimum footing sizes for all post frame structures shall be 18 inches (457 mm) diameter and a minimum of 8 inches (203 mm) thick concrete under the support posts.

R616.3 Resistance to uplift. A lumber cleat shall be attached to the bottom of all vertical support post to resist uplift.

Exception: Other means to resist uplift may be used and should be noted on the submitted plans.]

**[SECTION 617]
[FRAME CONSTRUCTION]**

[R617.1 Preservative treatment. All wood in contact with the ground shall be preservatively treated meeting the requirements of Section R319.

R617.2 Support post. Support post fabricated from multiple plies shall have the number of plies of lumber, lumber species, grade, and connection system between plies noted.

R617.3 Minimum number of support posts. See Table R617.3 for the minimum number of support posts required base on building square feet.

**TABLE R617.3
MINIMUM NUMBER OF SUPPORT POSTS^a**

Building size (sqft)	Footing size ^{b,c}	
	18 inch	24 inch
Up to 576	10	6
577 – 768	12	8
769 – 864	14	8
864 – 1008	16	10
1009 – 1152	18	12
1153 – 1200	20	12
1201 – 1400	22	14
1401 – 1600	26	16
1601 – 1800	30	16
1801 – 2000	32	18
2001 – 2200	36	20
2201 – 2400	38	22

- a. Divide by 2 for total number of footings on each load bearing side of the pole building.
- b. Footing size is based on round footings.
- c. Footings are required to be a minimum of 8 inches thick.

R617.4 Truss carrier spans. The allowable spans for truss carriers fabricated of dimensional lumber shall not exceed the values set forth in Tables R617.4 (1) through R617.4 (3). Spans exceeding the values set forth in Tables R617.4 (1) through R617.4 (3) shall be engineered.

Table R617.4 (1)

Truss Carrier Spans					
48" O.C. Support Post Spacing					
Truss Spacing	Header Supporting ^a	(2)2x6	(2)2x8	(2)2x10	(2)2x12
		lbs ^b	lbs ^b	lbs ^b	lbs ^b
24"	Douglas fir - Larch	1201	1584	2021	2458
	Hem - fir	948	1250	1595	1940
	Southern yellow pine	1138	1500	1914	2328
	Spruce - pine - fir	885	1167	1489	1811

Table R617.4 (2)

Truss Carrier Spans					
72" O.C. Support Post Spacing					
Truss Spacing	Header Supporting ^a	(2)2x6	(2)2x8	(2)2x10	(2)2x12
		lbs ^b	lbs ^b	lbs ^b	lbs ^b
24"	Douglas fir - Larch	862	1186	1513	1841
	Hem - fir	710	936	1195	1450
	Southern yellow pine	851	1124	1434	1744
	Spruce - pine - fir	663	874	1115	1356
36"	Douglas fir - Larch	1130	1584	2021	2458
	Hem - fir	948	1250	1595	1940
	Southern yellow pine	1138	1500	1914	2328
	Spruce - pine - fir	885	1167	1489	1711

Table R617.4 (3)

Truss Carrier Spans					
96" O.C. Support Post Spacing					
Truss Spacing	Header Supporting ^a	(2)2x6	(2)2x8	(2)2x10	(2)2x12
		lbs ^b	lbs ^b	lbs ^b	lbs ^b
24"	Douglas fir - Larch	487	782	1162	1413
	Hem - fir	460	719	917	1115
	Southern yellow pine	654	862	1100	1339
	Spruce - pine - fir	474	671	856	1041
48"	Douglas fir - Larch	847	1360	2021	2458
	Hem - fir	800	1250	1595	1940
	Southern yellow pine	1138	1500	1914	2328
	Spruce - pine - fir	824	1167	1489	1811

a. Tabulated values assume #2 grade lumber.
 b. Truss reactions = Total load.

**CHAPTER 7
WALL COVERING**

Adopted without additions or changes.

**CHAPTER 8
ROOF-CEILING CONSTRUCTION**

Adopted without additions or changes.

**CHAPTER 9
ROOF ASSEMBLIES**

Adopted without additions or changes.

**CHAPTER 10
CHIMNEYS AND FIREPLACES**

Adopted without additions or changes.



Part IV – Energy Conservation

**CHAPTER 11
ENERGY EFFICIENCY**

[502.2.5 Prescriptive path for additions and window replacements. As an alternative to demonstrating compliance with Section 402 or 502.2, additions with a conditioned floor area less than 500 square feet (46.5m²) to existing single-family residential buildings and structures shall meet the prescriptive envelope component criteria in Table 502.2.5 for the designated heating degree days (HDD) applicable to the location. The *U*-factor of each individual fenestration product (windows, doors and skylights) shall be used to calculate an area-weighted average fenestration product *U*-factor for the addition, which shall not exceed the applicable listed values in Table 502.2.5. For additions, other than sunroom additions, the total area of fenestration products shall not exceed 40 percent of the gross wall and roof area of the addition. The *R*-values for opaque thermal envelope components shall be equal to or greater than the applicable listed values in Table 502.2.5., replacement fenestration products (where some or all of an existing fenestration unit is replaced with an entire new replacement unit, including the frame, sash and glazing) shall meet the prescriptive fenestration *U*-factor criteria in Table 502.2.5 for the designated HDD applicable to the location. Conditioned sunroom additions shall maintain thermal isolation; shall not be used as kitchens or sleeping rooms; and shall be served by a separate heating or cooling system, or be thermostatically controlled as a separate zone of the existing system. Fenestration products used in additions and as replacement windows in accordance with this section shall also meet the requirements of Section 502.1.5 in locations with HDD less than 3,500.

Exception: Replacement skylights shall have a maximum *U*-factor of 0.60 when installed in any location above 1,999 HDD.]

TABLE 502.2.5

HEATING DEGREE DAYS	MAXIMUM	MINIMUM					
	Fenestration U-Factor ^e	Ceiling R-value ^{a, e}	Wall R-value ^e	Floor R-value	Basement wall R-value ^b	Slab perimeter R-value and depth ^c	Crawl space wall R-value ^d
2,000 – 3,999	0.5	R-38	R-13	R-19	R-8	R-5, 2 ft	R-10

For SI: 1 foot = 304.8 mm.

- a. "Ceiling R-value" shall be required for flat or inclined (cathedral) ceilings. Floors over outside air shall meet "Ceiling R-value" requirements.
- b. Basement wall insulation shall be installed in accordance with Section 502.2.1.6.
- c. Slab perimeter insulation shall be installed in accordance with Section 502.2.1.4. An additional R-2 shall be added to "Slab perimeter R-value" in the table if the slab is heated.
- d. "Crawl space wall R-value" shall apply to unventilated crawl spaces only. Crawl space insulation shall be installed in accordance with Section 502.2.1.5.
- e. Sunroom additions shall be required to have a maximum fenestration U-factor of 0.50 in locations with 2,000 - 12,999 HDD. In locations with 0-5,999 HDD, the minimum ceiling R-value shall be R-19 and the minimum wall R-value shall be R-13. In locations with 6,000 - 12,999 HDD, the minimum ceiling R-value shall be R-24 and the minimum wall R-value shall be R-13.

[The balance of the chapter is adopted without changes or additions.]

Part V – Mechanical

**CHAPTER 12
MECHANICAL ADMINISTRATION**

Adopted without additions or changes.

**CHAPTER 13
GENERAL MECHANICAL SYSTEM REQUIREMENTS**

Adopted without additions or changes.

**CHAPTER 14
HEATING AND COOLING REQUIREMENT**

Adopted without additions or changes.

**CHAPTER 15
EXHAUST SYSTEMS**

M1501.1 Outdoor discharge. The air removed by every mechanical exhaust system shall be discharged to the outdoors. Air shall not be exhausted into an attic, soffit, ridge vent or crawl space. [Vents terminating in the soffit shall be equipped with soffit termination kits. Solid soffit material shall be provided at the eaves four (4) feet in either direction of the vent.]

Exception: Whole-house ventilation-type attic fans that discharge into the attic space of dwelling units having private attics shall be permitted.

[**M1501.1.1 When required.** Where a compartment or space for domestic clothes dryer is provided, an exhaust system shall be installed in accordance with Sections M1502.]

M1502.2 Duct termination. Exhaust ducts shall terminate on the outside of the building. Exhaust duct terminations shall be in accordance with the dryer manufacturer’s installation instructions. Exhaust ducts

shall terminate not less than 3 feet (914 mm) in any direction from openings into buildings. Exhaust duct terminations shall be equipped with a backdraft damper. Screens shall not be installed at the duct termination.

[Vents terminating in the soffit shall be equipped with soffit termination kits. Solid soffit material shall be provided at the eaves four (4) feet in either direction of the vent.]

M1507.2 Exhaust air from bathrooms and toilet rooms shall not be recirculated within a residence or to another dwelling unit and shall be exhausted directly to the outdoors. Exhaust air from bathrooms and toilet rooms shall not discharge into an attic, crawl space or other areas inside the building.

[Exception: Exhaust air from toilet rooms or powder rooms without a major source of moisture shall be allowed to be recirculated by the use of a charcoal filter unit or any other unit approved by the building official.]

[The balance of the chapter is adopted without changes or additions.]

CHAPTER 16 DUCT SYSTEMS

[M1601.4.6 Length limited.] Flex air connectors and flexible ducts shall not be used to make turns 90 degree or more.]

[M1601.4.7 Concealed locations.] Flexible non-metallic ducts shall not be installed in concealed locations.]

[M1602.4 Required locations.] In all dwelling units, return air grilles shall be provided in each bedroom, living room, dining room, and family room unless such rooms are openly connected and at the same level. Return openings shall be capable of returning air approximately equal to the supply and ducted back to the furnace.]

[The balance of the chapter is adopted without changes or additions.]

CHAPTER 17 COMBUSTION AIR

Adopted without additions or changes.

CHAPTER 18 CHIMNEYS AND VENTS

Adopted without additions or changes.

CHAPTER 19 SPECIAL FUEL BURNING EQUIPMENT

Adopted without additions or changes.

**CHAPTER 20
BOILERS AND WATER HEATERS**

Adopted without additions or changes.

**CHAPTER 21
HYDRONIC PIPING**

Adopted without additions or changes.

**CHAPTER 22
SPECIAL PIPE AND STORAGE SYSTEMS**

Adopted without additions or changes.

**CHAPTER 23
SOLAR SYSTEMS**

Adopted without additions or changes.

Part VI – Fuel Gas

**CHAPTER 24
FUEL GAS**

Adopted without additions or changes.

Part VII – Plumbing

Deleted in its entirety. [Refer to current adopted State Plumbing Code.]

**CHAPTER 25
PLUMBING ADMINISTRATION**

Deleted in its entirety.

**CHAPTER 26
GENERAL PLUMBING REQUIREMENTS**

Deleted in its entirety.

**CHAPTER 27
PLUMBING FIXTURES**

Deleted in its entirety.

**CHAPTER 28
WATER HEATERS**

Deleted in its entirety.

**CHAPTER 29
WATER SUPPLY AND DISTRIBUTION**

Deleted in its entirety.

**CHAPTER 30
SANITARY DRAINAGE**

Deleted in its entirety.

**CHAPTER 31
VENTS**

Deleted in its entirety.

**CHAPTER 32
TRAPS**

Deleted in its entirety.

Part VIII - Electrical

**CHAPTER 33
GENERAL REQUIREMENTS**

Deleted in its entirety. [Refer to current adopted State Electrical Code.]

**CHAPTER 34
ELECTRICAL DEFINITIONS**

Deleted in its entirety.

**CHAPTER 35
SERVICES**

Deleted in its entirety.

**CHAPTER 36
BRANCH CIRCUITS AND FEEDER REQUIREMENTS**

Deleted in its entirety.

**CHAPTER 37
WIRING METHODS**

Deleted in its entirety.

**CHAPTER 38
POWER AND LIGHT DISTRIBUTION**

Deleted in its entirety.

**CHAPTER 39
LIGHT FIXTURES**

Deleted in its entirety.

**CHAPTER 40
APPLIANCE INSTALATION**

Deleted in its entirety.

**CHAPTER 41
SWIMMING POOLS (Electrical Requirements)**

Deleted in its entirety.

Part IX – Referenced Standards

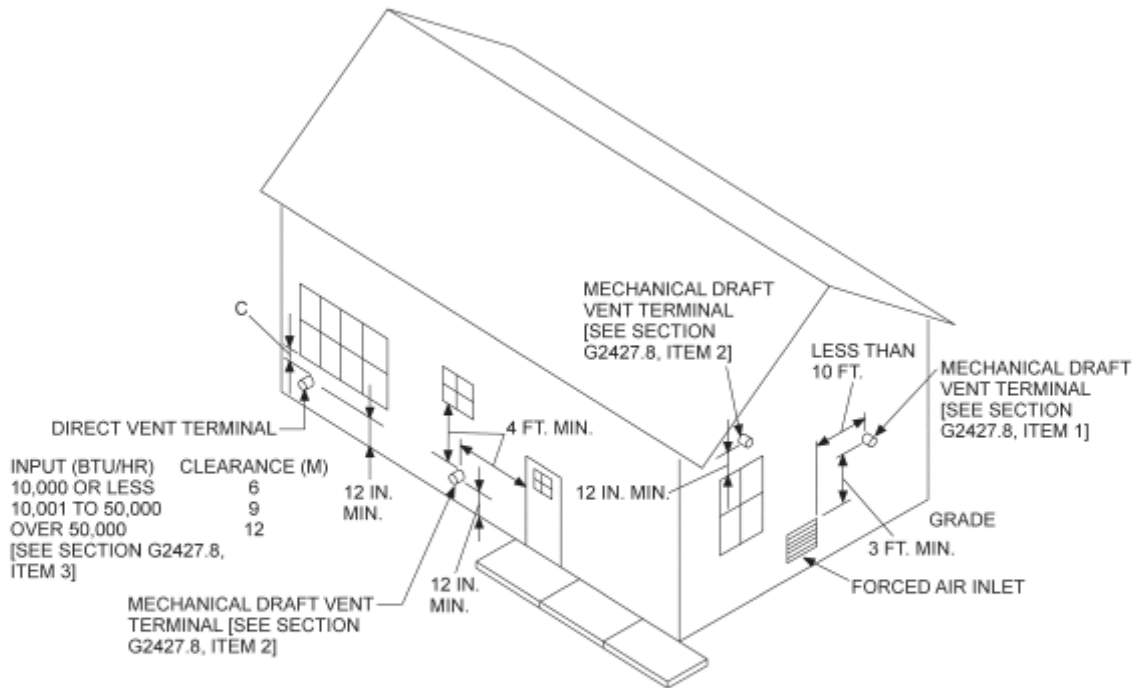
**CHAPTER 43
REFERENCED STANDARDS**

Adopted without additions or changes.

APPENDIX C (IFGS)

EXIT TERMINALS OF MECHANICAL DRAFT AND DIRECT-VENT VENTING SYSTEMS.

(This appendix is informative and is not part of the code. This appendix is an excerpt from the 2006 *International Fuel Gas Code*, coordinated with the section numbering of the *International Residential Code*.)



For SI: 1 inch = 25.4 mm, 1 foot = 304.8 mm, 1 British thermal unit per hour = 0.2931 W

**APPENDIX C
EXIT TERMINALS OF MECHANICAL DRAFT AND DIRECT-VENT VENTING SYSTEMS**

APPENDIX G**SWIMMING POOLS, SPAS AND HOT TUBS****SECTION AG101****GENERAL**

AG101.1 General. The provisions of this appendix shall control the design and construction of swimming pools, spas and hot tubs installed in or on the lot of a one- or two-family dwelling.

SECTION AG102**DEFINITIONS**

AG102.1 General. For the purposes of these requirements, the terms used shall be defined as follows and as set forth in Chapter 2.

ABOVE-GROUND/ON-GROUND POOL. See “Swimming pool.”

BARRIER. A fence, wall, building wall or combination thereof which completely surrounds the swimming pool and obstructs access to the swimming pool.

HOT TUB. See “Swimming pool.”

IN-GROUND POOL. See “Swimming pool.”

RESIDENTIAL. That which is situated on the premises of a detached one- or two-family dwelling or a one-family townhouse not more than three stories in height.

SPA, NONPORTABLE. See “Swimming pool.”

SPA, PORTABLE. A nonpermanent structure intended for recreational bathing, in which all controls, water-heating and water-circulating equipment are an integral part of the product.

SWIMMING POOL. Any structure intended for swimming or recreational bathing that contains water over 24 inches (610 mm) ~~deep~~ [high]. This includes in-ground, above-ground and on-ground swimming pools, hot tubs and spas.

SWIMMING POOL, INDOOR. A swimming pool which is totally contained within a structure and surrounded on all four sides by the walls of the enclosing structure.

SWIMMING POOL, OUTDOOR. Any swimming pool which is not an indoor pool.

SECTION AG103**SWIMMING POOLS**

AG103.1 In-ground pools. In-ground pools shall be designed and constructed in conformance with ANSI/NSPI-5 as listed in Section AG108.

AG103.2 Above-ground and on-ground pools. Aboveground and on-ground pools shall be designed and constructed in conformance with ANSI/NSPI-4 as listed in Section AG108.

SECTION AG104 SPAS AND HOT TUBS

AG104.1 Permanently installed spas and hot tubs. Permanently installed spas and hot tubs shall be designed and constructed in conformance with ANSI/NSPI-3 as listed in Section AG108.

AG104.2 Portable spas and hot tubs. Portable spas and hot tubs shall be designed and constructed in conformance with ANSI/NSPI-6 as listed in Section AG108.

SECTION AG105 BARRIER REQUIREMENTS

AG105.1 Application. The provisions of this chapter shall control the design of barriers for residential swimming pools, spas and hot tubs. These design controls are intended to provide protection against potential drownings and near drownings by restricting access to swimming pools, spas and hot tubs.

AG105.2 Outdoor swimming pool. An outdoor swimming pool, including an in-ground, above-ground or on-ground pool, hot tub or spa shall be surrounded by a barrier which shall comply with the following:

1. The top of the barrier shall be at least 48 inches (1219 mm) above grade measured on the side of the barrier which faces away from the swimming pool. The maximum vertical clearance between grade and the bottom of the barrier shall be \geq [4] inches (~~51 mm~~) [(102 mm)] measured on the side of the barrier which faces away from the swimming pool. Where the top of the pool structure is above grade, such as an above-ground pool, the barrier may be at ground level, such as the pool structure, or mounted on top of the pool structure. Where the barrier is mounted on top of the pool structure, the maximum vertical clearance between the top of the pool structure and the bottom of the barrier shall be 4 inches (102 mm).
2. Openings in the barrier shall not allow passage of a 4-inch-diameter (102 mm) sphere.
3. Solid barriers which do not have openings, such as a masonry or stone wall, shall not contain indentations or protrusions except for normal construction tolerances and tooled masonry joints.
4. Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is less than 45 inches (1143 mm), the horizontal members shall be located on the swimming pool side of the fence. Spacing between vertical members shall not exceed 13/4 inches (44 mm) in width. Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed 1 3/4 inches (44 mm) in width.
5. Where the barrier is composed of horizontal and vertical members and the distance between the tops of the horizontal members is 45 inches (1143 mm) or more, spacing between vertical members shall not exceed 4 inches (102 mm). Where there are decorative cutouts within vertical members, spacing within the cutouts shall not exceed 1 3/4 inches (44 mm) in width.

6. Maximum mesh size for chain link fences shall be a 2 1/4-inch (57 mm) square unless the fence has slats fastened at the top or the bottom which reduce the openings to not more than 1 3/4 inches (44 mm).

7. Where the barrier is composed of diagonal members, such as a lattice fence, the maximum opening formed by the diagonal members shall not be more than 1 3/4 inches (44 mm).

8. Access gates shall comply with the requirements of Section AG105.2, Items 1 through 7, and shall be equipped to accommodate a locking device. Pedestrian access gates shall open outward away from the pool and shall be self-closing and have a self-latching device. Gates other than pedestrian access gates shall have a self-latching device. Where the release mechanism of the self-latching device is located less than 54 inches (1372 mm) from the bottom of the gate, the release mechanism and openings shall comply with the following:

8.1. The release mechanism shall be located on the pool side of the gate at least 3 inches (76 mm) below the top of the gate; and

8.2. The gate and barrier shall have no opening larger than 1/2 inch (13 mm) within 18 inches (457 mm) of the release mechanism.

9. Where a wall of a dwelling serves as part of the barrier, one of the following conditions shall be met:

9.1. The pool shall be equipped with a powered safety cover in compliance with ASTM F 1346; or

9.2. Doors with direct access to the pool through that wall shall be equipped with an alarm which produces an audible warning when the door and/or its screen, if present, are opened. The alarm shall be listed in accordance with UL 2017. The audible alarm shall activate within 7 seconds and sound continuously for a minimum of 30 seconds after the door and/or its screen, if present, are opened and be capable of being heard throughout the house during normal household activities. The alarm shall automatically reset under all conditions. The alarm system shall be equipped with a manual means, such as touch pad or switch, to temporarily deactivate the alarm for a single opening. Deactivation shall last for not more than 15 seconds. The deactivation switch(es) shall be located at least 54 inches (1372 mm) above the threshold of the door; or

9.3. Other means of protection, such as self-closing doors with self-latching devices, which are approved by the governing body, shall be acceptable so long as the degree of protection afforded is not less than the protection afforded by Item 9.1 or 9.2 described above.

10. Where an above-ground pool structure is used as a barrier or where the barrier is mounted on top of the pool structure and the means of access is a ladder or steps:

10.1. The ladder or steps shall be capable of being secured, locked or removed to prevent access; or

10.2. The ladder or steps shall be surrounded by a barrier which meets the requirements of Section AG105.2, Items 1 through 9. When the ladder or steps are secured, locked or removed, any opening created shall not allow the passage of a 4-inch-diameter (102 mm) sphere.

[11.] [For split rail fences, 14 gauge wire with openings no greater than 2 inches (51mm) wide and 4 inches (102mm) high shall be permitted. The fence must be 48 inches (1219mm) high with the top edge securely fastened to the top rail. The wire must be applied on the side of the fence away from the pool.]

AG105.3 Indoor swimming pool. Walls surrounding an indoor swimming pool shall comply with Section AG105.2, Item 9.

AG105.4 Prohibited locations. Barriers shall be located to prohibit permanent structures, equipment or similar objects from being used to climb them.

AG105.5 Barrier exceptions. Spas or hot tubs with a safety cover which complies with ASTM F 1346, as listed in Section AG107, shall be exempt from the provisions of this appendix.

SECTION AG106 ENTRAPMENT PROTECTION FOR SWIMMING POOL AND SPA SUCTION OUTLETS

AG106.1 General. Suction outlets shall be designed to produce circulation throughout the pool or spa. Single-outlet systems, such as automatic vacuum cleaner systems, or multiple suction outlets, whether isolated by valves or otherwise, shall be protected against user entrapment.

AG106.2 Suction fittings. Pool and spa suction outlets shall have a cover that conforms to ANSI/ASME A112.19.8M, or an 18 inch×23 inch (457mm by 584 mm) drain grate or larger, or an approved channel drain system.

Exception: Surface skimmers

AG106.3 Atmospheric vacuum relief system required. Pool and spa single- or multiple-outlet circulation systems shall be equipped with atmospheric vacuum relief should grate covers located therein become missing or broken. This vacuum relief system shall include at least one approved or engineered method of the type specified herein, as follows:

1. Safety vacuum release system conforming to ASME A112.19.17; or
2. An approved gravity drainage system.

AG106.4 Dual drain separation. Single or multiple pump circulation systems have a minimum of two suction outlets of the approved type. A minimum horizontal or vertical distance of 3 feet (914 mm) shall separate the outlets. These suction outlets shall be piped so that water is drawn through them simultaneously through a vacuum-relief-protected line to the pump or pumps.

AG106.5 Pool cleaner fittings. Where provided, vacuum or pressure cleaner fitting(s) shall be located in an accessible position(s) at least 6 inches (152 mm) and not more than 12 inches (305 mm) below the minimum operational water level or as an attachment to the skimmer(s).

**SECTION AG107
ABBREVIATIONS**

AG107.1 General.

ANSI—American National Standards Institute
11 West 42nd Street, New York, NY 10036

ASME—American Society of Mechanical Engineers
Three Park Avenue
New York, NY 10016-5990

ASTM—ASTM International
100 Barr Harbor Drive, West Conshohocken, PA 19428

NSPI—National Spa and Pool Institute
2111 Eisenhower Avenue, Alexandria, VA 22314

UL—Underwriters Laboratories, Inc.
333 Pfingsten Road
Northbrook, Illinois 60062-2096

**SECTION AG108
STANDARDS**

AG108.1 General.

ANSI/NSPI

ANSI/NSPI-3-99 Standard for Permanently Installed
Residential Spas. AG104.1

ANSI/NSPI-4-99 Standard for Above-ground/On-ground
Residential Swimming Pools AG103.2

ANSI/NSPI-5-99 Standard for Residential In-ground
Swimming Pools AG103.1

ANSI/NSPI-6-99 Standard for Residential
Portable Spas AG104.2

ANSI/NSPI-5-2003 Standard for Residential
In-ground Swimming Pools AG103.1

ANSI/ASME A112.19.8M-1987 (R1996) Suction

Fittings for Use in Swimming Pools,
Wading Pools, Spas, Hot Tubs and
Whirlpool Bathing Appliances AG106.2

ASTM

ASTM F 1346-91 (2003) Performance Specification
for Safety Covers and Labeling Requirements for
All Covers for Swimming Pools, Spas and
Hot Tubs AG105.2, AG105.5

ASME

ASME A112.19.17 Manufacturers Safety Vacuum
Release Systems (SVRS) for Residential and
Commercial Swimming Pool, Spa, Hot Tub and
Wading Pool. AG106.3

UL

UL2017-2000 Standard for General-purpose
Signaling Devices and Systems—with Revisions
through June 2004. AG105.2

[EB] APPENDIX J
EXISTING BUILDINGS AND STRUCTURES

SECTION AJ101
PURPOSE AND INTENT

AJ101.1 General. The purpose of these provisions is to encourage the continued use or reuse of legally existing buildings and structures. These provisions are intended to permit work in existing buildings that is consistent with the purpose of the *International Residential Code*. Compliance with these provisions shall be deemed to meet the requirements of the *International Residential Code*.

AJ101.2 Classification of work. For purposes of this appendix, all work in existing buildings shall be classified into the categories of repair, renovation, alteration and reconstruction. Specific requirements are established for each category of work in these provisions.

AJ101.3 Multiple categories of work. Work of more than one category may be part of a single work Project. All related work permitted within a 12-month period shall be considered a single work project. Where a project includes one category of work in one building area and another category of work in a separate and unrelated area of the building, each project area shall comply with the requirements of the respective category of work. Where a project with more than one category of work is performed in the same area or in related areas of the building, the project shall comply with the requirements of the more stringent category of work.

SECTION AJ102
COMPLIANCE

AJ102.1 General. Regardless of the category of work being performed, the work shall not cause the structure to become unsafe or adversely affect the performance of the building; shall not cause an existing mechanical or plumbing system to become unsafe, hazardous, unsanitary or overloaded; and unless expressly permitted by these provisions, shall not make the building any less conforming to this code or to any previously approved alternative arrangements than it was before the work was undertaken.

AJ102.2 Requirements by category of work. Repairs shall conform to the requirements of Section AJ301. Renovations shall conform to the requirements of Section AJ401. Alterations shall conform to the requirements of Section AJ501 and the requirements for renovations. Reconstructions shall conform to the requirements of Section AJ601 and the requirements for alterations and renovations.

AJ102.3 Smoke detectors. Regardless of the category of work, smoke detectors shall be provided where required by Section R313.2.1.

AJ102.4 Replacement windows. Regardless of the category of work, when an existing window, including sash and glazed portion is replaced, the replacement window shall comply with the requirements of Chapter 11.

AJ102.5 Flood hazard areas. Work performed in existing buildings located in a flood hazard area as established by Table R301.2(1) shall be subject to the provisions of Section R105.3.1.1.

AJ102.6 Equivalent alternatives. These provisions are not intended to prevent the use of any alternate material, alternate design or alternate method of construction not specifically prescribed herein, provided any alternate has been deemed to be equivalent and its use authorized by the building official.

AJ102.7 Other alternatives. Where compliance with these provisions or with this code as required by these provisions is technically infeasible or would impose disproportionate costs because of structural, construction or dimensional difficulties, other alternatives may be accepted by the building official. These alternatives may include materials, design features and/or operational features.

AJ102.8 More restrictive requirements. Buildings or systems in compliance with the requirements of this code for new construction shall not be required to comply with any more restrictive requirement of these provisions.

AJ102.9 Features exceeding *International Residential Code* requirements. Elements, components and systems of existing buildings with features that exceed the requirements of this code for new construction, and are not otherwise required as part of approved alternative arrangements or deemed by the building official to be required to balance other building elements not complying with this code for new construction, shall not be prevented by these provisions from being modified as long as they remain in compliance with the applicable requirements for new construction.

SECTION AJ103 PRELIMINARY MEETING

AJ103.1 General. If a building permit is required at the request of the prospective permit applicant, the building official or his designee shall meet with the prospective applicant to discuss plans for any proposed work under these provisions prior to the application for the permit. The purpose of this preliminary meeting is for the building official to gain an understanding of the prospective applicant's intentions for the proposed work, and to determine, together with the prospective applicant, the specific applicability of these provisions.

SECTION AJ104 EVALUATION OF AN EXISTING BUILDING

AJ104.1 General. The building official may require an existing building to be investigated and evaluated by a registered design professional in the case of proposed reconstruction of any portion of a building. The evaluation shall determine the existence of any potential nonconformities with these provisions, and shall provide a basis for determining the impact of the proposed changes on the performance of the building. The evaluation shall use the following sources of information, as applicable:

1. Available documentation of the existing building.
 - 1.1. Field surveys.
 - 1.2. Tests (nondestructive and destructive).
 - 1.3. Laboratory analysis.

Exception: Detached one- or two-family dwellings that are not irregular buildings under Section R301.2.2.2.2 and are not undergoing an extensive reconstruction shall not be required to be evaluated.

SECTION AJ105 PERMIT

AJ105.1 Identification of work area. The work area shall be clearly identified on all permits issued under these provisions.

SECTION AJ201 DEFINITIONS

AJ201.1 General. For purposes of this appendix, the terms used are defined as follows.

ALTERATION. The reconfiguration of any space, the addition or elimination of any door or window, the reconfiguration or extension of any system, or the installation of any additional equipment.

CATEGORIES OF WORK. The nature and extent of construction work undertaken in an existing building. The categories of work covered in this Appendix, listed in increasing order of stringency of requirements, are repair, renovation, alteration and reconstruction.

DANGEROUS. Where the stresses in any member; the condition of the building, or any of its components or elements or attachments; or other condition that results in an overload exceeding 150 percent of the stress allowed for the member or material in this code.

EQUIPMENT OR FIXTURE. Any plumbing, heating, electrical, ventilating, air conditioning, refrigerating and fire protection equipment, and elevators, dumb waiters, boilers, pressure vessels, and other mechanical facilities or installations that are related to building services.

LOAD-BEARING ELEMENT. Any column, girder, beam, joist, truss, rafter, wall, floor or roof sheathing that supports any vertical load in addition to its own weight, and/or any lateral load.

MATERIALS AND METHODS REQUIREMENTS. Those requirements in this code that specify material standards; details of installation and connection; joints; penetrations; and continuity of any element, component or system in the building. The required quantity, fire resistance, flame spread, acoustic or thermal performance, or other performance attribute is specifically excluded from materials and methods requirements.

RECONSTRUCTION. The reconfiguration of a space that affects an exit, a renovation and/or alteration when the work area is not permitted to be occupied because existing means of egress and fire protection systems, or their equivalent, are not in place or continuously maintained; and/or there are extensive alterations as defined in Section AJ501.3.

REHABILITATION. Any repair, renovation, alteration or reconstruction work undertaken in an existing building.

RENOVATION. The change, strengthening or addition of load-bearing elements; and/or the refinishing, replacement, bracing, strengthening, upgrading or extensive repair of existing materials, elements, components, equipment and/or fixtures. Renovation involves no reconfiguration of spaces. Interior and exterior painting are not considered refinishing for purposes of this definition, and are not renovation.

REPAIR. The patching, restoration and/or minor replacement of materials, elements, components, equipment and/or fixtures for the purposes of maintaining those materials, elements, components, equipment and/or fixtures in good or sound condition.

WORKAREA. That portion of a building affected by any renovation, alteration or reconstruction work as initially intended by the owner and indicated as such in the permit. Work area excludes other portions of the building where incidental work entailed by the intended work must be performed, and portions of the building where work not initially intended by the owner is specifically required by these provisions for a renovation, alteration or reconstruction.

SECTION AJ301 REPAIRS

AJ301.1 Materials. Except as otherwise required herein, work shall be done using like materials or materials permitted by this code for new construction.

AJ301.1.1 Hazardous materials. Hazardous materials no longer permitted, such as asbestos and lead-based paint, shall not be used.

AJ301.1.2 Plumbing materials and supplies. The following plumbing materials and supplies shall not be used:

1. All-purpose solvent cement, unless listed for the specific application;
2. Flexible traps and tailpieces, unless listed for the specific application; and
3. Solder having more than 0.2 percent lead in the repair of potable water systems.

AJ301.2 Water closets. When any water closet is replaced with a newly manufactured water closet, the replacement water closet shall comply with the requirements of Section P2903.2.

AJ301.3 Safety glazing. Replacement glazing in hazardous locations shall comply with the safety glazing requirements of Section R308.1.

AJ301.4 Electrical. Repair or replacement of existing electrical wiring and equipment undergoing repair with like material shall be permitted.

Exceptions:

1. Replacement of electrical receptacles shall comply with the requirements of Chapters 33 through 42.
2. Plug fuses of the Edison-base type shall be used for replacements only where there is no evidence of overfusing or tampering per the applicable requirements of Chapters 33 through 42.
3. For replacement of nongrounding-type receptacles with grounding-type receptacles and for branch circuits that do not have an equipment grounding conductor in the branch circuitry, the grounding conductor of a grounding type receptacle outlet shall be permitted to be grounded to any accessible point on the grounding electrode system, or to any accessible point on the grounding electrode conductor, as allowed and described in Chapters 33 through 42.

SECTION AJ401 RENOVATIONS

AJ401.1 Materials and methods. The work shall comply with the materials and methods requirements of this code.

AJ401.2 Door and window dimensions. Minor reductions in the clear opening dimensions of replacement doors and windows that result from the use of different materials shall be allowed, whether or not they are permitted by this code.

AJ401.3 Interior finish. Wood paneling and textile wall coverings used as an interior finish shall comply with the flame spread requirements of Section R315.

AJ401.4 Structural. Unreinforced masonry buildings located in Seismic Design Category D2 or E shall have parapet bracing and wall anchors installed at the roofline whenever a reroofing permit is issued. Such parapet bracing and wall anchors shall be of an approved design.

SECTION AJ501 ALTERATIONS

AJ501.1 Newly constructed elements. Newly constructed elements, components and systems shall comply with the requirements of this code.

Exceptions:

1. Openable windows may be added without requiring compliance with the light and ventilation requirements of Section R303.
2. Newly installed electrical equipment shall comply with the requirements of Section AJ501.5.

AJ501.2 Nonconformities. The work shall not increase the extent of noncompliance with the requirements of Section AJ601, or create nonconformity with those requirements which did not previously exist.

AJ501.3 Extensive alterations. When the total area of all the work areas included in an alteration exceeds 50 percent of the area of the dwelling unit, the work shall be considered as a reconstruction and shall comply with the requirements of these provisions for reconstruction work.

Exception: Work areas in which the alteration work is exclusively plumbing, mechanical or electrical shall not be included in the computation of total area of all work areas.

AJ501.4 Structural. The minimum design loads for the structure shall be the loads applicable at the time the building was constructed, provided that no dangerous condition is created. Structural elements that are uncovered during the course of the alteration and that are found to be unsound or dangerous shall be made to comply with the applicable requirements of this code.

AJ501.5 Electrical equipment and wiring.

AJ501.5.1 Materials and methods. Newly installed electrical equipment and wiring relating to work done in any work area shall comply with the materials and methods requirements of Chapters 33 through 42.

Exception: Electrical equipment and wiring in newly installed partitions and ceilings shall comply with all applicable requirements of Chapters 33 through 42.

AJ501.5.2 Electrical service. Service to the dwelling unit shall be a minimum of 100 ampere, three-wire capacity and service equipment shall be dead front having no live parts exposed that could allow accidental contact. Type “S” fuses shall be installed when fused equipment is used.

Exception: Existing service of 60 ampere, three-wire capacity, and feeders of 30 ampere or larger two- or three-wire capacity shall be accepted if adequate for the electrical load being served.

AJ501.5.3 Additional electrical requirements. When the work area includes any of the following areas within a dwelling unit, the requirements of Sections AJ501.5.3.1 through AJ501.5.3.5 shall apply.

AJ501.5.3.1 Enclosed areas. Enclosed areas other than closets, kitchens, basements, garages, hallways, laundry areas and bathrooms shall have a minimum of two duplex receptacle outlets, or one duplex receptacle outlet and one ceiling or wall type lighting outlet.

AJ501.5.3.2 Kitchen and laundry areas. Kitchen areas shall have a minimum of two duplex receptacle outlets. Laundry areas shall have a minimum of one duplex receptacle outlet located near the laundry equipment and installed on an independent circuit.

AJ501.5.3.3 Ground-fault circuit-interruption. Ground fault circuit interruption shall be provided on newly installed receptacle outlets if required by Chapters 33 through 42.

AJ501.5.3.4 Lighting outlets. At least one lighting outlet shall be provided in every bathroom, hallway, stairway, attached garage and detached garage with electric power to illuminate outdoor entrances and exits, and in utility rooms and basements where these spaces are used for storage or contain equipment requiring service.

AJ501.5.3.5 Clearance. Clearance for electrical service equipment shall be provided in accordance with Chapters 33 through 42.

AJ501.6 Ventilation. All reconfigured spaces intended for occupancy and all spaces converted to habitable or occupiable space in any work area shall be provided with ventilation in accordance with Section R303.

AJ501.7 Ceiling height. Habitable spaces created in existing basements shall have ceiling heights of not less than 6 feet 8 inches (2032 mm). Obstructions may project to within 6 feet 4 inches (1930 mm) of the basement floor. Existing finished ceiling heights in nonhabitable spaces in basements shall not be reduced.

J501.8 Stairs.

AJ501.8.1 Stair width. Existing basement stairs and handrails not otherwise being altered or modified shall be permitted to maintain their current clear width at, above, and below existing handrails.

AJ501.8.2 Stair headroom. Headroom height on existing basement stairs being altered or modified shall not be reduced below the existing stairway finished headroom. Existing basement stairs not otherwise being altered shall be permitted to maintain the current finished headroom.

AJ501.8.3 Stair landing. Landings serving existing basement stairs being altered or modified shall not be reduced below the existing stairway landing depth and width. Existing basement stairs not otherwise being altered shall be permitted to maintain the current landing depth and width.

**SECTION AJ601
RECONSTRUCTION****AJ601.1 Stairways, handrails and guards.**

AJ601.1.1 Stairways. Stairways within the work area shall be provided with illumination in accordance with Section R303.6.

AJ601.1.2 Handrails. Every required exit stairway that has four or more risers, is part of the means of egress for any work area, and is not provided with at least one handrail, or in which the existing handrails are judged to be in danger of collapsing, shall be provided with handrails designed and installed in accordance with Section R311 for the full length of the run of steps on at least one side.

AJ601.1.3 Guards. Every open portion of a stair, landing or balcony that is more than 30 inches (762 mm) above the floor or grade below, is part of the egress path for any work area, and does not have guards or in which the existing guards are judged to be in danger of collapsing, shall be provided with guards designed and installed in accordance with Section R312.

AJ601.2 Wall and ceiling finish. The interior finish of walls and ceilings in any work area shall comply with the requirements of Section R315. Existing interior finish materials that do not comply with those requirements shall be removed or shall be treated with an approved fire-retardant coating in accordance with the manufacturer's instructions to secure compliance with the requirements of this section.

AJ601.3 Separation walls. Where the work area is in an attached dwelling unit, walls separating dwelling units that are not continuous from the foundation to the underside of the roof sheathing shall be constructed to provide a continuous fire separation using construction materials consistent with the existing wall or complying with the requirements for new structures. Performance of work shall be required only on the side of the wall of the dwelling unit that is part of the work area.

AJ601.4 Ceiling height. Habitable spaces created in existing basements shall be permitted to have ceiling heights of not less than 6 feet 8 inches (2032 mm). Obstructions may project to within 6 feet 4 inches (1930 mm) of the basement floor. Existing finished ceiling heights in nonhabitable spaces in basements shall not be reduced.

APPENDIX M**HOME DAY CARE—R-3 OCCUPANCY****SECTION AM101
GENERAL**

AM101.1 General. This appendix shall apply to a home day care operated within a dwelling. It is to include buildings and structures occupied by persons of any age who receive custodial care for less than 24 hours by individuals other than parents or guardians or relatives by blood, marriage, or adoption, and in a place other than the home of the person cared for.

**SECTION AM102
DEFINITIONS**

EXIT ACCESS. That portion of a means of egress system that leads from any occupied point in a building or structure to an exit.

**SECTION AM103
MEANS OF EGRESS**

AM103.1 Exits required. If the occupant load of the residence is more than nine, including those who are residents, during the time of operation of the day care, two exits are required from the ground-level story. Two exits are required from a home day care operated in a manufactured home regardless of the occupant load. Exits shall comply with Section R311.

AM103.1.1 Exit access prohibited. An exit access from the area of day-care operation shall not pass through bathrooms, bedrooms, closets, garages, fenced rear yards or similar areas.

Exception: An exit may discharge into a fenced yard if the gate or gates remain unlocked during day-care hours. The gates may be locked if there is an area of refuge located within the fenced yard and more than 50 feet (15 240 mm) from the dwelling. The area of refuge shall be large enough to allow 5 square feet (0.5m²) per occupant.

AM103.1.2 Basements. If the basement of a dwelling is to be used in the day-care operation, two exits are required from the basement regardless of the occupant load. One of the exits may pass through the dwelling and the other must lead directly to the exterior of the dwelling.

Exception: An emergency and escape window complying with Section R310 and which does not conflict with Section AM103.1.1 may be used as the second means of egress from a basement.

AM103.1.3 Yards. If the yard is to be used as part of the day-care operation it shall be fenced.

AM103.1.3.1 Type of fence and hardware. The fence shall be of durable materials and be at least 6 feet (1529 mm) tall completely enclosing the area used for the day-care operations.

Each opening shall be a gate or door equipped with a self-closing and self-latching device to be installed at a minimum of 5 feet (1528 mm) above the ground.

Exception: The door of any dwelling which forms part of the enclosure need not be equipped with self-closing and self-latching devices.

AM103.1.3.2 Construction of fence. Openings in the fence, wall or enclosure required by this section shall have intermediate rails or an ornamental pattern that do not allow a sphere 4 inches (102 mm) in diameter to pass through. In addition, the following criteria must be met:

1. The maximum vertical clearance between grade and the bottom of the fence, wall or enclosure shall be 2 inches (51 mm).
2. Solid walls or enclosures that do not have openings, such as masonry or stone walls, shall not contain indentations or protrusions except for tooled masonry joints.
3. Maximum mesh size for chain link fences shall be 1 1/4-inches (32 mm) square unless the fence has slats at the top or bottom which reduce the opening to no more than 1 3/4 inches (44 mm). The wire shall not be less than 9 gauge [(0.148 in.) (3.8 mm)].

AM103.1.3.3 Decks. Decks that are more than 12 inches (305 mm) above grade shall have a guard in compliance with Section R312.

AM103.2 Width and height of an exit. The minimum width of a required exit is 36 inches (914 mm) with a net clear width of 32 inches (813 mm). The minimum height of a required exit is 6 feet 8 inches (2032 mm).

AM103.3 Type of lock and latches for exits. Regardless of the occupant load served, exit doors shall be openable from the inside without the use of a key or any special knowledge or effort. When the occupant load is 10 or less, a night latch, dead bolt or security chain may be used, provided such devices are openable from the inside without the use of a key or tool and mounted at a height not to exceed 48 inches (1219 mm) above the finished floor.

AM103.4 Landings. Landings for stairways and doors shall comply with Section R311 except that landings shall be required for the exterior side of a sliding door when a home day-care is being operated in a Group R-3 Occupancy.

SECTION AM104 SMOKE DETECTION

AM104.1 General. Smoke detectors shall be installed in dwelling units used for home day-care operations. Detectors shall be installed in accordance with the approved manufacturer's instructions. If the current smoke detection system in the dwelling is not in compliance with the currently adopted code for smoke detection, it shall be upgraded to meet the currently adopted code requirements and Section AM103 before daycare operations commence.

AM104.2 Power source. Required smoke detectors shall receive their primary power from the building wiring when that wiring is served from a commercial source and shall be equipped with a battery backup.

The detector shall emit a signal when the batteries are low. Wiring shall be permanent and without a disconnecting switch other than those required for over-current protection. Required smoke detectors shall be interconnected so if one detector is activated, all detectors are activated.

AM104.3 Location. A detector shall be located in each bedroom and any room that is to be used as a sleeping room and centrally located in the corridor, hallway or area giving access to each separate sleeping area. When the dwelling unit has more than one story, and in dwellings with basements, a detector shall be installed on each story and in the basement. In dwelling units where a story or basement is split into two or more levels, the smoke detector shall be installed on the upper level, except that when the lower level contains a sleeping area, a detector shall be installed on each level. When sleeping rooms are on the upper level, the detector shall be placed at the ceiling of the upper level in close proximity to the stairway. In dwelling units where the ceiling height of a room open to the hallway serving the bedrooms or sleeping areas exceeds that of the hallway by 24 inches (610 mm) or more, smoke detectors shall be installed in the hallway and in the adjacent room. Detectors shall sound an alarm audible in all sleeping areas of the dwelling unit in which they are located.